

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 3. The Illinois Constitutional Amendment Act is
5 amended by changing Section 6 as follows:

6 (5 ILCS 20/6) (from Ch. 1, par. 108)

7 Sec. 6. The county canvassing boards of the counties
8 respectively shall at the time it opens the returns and makes
9 abstracts of the votes cast at such elections for officers,
10 also make abstracts in duplicate of the votes cast for and
11 against such proposed amendment or amendments to the
12 constitution. And immediately after the completion of the
13 abstracts the county canvassing boards shall inclose one of the
14 same in a sealed envelope, and indorse thereon the words
15 "Abstract of votes for and against amendment of the
16 constitution," and address and mail the same to the State Board
17 of Elections ~~secretary of state~~, and shall file the other of
18 the abstracts in the county clerk's office.

19 (Source: Laws 1963, p. 1115.)

20 Section 5. The Statute on Statutes is amended by changing
21 Section 1.25 as follows:

1 (5 ILCS 70/1.25) (from Ch. 1, par. 1026)

2 Sec. 1.25. Unless An Act otherwise specifically provides,
3 any writing of any kind or description required or authorized
4 to be filed with, and any payment of any kind or description
5 required or authorized to be paid to, the State or any
6 political subdivision thereof, by the laws of this State:

7 (1) if transmitted through the United States mail, shall be
8 deemed filed with or received by the State or political
9 subdivision on the date shown by the post office cancellation
10 mark stamped upon the envelope or other wrapper containing it;

11 (2) if mailed but not received by the State or political
12 subdivision, or if received but without a cancellation mark or
13 with the cancellation mark illegible or erroneous, shall be
14 deemed filed with or received by the State or political
15 subdivision to which it was required or authorized to be
16 directed on the date it was mailed, but only if the sender
17 establishes by competent evidence that the writing or payment
18 was deposited, properly addressed, in the United States mail on
19 or before the date on which it was required or authorized to be
20 filed or was due. In cases in which the writing or payment was
21 mailed but not received, the sender must also file with, or pay
22 to, the State or political subdivision to which the writing or
23 payment was required or authorized to be directed, a duplicate
24 writing or payment within 30 days after written notification is
25 given to the person claiming to have sent the writing or
26 payment, by the State or political subdivision to which the

1 writing or payment was required or authorized to be sent, of
2 its non-receipt of the writing or payment.

3 If a writing or payment is sent by United States registered
4 mail, certified mail or certificate of mailing, a record
5 authenticated by the United States Post Office of such
6 registration, certification or certificate shall be considered
7 competent evidence that the writing or payment was mailed. The
8 date of registration, certification or certificate shall be
9 deemed the postmarked date.

10 Notwithstanding any other provision of law, neither a
11 petition for nomination as a candidate for political office nor
12 a petition to submit a public question to be voted upon by the
13 electors of the State or of any political subdivision or
14 district may be considered filed until it is received by the
15 political subdivision, election authority, or the State Board
16 of Elections, as applicable.

17 (Source: P.A. 76-1111.)

18 Section 10. The Election Code is amended by changing
19 Sections 4-6.2, 5-7.03, 5-16.2, 6-50.2, 7-10, 7-11, 7-12, 8-8,
20 8-10, 10-1, 16-5.01, 19-2, 19A-15, 24A-15, 24B-15, 24C-15,
21 25-6, 28-5, 28-6, 28-7, 28-9, 28-10, 28-11, 28-12, and 28-13
22 and by adding Section 20-1b as follows:

23 (10 ILCS 5/4-6.2) (from Ch. 46, par. 4-6.2)

24 Sec. 4-6.2. (a) The county clerk shall appoint all

1 municipal and township or road district clerks or their duly
2 authorized deputies as deputy registrars who may accept the
3 registration of all qualified residents of the State.

4 The county clerk shall appoint all precinct
5 committeepersons in the county as deputy registrars who may
6 accept the registration of any qualified resident of the State,
7 except during the 27 days preceding an election.

8 ~~The election authority shall appoint as deputy registrars a~~
9 ~~reasonable number of employees of the Secretary of State~~
10 ~~located at driver's license examination stations and~~
11 ~~designated to the election authority by the Secretary of State~~
12 ~~who may accept the registration of any qualified residents of~~
13 ~~the State at any such driver's license examination stations.~~
14 ~~The appointment of employees of the Secretary of State as~~
15 ~~deputy registrars shall be made in the manner provided in~~
16 ~~Section 2-105 of the Illinois Vehicle Code.~~

17 The county clerk shall appoint each of the following named
18 persons as deputy registrars upon the written request of such
19 persons:

20 1. The chief librarian, or a qualified person
21 designated by the chief librarian, of any public library
22 situated within the election jurisdiction, who may accept
23 the registrations of any qualified resident of the State,
24 at such library.

25 2. The principal, or a qualified person designated by
26 the principal, of any high school, elementary school, or

1 vocational school situated within the election
2 jurisdiction, who may accept the registrations of any
3 qualified resident of the State, at such school. The county
4 clerk shall notify every principal and vice-principal of
5 each high school, elementary school, and vocational school
6 situated within the election jurisdiction of their
7 eligibility to serve as deputy registrars and offer
8 training courses for service as deputy registrars at
9 conveniently located facilities at least 4 months prior to
10 every election.

11 3. The president, or a qualified person designated by
12 the president, of any university, college, community
13 college, academy or other institution of learning situated
14 within the election jurisdiction, who may accept the
15 registrations of any resident of the State, at such
16 university, college, community college, academy or
17 institution.

18 4. A duly elected or appointed official of a bona fide
19 labor organization, or a reasonable number of qualified
20 members designated by such official, who may accept the
21 registrations of any qualified resident of the State.

22 5. A duly elected or appointed official of a bonafide
23 State civic organization, as defined and determined by rule
24 of the State Board of Elections, or qualified members
25 designated by such official, who may accept the
26 registration of any qualified resident of the State. In

1 determining the number of deputy registrars that shall be
2 appointed, the county clerk shall consider the population
3 of the jurisdiction, the size of the organization, the
4 geographic size of the jurisdiction, convenience for the
5 public, the existing number of deputy registrars in the
6 jurisdiction and their location, the registration
7 activities of the organization and the need to appoint
8 deputy registrars to assist and facilitate the
9 registration of non-English speaking individuals. In no
10 event shall a county clerk fix an arbitrary number
11 applicable to every civic organization requesting
12 appointment of its members as deputy registrars. The State
13 Board of Elections shall by rule provide for certification
14 of bonafide State civic organizations. Such appointments
15 shall be made for a period not to exceed 2 years,
16 terminating on the first business day of the month
17 following the month of the general election, and shall be
18 valid for all periods of voter registration as provided by
19 this Code during the terms of such appointments.

20 6. The Director of Healthcare and Family Services, or a
21 reasonable number of employees designated by the Director
22 and located at public aid offices, who may accept the
23 registration of any qualified resident of the county at any
24 such public aid office.

25 7. The Director of the Illinois Department of
26 Employment Security, or a reasonable number of employees

1 designated by the Director and located at unemployment
2 offices, who may accept the registration of any qualified
3 resident of the county at any such unemployment office.

4 8. The president of any corporation as defined by the
5 Business Corporation Act of 1983, or a reasonable number of
6 employees designated by such president, who may accept the
7 registrations of any qualified resident of the State.

8 If the request to be appointed as deputy registrar is
9 denied, the county clerk shall, within 10 days after the date
10 the request is submitted, provide the affected individual or
11 organization with written notice setting forth the specific
12 reasons or criteria relied upon to deny the request to be
13 appointed as deputy registrar.

14 The county clerk may appoint as many additional deputy
15 registrars as he considers necessary. The county clerk shall
16 appoint such additional deputy registrars in such manner that
17 the convenience of the public is served, giving due
18 consideration to both population concentration and area. Some
19 of the additional deputy registrars shall be selected so that
20 there are an equal number from each of the 2 major political
21 parties in the election jurisdiction. The county clerk, in
22 appointing an additional deputy registrar, shall make the
23 appointment from a list of applicants submitted by the Chairman
24 of the County Central Committee of the applicant's political
25 party. A Chairman of a County Central Committee shall submit a
26 list of applicants to the county clerk by November 30 of each

1 year. The county clerk may require a Chairman of a County
2 Central Committee to furnish a supplemental list of applicants.

3 Deputy registrars may accept registrations at any time
4 other than the 27 day period preceding an election. All persons
5 appointed as deputy registrars shall be registered voters
6 within the county and shall take and subscribe to the following
7 oath or affirmation:

8 "I do solemnly swear (or affirm, as the case may be) that I
9 will support the Constitution of the United States, and the
10 Constitution of the State of Illinois, and that I will
11 faithfully discharge the duties of the office of deputy
12 registrar to the best of my ability and that I will register no
13 person nor cause the registration of any person except upon his
14 personal application before me.

15

16 (Signature Deputy Registrar)"

17 This oath shall be administered by the county clerk, or by
18 one of his deputies, or by any person qualified to take
19 acknowledgement of deeds and shall immediately thereafter be
20 filed with the county clerk.

21 Appointments of deputy registrars under this Section,
22 except precinct committeemen, shall be for 2-year terms,
23 commencing on December 1 following the general election of each
24 even-numbered year; except that the terms of the initial
25 appointments shall be until December 1st following the next
26 general election. Appointments of precinct committeemen shall

1 be for 2-year terms commencing on the date of the county
2 convention following the general primary at which they were
3 elected. The county clerk shall issue a certificate of
4 appointment to each deputy registrar, and shall maintain in his
5 office for public inspection a list of the names of all
6 appointees.

7 (b) The county clerk shall be responsible for training all
8 deputy registrars appointed pursuant to subsection (a), at
9 times and locations reasonably convenient for both the county
10 clerk and such appointees. The county clerk shall be
11 responsible for certifying and supervising all deputy
12 registrars appointed pursuant to subsection (a). Deputy
13 registrars appointed under subsection (a) shall be subject to
14 removal for cause.

15 (c) Completed registration materials under the control of
16 deputy registrars, appointed pursuant to subsection (a), shall
17 be returned to the appointing election authority by first-class
18 mail within 2 business days or personal delivery within 7 days,
19 except that completed registration materials received by the
20 deputy registrars during the period between the 35th and 28th
21 day preceding an election shall be returned by the deputy
22 registrars to the appointing election authority within 48 hours
23 after receipt thereof. The completed registration materials
24 received by the deputy registrars on the 28th day preceding an
25 election shall be returned by the deputy registrars within 24
26 hours after receipt thereof. Unused materials shall be returned

1 by deputy registrars appointed pursuant to paragraph 4 of
2 subsection (a), not later than the next working day following
3 the close of registration.

4 (d) The county clerk or board of election commissioners, as
5 the case may be, must provide any additional forms requested by
6 any deputy registrar regardless of the number of unaccounted
7 registration forms the deputy registrar may have in his or her
8 possession.

9 (e) No deputy registrar shall engage in any electioneering
10 or the promotion of any cause during the performance of his or
11 her duties.

12 (f) The county clerk shall not be criminally or civilly
13 liable for the acts or omissions of any deputy registrar. Such
14 deputy registrars shall not be deemed to be employees of the
15 county clerk.

16 (g) Completed registration materials returned by deputy
17 registrars for persons residing outside the county shall be
18 transmitted by the county clerk within 2 days after receipt to
19 the election authority of the person's election jurisdiction of
20 residence.

21 (Source: P.A. 94-645, eff. 8-22-05; 95-331, eff. 8-21-07.)

22 (10 ILCS 5/5-7.03) (from Ch. 46, par. 5-7.03)

23 Sec. 5-7.03. The State Board of Elections shall design a
24 registration record card which, except as otherwise provided in
25 this Section, shall be used in triplicate by all election

1 authorities in the State, except those election authorities
2 adopting a computer-based voter registration file authorized
3 under Section 5-43. The Board shall prescribe the form and
4 specifications, including but not limited to the weight of
5 paper, color and print of such cards. Such cards shall contain
6 boxes or spaces for the information required under Sections 5-7
7 and 5-28.1 of this Code; provided, that such cards shall also
8 contain a box or space for the applicant's social security
9 number, which shall be required to the extent allowed by law
10 but in no case shall the applicant provide fewer than the last
11 4 digits of the social security number, and a box for the
12 applicant's telephone number, if available.

13 Except for those election authorities adopting a
14 computer-based voter registration file authorized under
15 Section 5-43, the original and duplicate cards shall
16 respectively constitute the master file and precinct binder
17 registration records of the voter. A copy shall be given to the
18 applicant upon completion of his or her registration or
19 completed transfer of registration.

20 Whenever a voter moves to another precinct within the same
21 election jurisdiction or to another election jurisdiction in
22 the State, such voter may transfer his or her registration by
23 presenting his or her copy to the election authority or a
24 deputy registrar. If such voter is not in possession of or has
25 lost his or her copy, he or she may effect a transfer of
26 registration by executing an Affidavit of Cancellation of

1 Previous Registration. In the case of a transfer of
2 registration to a new election jurisdiction, the election
3 authority shall transmit the voter's copy or such affidavit to
4 the election authority of the voter's former election
5 jurisdiction, which shall immediately cause the transmission
6 of the voter's previous registration card to the voter's new
7 election authority. No transfer of registration to a new
8 election jurisdiction shall be complete until the voter's old
9 election authority receives notification.

10 Deputy registrars shall return all copies of registration
11 record cards or Affidavits of Cancellation of Previous
12 Registration to the election authority by first-class mail
13 within 2 business days or personal delivery within 7 ~~working~~
14 days after the receipt thereof, except that such copies or
15 Affidavits of Cancellation of Previous Registration received
16 by the deputy registrars between the 35th and 28th day
17 preceding an election shall be returned by the deputy
18 registrars to the election authority within 48 hours after
19 receipt. The deputy registrars shall return the copies or
20 Affidavits of Cancellation of Previous Registration received
21 by them on the 28th day preceding an election to the election
22 authority within 24 hours after receipt thereof.

23 (Source: P.A. 91-73, eff. 7-9-99; 92-816, eff. 8-21-02.)

24 (10 ILCS 5/5-16.2) (from Ch. 46, par. 5-16.2)

25 Sec. 5-16.2. (a) The county clerk shall appoint all

1 municipal and township clerks or their duly authorized deputies
2 as deputy registrars who may accept the registration of all
3 qualified residents of the State.

4 The county clerk shall appoint all precinct
5 committeepersons in the county as deputy registrars who may
6 accept the registration of any qualified resident of the State,
7 except during the 27 days preceding an election.

8 ~~The election authority shall appoint as deputy registrars a~~
9 ~~reasonable number of employees of the Secretary of State~~
10 ~~located at driver's license examination stations and~~
11 ~~designated to the election authority by the Secretary of State~~
12 ~~who may accept the registration of any qualified residents of~~
13 ~~the State at any such driver's license examination stations.~~
14 ~~The appointment of employees of the Secretary of State as~~
15 ~~deputy registrars shall be made in the manner provided in~~
16 ~~Section 2-105 of the Illinois Vehicle Code.~~

17 The county clerk shall appoint each of the following named
18 persons as deputy registrars upon the written request of such
19 persons:

20 1. The chief librarian, or a qualified person
21 designated by the chief librarian, of any public library
22 situated within the election jurisdiction, who may accept
23 the registrations of any qualified resident of the State,
24 at such library.

25 2. The principal, or a qualified person designated by
26 the principal, of any high school, elementary school, or

1 vocational school situated within the election
2 jurisdiction, who may accept the registrations of any
3 resident of the State, at such school. The county clerk
4 shall notify every principal and vice-principal of each
5 high school, elementary school, and vocational school
6 situated within the election jurisdiction of their
7 eligibility to serve as deputy registrars and offer
8 training courses for service as deputy registrars at
9 conveniently located facilities at least 4 months prior to
10 every election.

11 3. The president, or a qualified person designated by
12 the president, of any university, college, community
13 college, academy or other institution of learning situated
14 within the election jurisdiction, who may accept the
15 registrations of any resident of the State, at such
16 university, college, community college, academy or
17 institution.

18 4. A duly elected or appointed official of a bona fide
19 labor organization, or a reasonable number of qualified
20 members designated by such official, who may accept the
21 registrations of any qualified resident of the State.

22 5. A duly elected or appointed official of a bona fide
23 State civic organization, as defined and determined by rule
24 of the State Board of Elections, or qualified members
25 designated by such official, who may accept the
26 registration of any qualified resident of the State. In

1 determining the number of deputy registrars that shall be
2 appointed, the county clerk shall consider the population
3 of the jurisdiction, the size of the organization, the
4 geographic size of the jurisdiction, convenience for the
5 public, the existing number of deputy registrars in the
6 jurisdiction and their location, the registration
7 activities of the organization and the need to appoint
8 deputy registrars to assist and facilitate the
9 registration of non-English speaking individuals. In no
10 event shall a county clerk fix an arbitrary number
11 applicable to every civic organization requesting
12 appointment of its members as deputy registrars. The State
13 Board of Elections shall by rule provide for certification
14 of bona fide State civic organizations. Such appointments
15 shall be made for a period not to exceed 2 years,
16 terminating on the first business day of the month
17 following the month of the general election, and shall be
18 valid for all periods of voter registration as provided by
19 this Code during the terms of such appointments.

20 6. The Director of Healthcare and Family Services, or a
21 reasonable number of employees designated by the Director
22 and located at public aid offices, who may accept the
23 registration of any qualified resident of the county at any
24 such public aid office.

25 7. The Director of the Illinois Department of
26 Employment Security, or a reasonable number of employees

1 designated by the Director and located at unemployment
2 offices, who may accept the registration of any qualified
3 resident of the county at any such unemployment office.

4 8. The president of any corporation as defined by the
5 Business Corporation Act of 1983, or a reasonable number of
6 employees designated by such president, who may accept the
7 registrations of any qualified resident of the State.

8 If the request to be appointed as deputy registrar is
9 denied, the county clerk shall, within 10 days after the date
10 the request is submitted, provide the affected individual or
11 organization with written notice setting forth the specific
12 reasons or criteria relied upon to deny the request to be
13 appointed as deputy registrar.

14 The county clerk may appoint as many additional deputy
15 registrars as he considers necessary. The county clerk shall
16 appoint such additional deputy registrars in such manner that
17 the convenience of the public is served, giving due
18 consideration to both population concentration and area. Some
19 of the additional deputy registrars shall be selected so that
20 there are an equal number from each of the 2 major political
21 parties in the election jurisdiction. The county clerk, in
22 appointing an additional deputy registrar, shall make the
23 appointment from a list of applicants submitted by the Chairman
24 of the County Central Committee of the applicant's political
25 party. A Chairman of a County Central Committee shall submit a
26 list of applicants to the county clerk by November 30 of each

1 year. The county clerk may require a Chairman of a County
2 Central Committee to furnish a supplemental list of applicants.

3 Deputy registrars may accept registrations at any time
4 other than the 27 day period preceding an election. All persons
5 appointed as deputy registrars shall be registered voters
6 within the county and shall take and subscribe to the following
7 oath or affirmation:

8 "I do solemnly swear (or affirm, as the case may be) that I
9 will support the Constitution of the United States, and the
10 Constitution of the State of Illinois, and that I will
11 faithfully discharge the duties of the office of deputy
12 registrar to the best of my ability and that I will register no
13 person nor cause the registration of any person except upon his
14 personal application before me.

15

16 (Signature of Deputy Registrar)"

17 This oath shall be administered by the county clerk, or by
18 one of his deputies, or by any person qualified to take
19 acknowledgement of deeds and shall immediately thereafter be
20 filed with the county clerk.

21 Appointments of deputy registrars under this Section,
22 except precinct committeemen, shall be for 2-year terms,
23 commencing on December 1 following the general election of each
24 even-numbered year, except that the terms of the initial
25 appointments shall be until December 1st following the next
26 general election. Appointments of precinct committeemen shall

1 be for 2-year terms commencing on the date of the county
2 convention following the general primary at which they were
3 elected. The county clerk shall issue a certificate of
4 appointment to each deputy registrar, and shall maintain in his
5 office for public inspection a list of the names of all
6 appointees.

7 (b) The county clerk shall be responsible for training all
8 deputy registrars appointed pursuant to subsection (a), at
9 times and locations reasonably convenient for both the county
10 clerk and such appointees. The county clerk shall be
11 responsible for certifying and supervising all deputy
12 registrars appointed pursuant to subsection (a). Deputy
13 registrars appointed under subsection (a) shall be subject to
14 removal for cause.

15 (c) Completed registration materials under the control of
16 deputy registrars, appointed pursuant to subsection (a), shall
17 be returned to the appointing election authority by first-class
18 mail within 2 business days or personal delivery within 7 days,
19 except that completed registration materials received by the
20 deputy registrars during the period between the 35th and 28th
21 day preceding an election shall be returned by the deputy
22 registrars to the appointing election authority within 48 hours
23 after receipt thereof. The completed registration materials
24 received by the deputy registrars on the 28th day preceding an
25 election shall be returned by the deputy registrars within 24
26 hours after receipt thereof. Unused materials shall be returned

1 by deputy registrars appointed pursuant to paragraph 4 of
2 subsection (a), not later than the next working day following
3 the close of registration.

4 (d) The county clerk or board of election commissioners, as
5 the case may be, must provide any additional forms requested by
6 any deputy registrar regardless of the number of unaccounted
7 registration forms the deputy registrar may have in his or her
8 possession.

9 (e) No deputy registrar shall engage in any electioneering
10 or the promotion of any cause during the performance of his or
11 her duties.

12 (f) The county clerk shall not be criminally or civilly
13 liable for the acts or omissions of any deputy registrar. Such
14 deputy registers shall not be deemed to be employees of the
15 county clerk.

16 (g) Completed registration materials returned by deputy
17 registrars for persons residing outside the county shall be
18 transmitted by the county clerk within 2 days after receipt to
19 the election authority of the person's election jurisdiction of
20 residence.

21 (Source: P.A. 94-645, eff. 8-22-05; 95-331, eff. 8-21-07.)

22 (10 ILCS 5/6-50.2) (from Ch. 46, par. 6-50.2)

23 Sec. 6-50.2. (a) The board of election commissioners shall
24 appoint all precinct committeepersons in the election
25 jurisdiction as deputy registrars who may accept the

1 registration of any qualified resident of the State, except
2 during the 27 days preceding an election.

3 ~~The election authority shall appoint as deputy registrars a~~
4 ~~reasonable number of employees of the Secretary of State~~
5 ~~located at driver's license examination stations and~~
6 ~~designated to the election authority by the Secretary of State~~
7 ~~who may accept the registration of any qualified residents of~~
8 ~~the State at any such driver's license examination stations.~~
9 ~~The appointment of employees of the Secretary of State as~~
10 ~~deputy registrars shall be made in the manner provided in~~
11 ~~Section 2-105 of the Illinois Vehicle Code.~~

12 The board of election commissioners shall appoint each of
13 the following named persons as deputy registrars upon the
14 written request of such persons:

15 1. The chief librarian, or a qualified person
16 designated by the chief librarian, of any public library
17 situated within the election jurisdiction, who may accept
18 the registrations of any qualified resident of the State,
19 at such library.

20 2. The principal, or a qualified person designated by
21 the principal, of any high school, elementary school, or
22 vocational school situated within the election
23 jurisdiction, who may accept the registrations of any
24 resident of the State, at such school. The board of
25 election commissioners shall notify every principal and
26 vice-principal of each high school, elementary school, and

1 vocational school situated in the election jurisdiction of
2 their eligibility to serve as deputy registrars and offer
3 training courses for service as deputy registrars at
4 conveniently located facilities at least 4 months prior to
5 every election.

6 3. The president, or a qualified person designated by
7 the president, of any university, college, community
8 college, academy or other institution of learning situated
9 within the State, who may accept the registrations of any
10 resident of the election jurisdiction, at such university,
11 college, community college, academy or institution.

12 4. A duly elected or appointed official of a bona fide
13 labor organization, or a reasonable number of qualified
14 members designated by such official, who may accept the
15 registrations of any qualified resident of the State.

16 5. A duly elected or appointed official of a bona fide
17 State civic organization, as defined and determined by rule
18 of the State Board of Elections, or qualified members
19 designated by such official, who may accept the
20 registration of any qualified resident of the State. In
21 determining the number of deputy registrars that shall be
22 appointed, the board of election commissioners shall
23 consider the population of the jurisdiction, the size of
24 the organization, the geographic size of the jurisdiction,
25 convenience for the public, the existing number of deputy
26 registrars in the jurisdiction and their location, the

1 registration activities of the organization and the need to
2 appoint deputy registrars to assist and facilitate the
3 registration of non-English speaking individuals. In no
4 event shall a board of election commissioners fix an
5 arbitrary number applicable to every civic organization
6 requesting appointment of its members as deputy
7 registrars. The State Board of Elections shall by rule
8 provide for certification of bona fide State civic
9 organizations. Such appointments shall be made for a period
10 not to exceed 2 years, terminating on the first business
11 day of the month following the month of the general
12 election, and shall be valid for all periods of voter
13 registration as provided by this Code during the terms of
14 such appointments.

15 6. The Director of Healthcare and Family Services, or a
16 reasonable number of employees designated by the Director
17 and located at public aid offices, who may accept the
18 registration of any qualified resident of the election
19 jurisdiction at any such public aid office.

20 7. The Director of the Illinois Department of
21 Employment Security, or a reasonable number of employees
22 designated by the Director and located at unemployment
23 offices, who may accept the registration of any qualified
24 resident of the election jurisdiction at any such
25 unemployment office. If the request to be appointed as
26 deputy registrar is denied, the board of election

1 commissioners shall, within 10 days after the date the
2 request is submitted, provide the affected individual or
3 organization with written notice setting forth the
4 specific reasons or criteria relied upon to deny the
5 request to be appointed as deputy registrar.

6 8. The president of any corporation, as defined by the
7 Business Corporation Act of 1983, or a reasonable number of
8 employees designated by such president, who may accept the
9 registrations of any qualified resident of the State.

10 The board of election commissioners may appoint as many
11 additional deputy registrars as it considers necessary. The
12 board of election commissioners shall appoint such additional
13 deputy registrars in such manner that the convenience of the
14 public is served, giving due consideration to both population
15 concentration and area. Some of the additional deputy
16 registrars shall be selected so that there are an equal number
17 from each of the 2 major political parties in the election
18 jurisdiction. The board of election commissioners, in
19 appointing an additional deputy registrar, shall make the
20 appointment from a list of applicants submitted by the Chairman
21 of the County Central Committee of the applicant's political
22 party. A Chairman of a County Central Committee shall submit a
23 list of applicants to the board by November 30 of each year.
24 The board may require a Chairman of a County Central Committee
25 to furnish a supplemental list of applicants.

26 Deputy registrars may accept registrations at any time

1 other than the 27 day period preceding an election. All persons
 2 appointed as deputy registrars shall be registered voters
 3 within the election jurisdiction and shall take and subscribe
 4 to the following oath or affirmation:

5 "I do solemnly swear (or affirm, as the case may be) that I
 6 will support the Constitution of the United States, and the
 7 Constitution of the State of Illinois, and that I will
 8 faithfully discharge the duties of the office of registration
 9 officer to the best of my ability and that I will register no
 10 person nor cause the registration of any person except upon his
 11 personal application before me.

12

13 (Signature of Registration Officer)"

14 This oath shall be administered and certified to by one of
 15 the commissioners or by the executive director or by some
 16 person designated by the board of election commissioners, and
 17 shall immediately thereafter be filed with the board of
 18 election commissioners. The members of the board of election
 19 commissioners and all persons authorized by them under the
 20 provisions of this Article to take registrations, after
 21 themselves taking and subscribing to the above oath, are
 22 authorized to take or administer such oaths and execute such
 23 affidavits as are required by this Article.

24 Appointments of deputy registrars under this Section,
 25 except precinct committeemen, shall be for 2-year terms,
 26 commencing on December 1 following the general election of each

1 even-numbered year, except that the terms of the initial
2 appointments shall be until December 1st following the next
3 general election. Appointments of precinct committeemen shall
4 be for 2-year terms commencing on the date of the county
5 convention following the general primary at which they were
6 elected. The county clerk shall issue a certificate of
7 appointment to each deputy registrar, and shall maintain in his
8 office for public inspection a list of the names of all
9 appointees.

10 (b) The board of election commissioners shall be
11 responsible for training all deputy registrars appointed
12 pursuant to subsection (a), at times and locations reasonably
13 convenient for both the board of election commissioners and
14 such appointees. The board of election commissioners shall be
15 responsible for certifying and supervising all deputy
16 registrars appointed pursuant to subsection (a). Deputy
17 registrars appointed under subsection (a) shall be subject to
18 removal for cause.

19 (c) Completed registration materials under the control of
20 deputy registrars appointed pursuant to subsection (a) shall be
21 returned to the appointing election authority by first-class
22 mail within 2 business days or personal delivery within 7 days,
23 except that completed registration materials received by the
24 deputy registrars during the period between the 35th and 28th
25 day preceding an election shall be returned by the deputy
26 registrars to the appointing election authority within 48 hours

1 after receipt thereof. The completed registration materials
2 received by the deputy registrars on the 28th day preceding an
3 election shall be returned by the deputy registrars within 24
4 hours after receipt thereof. Unused materials shall be returned
5 by deputy registrars appointed pursuant to paragraph 4 of
6 subsection (a), not later than the next working day following
7 the close of registration.

8 (d) The county clerk or board of election commissioners, as
9 the case may be, must provide any additional forms requested by
10 any deputy registrar regardless of the number of unaccounted
11 registration forms the deputy registrar may have in his or her
12 possession.

13 (e) No deputy registrar shall engage in any electioneering
14 or the promotion of any cause during the performance of his or
15 her duties.

16 (f) The board of election commissioners shall not be
17 criminally or civilly liable for the acts or omissions of any
18 deputy registrar. Such deputy registrars shall not be deemed to
19 be employees of the board of election commissioners.

20 (g) Completed registration materials returned by deputy
21 registrars for persons residing outside the election
22 jurisdiction shall be transmitted by the board of election
23 commissioners within 2 days after receipt to the election
24 authority of the person's election jurisdiction of residence.

25 (Source: P.A. 94-645, eff. 8-22-05; 95-331, eff. 8-21-07.)

1 (10 ILCS 5/7-10) (from Ch. 46, par. 7-10)

2 Sec. 7-10. Form of petition for nomination. The name of no
3 candidate for nomination, or State central committeeman, or
4 township committeeman, or precinct committeeman, or ward
5 committeeman or candidate for delegate or alternate delegate to
6 national nominating conventions, shall be printed upon the
7 primary ballot unless a petition for nomination has been filed
8 in his behalf as provided in this Article in substantially the
9 following form:

10 We, the undersigned, members of and affiliated with the
11 party and qualified primary electors of the party, in
12 the of, in the county of and State of Illinois,
13 do hereby petition that the following named person or persons
14 shall be a candidate or candidates of the party for the
15 nomination for (or in case of committeemen for election to) the
16 office or offices hereinafter specified, to be voted for at the
17 primary election to be held on (insert date).

18	Name	Office	Address
19	John Jones	Governor	Belvidere, Ill.
20	Jane James	Lieutenant Governor	Peoria, Ill.
21	Thomas Smith	Attorney General	Oakland, Ill.

22 Name..... Address.....

23 State of Illinois)

24) ss.

1 County of.....)

2 I,, do hereby certify that I reside at No.
3 street, in the of, county of, and State of
4, that I am 18 years of age or older, that I am a citizen
5 of the United States, and that the signatures on this sheet
6 were signed in my presence, and are genuine, and that to the
7 best of my knowledge and belief the persons so signing were at
8 the time of signing the petitions qualified voters of the
9 party, and that their respective residences are correctly
10 stated, as above set forth.

11

12 Subscribed and sworn to before me on (insert date).

13

14 Each sheet of the petition other than the statement of
15 candidacy and candidate's statement shall be of uniform size
16 and shall contain above the space for signatures an appropriate
17 heading giving the information as to name of candidate or
18 candidates, in whose behalf such petition is signed; the
19 office, the political party represented and place of residence;
20 and the heading of each sheet shall be the same.

21 Such petition shall be signed by qualified primary electors
22 residing in the political division for which the nomination is
23 sought in their own proper persons only and opposite the
24 signature of each signer, his residence address shall be
25 written or printed. The residence address required to be

1 written or printed opposite each qualified primary elector's
2 name shall include the street address or rural route number of
3 the signer, as the case may be, as well as the signer's county,
4 and city, village or town, and state. However the county or
5 city, village or town, and state of residence of the electors
6 may be printed on the petition forms where all of the electors
7 signing the petition reside in the same county or city, village
8 or town, and state. Standard abbreviations may be used in
9 writing the residence address, including street number, if any.
10 At the bottom of each sheet of such petition shall be added a
11 circulator statement signed by a person 18 years of age or
12 older who is a citizen of the United States, stating the street
13 address or rural route number, as the case may be, as well as
14 the county, city, village or town, and state; and certifying
15 that the signatures on that sheet of the petition were signed
16 in his or her presence and certifying that the signatures are
17 genuine; and either (1) indicating the dates on which that
18 sheet was circulated, or (2) indicating the first and last
19 dates on which the sheet was circulated, or (3) certifying that
20 none of the signatures on the sheet were signed more than 90
21 days preceding the last day for the filing of the petition and
22 certifying that to the best of his or her knowledge and belief
23 the persons so signing were at the time of signing the
24 petitions qualified voters of the political party for which a
25 nomination is sought. Such statement shall be sworn to before
26 some officer authorized to administer oaths in this State.

1 No petition sheet shall be circulated more than 90 days
2 preceding the last day provided in Section 7-12 for the filing
3 of such petition.

4 The person circulating the petition, or the candidate on
5 whose behalf the petition is circulated, may strike any
6 signature from the petition, provided that:

7 (1) the person striking the signature shall initial the
8 petition at the place where the signature is struck; and

9 (2) the person striking the signature shall sign a
10 certification listing the page number and line number of
11 each signature struck from the petition. Such
12 certification shall be filed as a part of the petition.

13 Such sheets before being filed shall be neatly fastened
14 together in book form, by placing the sheets in a pile and
15 fastening them together at one edge in a secure and suitable
16 manner, and the sheets shall then be numbered consecutively.
17 The sheets shall not be fastened by pasting them together end
18 to end, so as to form a continuous strip or roll. All petition
19 sheets which are filed with the proper local election
20 officials, election authorities or the State Board of Elections
21 shall be the original sheets which have been signed by the
22 voters and by the circulator thereof, and not photocopies or
23 duplicates of such sheets. Each petition must include as a part
24 thereof, a statement of candidacy for each of the candidates
25 filing, or in whose behalf the petition is filed. This
26 statement shall set out the address of such candidate, the

1 office for which he is a candidate, shall state that the
 2 candidate is a qualified primary voter of the party to which
 3 the petition relates and is qualified for the office specified
 4 (in the case of a candidate for State's Attorney it shall state
 5 that the candidate is at the time of filing such statement a
 6 licensed attorney-at-law of this State), shall state that he
 7 has filed (or will file before the close of the petition filing
 8 period) a statement of economic interests as required by the
 9 Illinois Governmental Ethics Act, shall request that the
 10 candidate's name be placed upon the official ballot, and shall
 11 be subscribed and sworn to by such candidate before some
 12 officer authorized to take acknowledgment of deeds in the State
 13 and shall be in substantially the following form:

14 Statement of Candidacy

15	Name	Address	Office	District	Party
16	John Jones	102 Main St.	Governor	Statewide	Republican
17		Belvidere,			
18		Illinois			

19 State of Illinois)

20) ss.

21 County of)

22 I,, being first duly sworn, say that I reside at
 23 Street in the city (or village) of, in the county of,
 24 State of Illinois; that I am a qualified voter therein and am a
 25 qualified primary voter of the party; that I am a

1 candidate for nomination (for election in the case of
 2 committeeman and delegates and alternate delegates) to the
 3 office of to be voted upon at the primary election to be
 4 held on (insert date); that I am legally qualified (including
 5 being the holder of any license that may be an eligibility
 6 requirement for the office I seek the nomination for) to hold
 7 such office and that I have filed (or I will file before the
 8 close of the petition filing period) a statement of economic
 9 interests as required by the Illinois Governmental Ethics Act
 10 and I hereby request that my name be printed upon the official
 11 primary ballot for nomination for (or election to in the case
 12 of committeemen and delegates and alternate delegates) such
 13 office.

14 Signed

15 Subscribed and sworn to (or affirmed) before me by,
 16 who is to me personally known, on (insert date).

17 Signed

18 (Official Character)

19 (Seal, if officer has one.)

20 The petitions, when filed, shall not be withdrawn or added
 21 to, and no signatures shall be revoked except by revocation
 22 filed in writing with the State Board of Elections, election
 23 authority or local election official with whom the petition is
 24 required to be filed, and before the filing of such petition.
 25 Whoever forges the name of a signer upon any petition required

1 by this Article is deemed guilty of a forgery and on conviction
2 thereof shall be punished accordingly.

3 A candidate for the offices listed in this Section must
4 obtain the number of signatures specified in this Section on
5 his or her petition for nomination.

6 (a) Statewide office or delegate to a national nominating
7 convention. If a candidate seeks to run for statewide office or
8 as a delegate or alternate delegate to a national nominating
9 convention elected from the State at-large, then the
10 candidate's petition for nomination must contain at least 5,000
11 but not more than 10,000 signatures.

12 (b) Congressional office or congressional delegate to a
13 national nominating convention. If a candidate seeks to run for
14 United States Congress or as a congressional delegate or
15 alternate congressional delegate to a national nominating
16 convention elected from a congressional district, then the
17 candidate's petition for nomination must contain at least the
18 number of signatures equal to 0.5% of the qualified primary
19 electors of his or her party in his or her congressional
20 district. In the first primary election following a
21 redistricting of congressional districts, a candidate's
22 petition for nomination must contain at least 600 signatures of
23 qualified primary electors of the candidate's political party
24 in his or her congressional district.

25 (c) County office. If a candidate seeks to run for any
26 countywide office, including but not limited to county board

1 chairperson or county board member, elected on an at-large
2 basis, in a county other than Cook County, then the candidate's
3 petition for nomination must contain at least the number of
4 signatures equal to 0.5% of the qualified electors of his or
5 her party who cast votes at the last preceding general election
6 in his or her county. If a candidate seeks to run for county
7 board member elected from a county board district, then the
8 candidate's petition for nomination must contain at least the
9 number of signatures equal to 0.5% of the qualified primary
10 electors of his or her party in the county board district. In
11 the first primary election following a redistricting of county
12 board districts or the initial establishment of county board
13 districts, a candidate's petition for nomination must contain
14 at least the number of signatures equal to 0.5% of the
15 qualified electors of his or her party in the entire county who
16 cast votes at the last preceding general election divided by
17 the total number of county board districts comprising the
18 county board; provided that in no event shall the number of
19 signatures be less than 25.

20 (d) County office; Cook County only.

21 (1) If a candidate seeks to run for countywide office
22 in Cook County, then the candidate's petition for
23 nomination must contain at least the number of signatures
24 equal to 0.5% of the qualified electors of his or her party
25 who cast votes at the last preceding general election in
26 Cook County.

1 (2) If a candidate seeks to run for Cook County Board
2 Commissioner, then the candidate's petition for nomination
3 must contain at least the number of signatures equal to
4 0.5% of the qualified primary electors of his or her party
5 in his or her county board district. In the first primary
6 election following a redistricting of Cook County Board of
7 Commissioners districts, a candidate's petition for
8 nomination must contain at least the number of signatures
9 equal to 0.5% of the qualified electors of his or her party
10 in the entire county who cast votes at the last preceding
11 general election divided by the total number of county
12 board districts comprising the county board; provided that
13 in no event shall the number of signatures be less than 25.

14 (3) If a candidate seeks to run for Cook County Board
15 of Review Commissioner, which is elected from a district
16 pursuant to subsection (c) of Section 5-5 of the Property
17 Tax Code, then the candidate's petition for nomination must
18 contain at least the number of signatures equal to 0.5% of
19 the total number of registered voters in his or her board
20 of review district in the last general election at which a
21 commissioner was regularly scheduled to be elected from
22 that board of review district. In no event shall the number
23 of signatures required be greater than the requisite number
24 for a candidate who seeks countywide office in Cook County
25 under subsection (d)(1) of this Section. In the first
26 primary election following a redistricting of Cook County

1 Board of Review districts, a candidate's petition for
2 nomination must contain at least 4,000 signatures or at
3 least the number of signatures required for a countywide
4 candidate in Cook County, whichever is less, of the
5 qualified electors of his or her party in the district.

6 (e) Municipal or township office. If a candidate seeks to
7 run for municipal or township office, then the candidate's
8 petition for nomination must contain at least the number of
9 signatures equal to 0.5% of the qualified primary electors of
10 his or her party in the municipality or township. If a
11 candidate seeks to run for alderman of a municipality, then the
12 candidate's petition for nomination must contain at least the
13 number of signatures equal to 0.5% of the qualified primary
14 electors of his or her party of the ward. In the first primary
15 election following redistricting of aldermanic wards or
16 trustee districts of a municipality or the initial
17 establishment of wards or districts, a candidate's petition for
18 nomination must contain the number of signatures equal to at
19 least 0.5% of the total number of votes cast for the candidate
20 of that political party who received the highest number of
21 votes in the entire municipality at the last regular election
22 at which an officer was regularly scheduled to be elected from
23 the entire municipality, divided by the number of wards or
24 districts. In no event shall the number of signatures be less
25 than 25.

26 (f) State central committeeperson. If a candidate seeks to

1 run for State central committeeperson, then the candidate's
2 petition for nomination must contain at least 100 signatures of
3 the primary electors of his or her party of his or her
4 congressional district.

5 (g) Sanitary district trustee. If a candidate seeks to run
6 for trustee of a sanitary district in which trustees are not
7 elected from wards, then the candidate's petition for
8 nomination must contain at least the number of signatures equal
9 to 0.5% of the primary electors of his or her party from the
10 sanitary district. If a candidate seeks to run for trustee of a
11 sanitary district in which trustees are elected from wards,
12 then the candidate's petition for nomination must contain at
13 least the number of signatures equal to 0.5% of the primary
14 electors of his or her party in the ward of that sanitary
15 district. In the first primary election following
16 redistricting of sanitary districts elected from wards, a
17 candidate's petition for nomination must contain at least the
18 signatures of 150 qualified primary electors of his or her ward
19 of that sanitary district.

20 (h) Judicial office. If a candidate seeks to run for
21 judicial office in a district, then the candidate's petition
22 for nomination must contain the number of signatures equal to
23 0.4% of the number of votes cast in that district for the
24 candidate for his or her political party for the office of
25 Governor at the last general election at which a Governor was
26 elected, but in no event less than 500 signatures. If a

1 candidate seeks to run for judicial office in a circuit or
2 subcircuit, then the candidate's petition for nomination must
3 contain the number of signatures equal to 0.25% of the number
4 of votes cast for the judicial candidate of his or her
5 political party who received the highest number of votes at the
6 last general election at which a judicial officer from the same
7 circuit or subcircuit was regularly scheduled to be elected,
8 but in no event less than 1,000 signatures in circuits and
9 subcircuits located in the First Judicial District or 500
10 signatures in every other Judicial District ~~500 signatures.~~

11 (i) Precinct, ward, and township committeeperson. If a
12 candidate seeks to run for precinct committeeperson, then the
13 candidate's petition for nomination must contain at least 10
14 signatures of the primary electors of his or her party for the
15 precinct. If a candidate seeks to run for ward committeeperson,
16 then the candidate's petition for nomination must contain no
17 less than the number of signatures equal to 10% of the primary
18 electors of his or her party of the ward, but no more than 16%
19 of those same electors; provided that the maximum number of
20 signatures may be 50 more than the minimum number, whichever is
21 greater. If a candidate seeks to run for township
22 committeeperson, then the candidate's petition for nomination
23 must contain no less than the number of signatures equal to 5%
24 of the primary electors of his or her party of the township,
25 but no more than 8% of those same electors; provided that the
26 maximum number of signatures may be 50 more than the minimum

1 number, whichever is greater.

2 (j) State's attorney or regional superintendent of schools
3 for multiple counties. If a candidate seeks to run for State's
4 attorney or regional Superintendent of Schools who serves more
5 than one county, then the candidate's petition for nomination
6 must contain at least the number of signatures equal to 0.5% of
7 the primary electors of his or her party in the territory
8 comprising the counties.

9 (k) Any other office. If a candidate seeks any other
10 office, then the candidate's petition for nomination must
11 contain at least the number of signatures equal to 0.5% of the
12 registered voters of the political subdivision, district, or
13 division for which the nomination is made or 25 signatures,
14 whichever is greater.

15 For purposes of this Section the number of primary electors
16 shall be determined by taking the total vote cast, in the
17 applicable district, for the candidate for that political party
18 who received the highest number of votes, statewide, at the
19 last general election in the State at which electors for
20 President of the United States were elected. For political
21 subdivisions, the number of primary electors shall be
22 determined by taking the total vote cast for the candidate for
23 that political party who received the highest number of votes
24 in the political subdivision at the last regular election at
25 which an officer was regularly scheduled to be elected from
26 that subdivision. For wards or districts of political

1 subdivisions, the number of primary electors shall be
2 determined by taking the total vote cast for the candidate for
3 that political party who received the highest number of votes
4 in the ward or district at the last regular election at which
5 an officer was regularly scheduled to be elected from that ward
6 or district.

7 A "qualified primary elector" of a party may not sign
8 petitions for or be a candidate in the primary of more than one
9 party.

10 The changes made to this Section of this amendatory Act of
11 the 93rd General Assembly are declarative of existing law,
12 except for item (3) of subsection (d).

13 Petitions of candidates for nomination for offices herein
14 specified, to be filed with the same officer, may contain the
15 names of 2 or more candidates of the same political party for
16 the same or different offices. In the case of the offices of
17 Governor and Lieutenant Governor, a joint petition including
18 one candidate for each of those offices must be filed.

19 (Source: P.A. 95-699, eff. 11-9-07; 95-916, eff. 8-26-08;
20 96-1018, eff. 1-1-11.)

21 (10 ILCS 5/7-11) (from Ch. 46, par. 7-11)

22 Sec. 7-11. Any candidate for President of the United States
23 may have his name printed upon the primary ballot of his
24 political party by filing in the office of the State Board of
25 Elections not more than 113 and not less than 106 days prior to

1 the date of the general primary, in any year in which a
2 Presidential election is to be held, a petition signed by not
3 less than 3000 or more than 5000 primary electors, members of
4 and affiliated with the party of which he is a candidate, and
5 no candidate for President of the United States, who fails to
6 comply with the provisions of this Article shall have his name
7 printed upon any primary ballot: Provided, however, that if the
8 rules or policies of a national political party conflict with
9 such requirements for filing petitions for President of the
10 United States in a presidential preference primary, the
11 Chairman of the State central committee of such national
12 political party shall notify the State Board of Elections in
13 writing, citing by reference the rules or policies of the
14 national political party in conflict, and in such case the
15 Board shall direct such petitions to be filed in accordance
16 with the delegate selection plan adopted by the state central
17 committee of such national political party ~~not more than 69 and~~
18 ~~not less than 62 days prior to the date of the general primary,~~
19 ~~in any year in which a Presidential election is to be held.~~
20 Provided, further, unless rules or policies of a national
21 political party otherwise provide, the vote for President of
22 the United States, as herein provided for, shall be for the
23 sole purpose of securing an expression of the sentiment and
24 will of the party voters with respect to candidates for
25 nomination for said office, and the vote of the state at large
26 shall be taken and considered as advisory to the delegates and

1 alternates at large to the national conventions of respective
2 political parties; and the vote of the respective congressional
3 districts shall be taken and considered as advisory to the
4 delegates and alternates of said congressional districts to the
5 national conventions of the respective political parties.

6 (Source: P.A. 96-1008, eff. 7-6-10.)

7 (10 ILCS 5/7-12) (from Ch. 46, par. 7-12)

8 Sec. 7-12. All petitions for nomination shall be filed by
9 mail or in person as follows:

10 (1) Where the nomination is to be made for a State,
11 congressional, or judicial office, or for any office a
12 nomination for which is made for a territorial division or
13 district which comprises more than one county or is partly
14 in one county and partly in another county or counties,
15 then, except as otherwise provided in this Section, such
16 petition for nomination shall be filed in the principal
17 office of the State Board of Elections not more than 113
18 and not less than 106 days prior to the date of the
19 primary, but, in the case of petitions for nomination to
20 fill a vacancy by special election in the office of
21 representative in Congress from this State, such petition
22 for nomination shall be filed in the principal office of
23 the State Board of Elections not more than 57 days and not
24 less than 50 days prior to the date of the primary.

25 Where a vacancy occurs in the office of Supreme,

1 Appellate or Circuit Court Judge within the 3-week period
2 preceding the 106th day before a general primary election,
3 petitions for nomination for the office in which the
4 vacancy has occurred shall be filed in the principal office
5 of the State Board of Elections not more than 92 nor less
6 than 85 days prior to the date of the general primary
7 election.

8 Where the nomination is to be made for delegates or
9 alternate delegates to a national nominating convention,
10 then such petition for nomination shall be filed in the
11 principal office of the State Board of Elections not more
12 than 113 and not less than 106 days prior to the date of
13 the primary; provided, however, that if the rules or
14 policies of a national political party conflict with such
15 requirements for filing petitions for nomination for
16 delegates or alternate delegates to a national nominating
17 convention, the chairman of the State central committee of
18 such national political party shall notify the Board in
19 writing, citing by reference the rules or policies of the
20 national political party in conflict, and in such case the
21 Board shall direct such petitions to be filed in accordance
22 with the delegate selection plan adopted by the state
23 central committee of such national political party ~~not more~~
24 ~~than 83 and not less than 76 days prior to the date of the~~
25 ~~primary.~~

26 (2) Where the nomination is to be made for a county

1 office or trustee of a sanitary district then such petition
2 shall be filed in the office of the county clerk not more
3 than 113 nor less than 106 days prior to the date of the
4 primary.

5 (3) Where the nomination is to be made for a municipal
6 or township office, such petitions for nomination shall be
7 filed in the office of the local election official, not
8 more than 99 nor less than 92 days prior to the date of the
9 primary; provided, where a municipality's or township's
10 boundaries are coextensive with or are entirely within the
11 jurisdiction of a municipal board of election
12 commissioners, the petitions shall be filed in the office
13 of such board; and provided, that petitions for the office
14 of multi-township assessor shall be filed with the election
15 authority.

16 (4) The petitions of candidates for State central
17 committeeman shall be filed in the principal office of the
18 State Board of Elections not more than 113 nor less than
19 106 days prior to the date of the primary.

20 (5) Petitions of candidates for precinct, township or
21 ward committeemen shall be filed in the office of the
22 county clerk not more than 113 nor less than 106 days prior
23 to the date of the primary.

24 (6) The State Board of Elections and the various
25 election authorities and local election officials with
26 whom such petitions for nominations are filed shall specify

1 the place where filings shall be made and upon receipt
2 shall endorse thereon the day and hour on which each
3 petition was filed. All petitions filed by persons waiting
4 in line as of 8:00 a.m. on the first day for filing, or as
5 of the normal opening hour of the office involved on such
6 day, shall be deemed filed as of 8:00 a.m. or the normal
7 opening hour, as the case may be. Petitions filed by mail
8 and received after midnight of the first day for filing and
9 in the first mail delivery or pickup of that day shall be
10 deemed as filed as of 8:00 a.m. of that day or as of the
11 normal opening hour of such day, as the case may be. All
12 petitions received thereafter shall be deemed as filed in
13 the order of actual receipt. Where 2 or more petitions are
14 received simultaneously, the State Board of Elections or
15 the various election authorities or local election
16 officials with whom such petitions are filed shall break
17 ties and determine the order of filing, by means of a
18 lottery or other fair and impartial method of random
19 selection approved by the State Board of Elections. Such
20 lottery shall be conducted within 9 days following the last
21 day for petition filing and shall be open to the public.
22 Seven days written notice of the time and place of
23 conducting such random selection shall be given by the
24 State Board of Elections to the chairman of the State
25 central committee of each established political party, and
26 by each election authority or local election official, to

1 the County Chairman of each established political party,
2 and to each organization of citizens within the election
3 jurisdiction which was entitled, under this Article, at the
4 next preceding election, to have pollwatchers present on
5 the day of election. The State Board of Elections, election
6 authority or local election official shall post in a
7 conspicuous, open and public place, at the entrance of the
8 office, notice of the time and place of such lottery. The
9 State Board of Elections shall adopt rules and regulations
10 governing the procedures for the conduct of such lottery.
11 All candidates shall be certified in the order in which
12 their petitions have been filed. Where candidates have
13 filed simultaneously, they shall be certified in the order
14 determined by lot and prior to candidates who filed for the
15 same office at a later time.

16 (7) The State Board of Elections or the appropriate
17 election authority or local election official with whom
18 such a petition for nomination is filed shall notify the
19 person for whom a petition for nomination has been filed of
20 the obligation to file statements of organization, reports
21 of campaign contributions, and annual reports of campaign
22 contributions and expenditures under Article 9 of this Act.
23 Such notice shall be given in the manner prescribed by
24 paragraph (7) of Section 9-16 of this Code.

25 (8) Nomination papers filed under this Section are not
26 valid if the candidate named therein fails to file a

1 statement of economic interests as required by the Illinois
2 Governmental Ethics Act in relation to his candidacy with
3 the appropriate officer by the end of the period for the
4 filing of nomination papers unless he has filed a statement
5 of economic interests in relation to the same governmental
6 unit with that officer within a year preceding the date on
7 which such nomination papers were filed. If the nomination
8 papers of any candidate and the statement of economic
9 interest of that candidate are not required to be filed
10 with the same officer, the candidate must file with the
11 officer with whom the nomination papers are filed a receipt
12 from the officer with whom the statement of economic
13 interests is filed showing the date on which such statement
14 was filed. Such receipt shall be so filed not later than
15 the last day on which nomination papers may be filed.

16 (9) Any person for whom a petition for nomination, or
17 for committeeman or for delegate or alternate delegate to a
18 national nominating convention has been filed may cause his
19 name to be withdrawn by request in writing, signed by him
20 and duly acknowledged before an officer qualified to take
21 acknowledgments of deeds, and filed in the principal or
22 permanent branch office of the State Board of Elections or
23 with the appropriate election authority or local election
24 official, not later than the date of certification of
25 candidates for the consolidated primary or general primary
26 ballot. No names so withdrawn shall be certified or printed

1 on the primary ballot. If petitions for nomination have
2 been filed for the same person with respect to more than
3 one political party, his name shall not be certified nor
4 printed on the primary ballot of any party. If petitions
5 for nomination have been filed for the same person for 2 or
6 more offices which are incompatible so that the same person
7 could not serve in more than one of such offices if
8 elected, that person must withdraw as a candidate for all
9 but one of such offices within the 5 business days
10 following the last day for petition filing. A candidate in
11 a judicial election may file petitions for nomination for
12 only one vacancy in a subcircuit and only one vacancy in a
13 circuit in any one filing period, and if petitions for
14 nomination have been filed for the same person for 2 or
15 more vacancies in the same circuit or subcircuit in the
16 same filing period, his or her name shall be certified only
17 for the first vacancy for which the petitions for
18 nomination were filed. If he fails to withdraw as a
19 candidate for all but one of such offices within such time
20 his name shall not be certified, nor printed on the primary
21 ballot, for any office. For the purpose of the foregoing
22 provisions, an office in a political party is not
23 incompatible with any other office.

24 (10)(a) Notwithstanding the provisions of any other
25 statute, no primary shall be held for an established
26 political party in any township, municipality, or ward

1 thereof, where the nomination of such party for every
2 office to be voted upon by the electors of such township,
3 municipality, or ward thereof, is uncontested. Whenever a
4 political party's nomination of candidates is uncontested
5 as to one or more, but not all, of the offices to be voted
6 upon by the electors of a township, municipality, or ward
7 thereof, then a primary shall be held for that party in
8 such township, municipality, or ward thereof; provided
9 that the primary ballot shall not include those offices
10 within such township, municipality, or ward thereof, for
11 which the nomination is uncontested. For purposes of this
12 Article, the nomination of an established political party
13 of a candidate for election to an office shall be deemed to
14 be uncontested where not more than the number of persons to
15 be nominated have timely filed valid nomination papers
16 seeking the nomination of such party for election to such
17 office.

18 (b) Notwithstanding the provisions of any other
19 statute, no primary election shall be held for an
20 established political party for any special primary
21 election called for the purpose of filling a vacancy in the
22 office of representative in the United States Congress
23 where the nomination of such political party for said
24 office is uncontested. For the purposes of this Article,
25 the nomination of an established political party of a
26 candidate for election to said office shall be deemed to be

1 uncontested where not more than the number of persons to be
2 nominated have timely filed valid nomination papers
3 seeking the nomination of such established party for
4 election to said office. This subsection (b) shall not
5 apply if such primary election is conducted on a regularly
6 scheduled election day.

7 (c) Notwithstanding the provisions in subparagraph (a)
8 and (b) of this paragraph (10), whenever a person who has
9 not timely filed valid nomination papers and who intends to
10 become a write-in candidate for a political party's
11 nomination for any office for which the nomination is
12 uncontested files a written statement or notice of that
13 intent with the State Board of Elections or the local
14 election official with whom nomination papers for such
15 office are filed, a primary ballot shall be prepared and a
16 primary shall be held for that office. Such statement or
17 notice shall be filed on or before the date established in
18 this Article for certifying candidates for the primary
19 ballot. Such statement or notice shall contain (i) the name
20 and address of the person intending to become a write-in
21 candidate, (ii) a statement that the person is a qualified
22 primary elector of the political party from whom the
23 nomination is sought, (iii) a statement that the person
24 intends to become a write-in candidate for the party's
25 nomination, and (iv) the office the person is seeking as a
26 write-in candidate. An election authority shall have no

1 duty to conduct a primary and prepare a primary ballot for
2 any office for which the nomination is uncontested unless a
3 statement or notice meeting the requirements of this
4 Section is filed in a timely manner.

5 (11) If multiple sets of nomination papers are filed
6 for a candidate to the same office, the State Board of
7 Elections, appropriate election authority or local
8 election official where the petitions are filed shall
9 within 2 business days notify the candidate of his or her
10 multiple petition filings and that the candidate has 3
11 business days after receipt of the notice to notify the
12 State Board of Elections, appropriate election authority
13 or local election official that he or she may cancel prior
14 sets of petitions. If the candidate notifies the State
15 Board of Elections, appropriate election authority or
16 local election official, the last set of petitions filed
17 shall be the only petitions to be considered valid by the
18 State Board of Elections, election authority or local
19 election official. If the candidate fails to notify the
20 State Board of Elections, election authority or local
21 election official then only the first set of petitions
22 filed shall be valid and all subsequent petitions shall be
23 void.

24 (12) All nominating petitions shall be available for
25 public inspection and shall be preserved for a period of
26 not less than 6 months.

1 (Source: P.A. 96-1008, eff. 7-6-10.)

2 (10 ILCS 5/8-8) (from Ch. 46, par. 8-8)

3 Sec. 8-8. Form of petition for nomination. The name of no
4 candidate for nomination shall be printed upon the primary
5 ballot unless a petition for nomination shall have been filed
6 in his behalf as provided for in this Section. Each such
7 petition shall include as a part thereof the oath required by
8 Section 7-10.1 of this Act and a statement of candidacy by the
9 candidate filing or in whose behalf the petition is filed. This
10 statement shall set out the address of such candidate, the
11 office for which he is a candidate, shall state that the
12 candidate is a qualified primary voter of the party to which
13 the petition relates, is qualified for the office specified and
14 has filed a statement of economic interests as required by the
15 Illinois Governmental Ethics Act, shall request that the
16 candidate's name be placed upon the official ballot and shall
17 be subscribed and sworn by such candidate before some officer
18 authorized to take acknowledgment of deeds in this State and
19 may be in substantially the following form:

20 State of Illinois)

21) ss.

22 County)

23 I,, being first duly sworn, say that I reside at
24 street in the city (or village of) in the county of
25 State of Illinois; that I am a qualified voter therein and am a

1 qualified primary voter of party; that I am a candidate
 2 for nomination to the office of to be voted upon at the
 3 primary election to be held on (insert date); that I am legally
 4 qualified to hold such office and that I have filed a statement
 5 of economic interests as required by the Illinois Governmental
 6 Ethics Act and I hereby request that my name be printed upon
 7 the official primary ballot for nomination for such office.

8 Signed

9 Subscribed and sworn to (or affirmed) before me by,
 10 who is to me personally known, on (insert date).

11 Signed (Official Character)

12 (Seal if officer has one.)

13 The receipt issued by the Secretary of State indicating
 14 that the candidate has filed the statement of economic
 15 interests required by the Illinois Governmental Ethics Act must
 16 be filed with the petitions for nomination as provided in
 17 subsection (8) of Section 7-12 of this Code.

18 All petitions for nomination for the office of State
 19 Senator shall be signed by at least 1,000 but not more than
 20 3,000 ~~1% or 1,000, whichever is greater,~~ of the qualified
 21 primary electors of the candidate's party in his legislative
 22 district, ~~except that for the first primary following a~~
 23 ~~redistricting of legislative districts, such petitions shall~~
 24 ~~be signed by at least 1,000 qualified primary electors of the~~
 25 ~~candidate's party in his legislative district.~~

26 All petitions for nomination for the office of

1 Representative in the General Assembly shall be signed by at
2 least 500 but not more than 1,500 ~~1% or 500, whichever is~~
3 ~~greater,~~ of the qualified primary electors of the candidate's
4 party in his or her representative district, ~~except that for~~
5 ~~the first primary following a redistricting of representative~~
6 ~~districts such petitions shall be signed by at least 500~~
7 ~~qualified primary electors of the candidate's party in his or~~
8 ~~her representative district.~~

9 Opposite the signature of each qualified primary elector
10 who signs a petition for nomination for the office of State
11 Representative or State Senator such elector's residence
12 address shall be written or printed. The residence address
13 required to be written or printed opposite each qualified
14 primary elector's name shall include the street address or
15 rural route number of the signer, as the case may be, as well
16 as the signer's county and city, village or town.

17 For the purposes of this Section, the number of primary
18 electors shall be determined by taking the total vote cast, in
19 the applicable district, for the candidate for such political
20 party who received the highest number of votes, state-wide, at
21 the last general election in the State at which electors for
22 President of the United States were elected.

23 A "qualified primary elector" of a party may not sign
24 petitions for or be a candidate in the primary of more than one
25 party.

26 In the affidavit at the bottom of each sheet, the petition

1 circulator, who shall be a person 18 years of age or older who
2 is a citizen of the United States, shall state his or her
3 street address or rural route number, as the case may be, as
4 well as his or her county, city, village or town, and state;
5 and shall certify that the signatures on that sheet of the
6 petition were signed in his or her presence; and shall certify
7 that the signatures are genuine; and shall certify that to the
8 best of his or her knowledge and belief the persons so signing
9 were at the time of signing the petition qualified primary
10 voters for which the nomination is sought.

11 In the affidavit at the bottom of each petition sheet, the
12 petition circulator shall either (1) indicate the dates on
13 which he or she circulated that sheet, or (2) indicate the
14 first and last dates on which the sheet was circulated, or (3)
15 certify that none of the signatures on the sheet were signed
16 more than 90 days preceding the last day for the filing of the
17 petition. No petition sheet shall be circulated more than 90
18 days preceding the last day provided in Section 8-9 for the
19 filing of such petition.

20 All petition sheets which are filed with the State Board of
21 Elections shall be the original sheets which have been signed
22 by the voters and by the circulator, and not photocopies or
23 duplicates of such sheets.

24 The person circulating the petition, or the candidate on
25 whose behalf the petition is circulated, may strike any
26 signature from the petition, provided that:

1 (1) the person striking the signature shall initial the
2 petition at the place where the signature is struck; and

3 (2) the person striking the signature shall sign a
4 certification listing the page number and line number of
5 each signature struck from the petition. Such
6 certification shall be filed as a part of the petition.

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

8 (10 ILCS 5/8-10) (from Ch. 46, par. 8-10)

9 Sec. 8-10. Not less than 68 ~~61~~ days prior to the date of
10 the primary, the State Board of Elections shall certify to the
11 county clerk for each county, the names of all candidates for
12 legislative offices, as specified in the petitions for
13 nominations on file in its office, which are to be voted for in
14 such county, stating in such certificates the political
15 affiliation of each candidate for nomination, as specified in
16 the petitions. The State Board of Elections shall, in its
17 certificate to the county clerk, certify to the county clerk
18 the names of the candidates in the order in which the names
19 shall appear upon the primary ballot, the names to appear in
20 the order in which petitions have been filed.

21 Not less than 62 ~~55~~ days prior to the date of the primary,
22 the county clerk shall certify to the board of election
23 commissioners if there be any such board in his county, the
24 names of all candidates so certified to him by the State Board
25 of Elections in the districts wholly or partly within the

1 jurisdiction of said board and in the order in which such names
2 are certified to him.

3 (Source: P.A. 82-750.)

4 (10 ILCS 5/10-1) (from Ch. 46, par. 10-1)

5 Sec. 10-1. Application of Article to minor political
6 parties.

7 (a) Political parties as defined in this Article and
8 individual voters to the number and in the manner specified in
9 this Article may nominate candidates for public offices whose
10 names shall be placed on the ballot to be furnished, as
11 provided in this Article. No nominations may be made under this
12 Article 10, however, by any established political party which,
13 at the general election next preceding, polled more than 5% of
14 the entire vote cast in the State, district, or unit of local
15 government for which the nomination is made. Those nominations
16 provided for in Section 45-5 of the Township Code shall be made
17 as prescribed in Sections 45-10 through 45-45 of that Code for
18 nominations by established political parties, but minor
19 political parties and individual voters are governed by this
20 Article. Any convention, caucus, or meeting of qualified voters
21 of any established political party as defined in this Article
22 may, however, make one nomination for each office therein to be
23 filled at any election for officers of a municipality with a
24 population of less than 5,000 by causing a certificate of
25 nomination to be filed with the municipal clerk no earlier than

1 113 ~~78~~ and no later than 106 ~~71~~ days before the election at
2 which the nominated candidates are to be on the ballot. The
3 municipal caucuses shall be conducted on the first Monday in
4 December of even-numbered years ~~immediately preceding the~~
5 ~~first day for filing caucus certificates of nomination in each~~
6 ~~year in which municipal officers are to be elected,~~ except
7 that, when that Monday is a holiday or the eve of a holiday,
8 the caucuses shall be held on the next business day following
9 the holiday. Every certificate of nomination shall state the
10 facts required in Section 10-5 of this Article and shall be
11 signed by the presiding officer and by the secretary of the
12 convention, caucus, or meeting, who shall add to their
13 signatures their places of residence. The certificates shall be
14 sworn to by them to be true to the best of their knowledge and
15 belief, and a certificate of the oath shall be annexed to the
16 certificate of nomination.

17 (b) Publication of the time and place of holding the caucus
18 shall be given by the municipal clerk. For municipalities of
19 over 500 population, notice of the caucus shall be published in
20 a newspaper published in the municipality. If there is no such
21 newspaper, then the notice shall be published in a newspaper
22 published in the county and having general circulation in the
23 municipality. For municipalities of 500 population or less,
24 notice of the caucus shall be given by the municipal clerk by
25 posting the notice in 3 of the most public places in the
26 municipality. The publication or posting shall be given at

1 least 10 days before the caucus.

2 (c) As provided in Sections 3.1-25-20 through 3.1-25-60 of
3 the Illinois Municipal Code, a village may adopt a system of
4 nonpartisan primary and general elections for the election of
5 village officers.

6 (d) Any city, village, or incorporated town with a
7 population of 5,000 or less may, by ordinance, determine that
8 established political parties shall nominate candidates for
9 municipal office in the city, village, or incorporated town by
10 primary in accordance with Article 7.

11 (e) Only those voters who reside within the territory for
12 which the nomination is made shall be permitted to vote or take
13 part in the proceedings of any convention, caucus, or meeting
14 of individual voters or of any political party held under this
15 Section. No voter shall vote or take part in the proceedings of
16 more than one convention, caucus, or meeting to make a
17 nomination for the same office.

18 (Source: P.A. 87-1119; 88-670, eff. 12-2-94.)

19 (10 ILCS 5/16-5.01) (from Ch. 46, par. 16-5.01)

20 Sec. 16-5.01. (a) The election authority shall, at least 46
21 ~~60~~ days prior to the date of any ~~general~~ election at which
22 federal officers are elected and 45 days prior to any other
23 regular election, have a sufficient number of ballots printed
24 so that such ballots will be available for mailing 45 ~~60~~ days
25 prior to the date of the election to persons who have filed

1 application for a ballot under the provisions of Article 20 of
 2 this Act.

3 (b) If at any election at which federal offices are elected
 4 or nominated the election authority is unable to comply with
 5 the provisions of subsection (a), the election authority shall
 6 mail to each such person, in lieu of the ballot, a Special
 7 Write-in Absentee Voter's Blank Ballot. The Special Write-in
 8 Absentee Voter's Blank Ballot shall be used at all elections at
 9 which federal officers are elected or nominated and shall be
 10 prepared by the election authority in substantially the
 11 following form:

12 Special Write-in Absentee Voter's Blank Ballot

13 (To vote for a person, write the title of the office and
 14 his or her name on the lines provided. Place to the left of and
 15 opposite the title of office a square and place a cross (X) in
 16 the square.)

17	Title of Office	Name of Candidate
18	()	
19	()	
20	()	
21	()	
22	()	
23	()	

24 The election authority shall send with the Special Write-in
 25 Absentee Voter's Blank Ballot a list of all referenda for which
 26 the voter is qualified to vote and all candidates for whom

1 nomination papers have been filed and for whom the voter is
2 qualified to vote. The voter shall be entitled to write in the
3 name of any candidate seeking election and any referenda for
4 which he or she is entitled to vote.

5 On the back or outside of the ballot, so as to appear when
6 folded, shall be printed the words "Official Ballot", the date
7 of the election and a facsimile of the signature of the
8 election authority who has caused the ballot to be printed.

9 The provisions of Article 20, insofar as they may be
10 applicable to the Special Write-in Absentee Voter's Blank
11 Ballot, shall be applicable herein.

12 (c) Notwithstanding any provision of this Code or other law
13 to the contrary, the governing body of a municipality may
14 adopt, upon submission of a written statement by the
15 municipality's election authority attesting to the
16 administrative ability of the election authority to administer
17 an election using a ranked ballot to the municipality's
18 governing body, an ordinance requiring, and that
19 municipality's election authority shall prepare, a ranked
20 absentee ballot for municipal and township office candidates to
21 be voted on in the consolidated election. This ranked ballot
22 shall be for use only by a qualified voter who either is a
23 member of the United States military or will be outside of the
24 United States on the consolidated primary election day and the
25 consolidated election day. The ranked ballot shall contain a
26 list of the titles of all municipal and township offices

1 potentially contested at both the consolidated primary
2 election and the consolidated election and the candidates for
3 each office and shall permit the elector to vote in the
4 consolidated election by indicating his or her order of
5 preference for each candidate for each office. To indicate his
6 or her order of preference for each candidate for each office,
7 the voter shall put the number one next to the name of the
8 candidate who is the voter's first choice, the number 2 for his
9 or her second choice, and so forth so that, in consecutive
10 numerical order, a number indicating the voter's preference is
11 written by the voter next to each candidate's name on the
12 ranked ballot. The voter shall not be required to indicate his
13 or her preference for more than one candidate on the ranked
14 ballot. The voter may not cast a write-in vote using the ranked
15 ballot for the consolidated election. The election authority
16 shall, if using the ranked absentee ballot authorized by this
17 subsection, also prepare instructions for use of the ranked
18 ballot. The ranked ballot for the consolidated election shall
19 be mailed to the voter at the same time that the ballot for the
20 consolidated primary election is mailed to the voter and the
21 election authority shall accept the completed ranked ballot for
22 the consolidated election when the authority accepts the
23 completed ballot for the consolidated primary election.

24 The voter shall also be sent an absentee ballot for the
25 consolidated election for those races that are not related to
26 the results of the consolidated primary election as soon as the

1 consolidated election ballot is certified.

2 The State Board of Elections shall adopt rules for election
3 authorities for the implementation of this subsection,
4 including but not limited to the application for and counting
5 of ranked ballots.

6 (Source: P.A. 95-889, eff. 1-1-09; 96-1004, eff. 1-1-11.)

7 (10 ILCS 5/19-2) (from Ch. 46, par. 19-2)

8 Sec. 19-2. Any elector as defined in Section 19-1 may by
9 mail, not more than 40 nor less than 5 days prior to the date of
10 such election, or by personal delivery not more than 40 nor
11 less than one day prior to the date of such election, make
12 application to the county clerk or to the Board of Election
13 Commissioners for an official ballot for the voter's precinct
14 to be voted at such election. Such a ballot shall be delivered
15 to the elector only upon separate application by the elector
16 for each election.

17 (Source: P.A. 95-440, eff. 8-27-07; 96-553, eff. 8-17-09.)

18 (10 ILCS 5/19A-15)

19 Sec. 19A-15. Period for early voting; hours.

20 (a) The period for early voting by personal appearance
21 begins the 22nd day preceding a general primary, consolidated
22 primary, consolidated, or general election and extends through
23 the 5th day before election day.

24 (b) A permanent polling place for early voting must remain

1 open during the hours of 8:30 a.m. to 4:30 p.m., or 9:00 a.m.
2 to 5:00 p.m., on weekdays and 9:00 a.m. to 12:00 p.m. on
3 Saturdays, Sundays, and holidays; except that, in addition to
4 the hours required by this subsection, a permanent early voting
5 polling place designated by an election authority under
6 subsection (c) of Section 19A-10 must remain open for a total
7 of at least 8 hours on any holiday during the early voting
8 period and a total of at least 14 hours on the final weekend
9 during the early voting period.

10 (c) Notwithstanding subsections (a) and (b), an election
11 authority may close an early voting polling place if the
12 building in which the polling place is located has been closed
13 by the State or unit of local government in response to a
14 severe weather emergency. In the event of a closure, the
15 election authority shall conduct early voting on the 2nd day
16 before election day from 8:30 a.m. to 4:30 p.m. or 9:00 a.m. to
17 5:00 p.m. The election authority shall notify the State Board
18 of Elections of any closure and shall make reasonable efforts
19 to provide notice to the public of the extended early voting
20 period.

21 (Source: P.A. 96-637, eff. 1-1-10.)

22 (10 ILCS 5/20-1b new)

23 Sec. 20-1b. Voter electronic-mail addresses. The election
24 authority shall give each voter who requests a ballot under the
25 provisions of Article 20 the opportunity to provide an

1 electronic-mail address beginning January 1, 2012, provided
2 that the voter may opt out of providing an electronic-mail
3 address. An electronic-mail address provided shall not be
4 publicly available and is exempt from disclosure under the
5 Freedom of Information Act. Neither an election authority nor
6 the State Board of Elections may release a voter's
7 electronic-mail address to any third party. An election
8 authority may use the address only to communicate with the
9 voter about the voting process, including transmitting
10 military-overseas ballots and election materials if the voter
11 has requested electronic transmission, and verifying the
12 voter's mailing address and physical location as needed. Any
13 other use or disclosure is prohibited, and each request for an
14 electronic-mail address shall so state.

15 (10 ILCS 5/24A-15) (from Ch. 46, par. 24A-15)

16 Sec. 24A-15. The precinct return printed by the automatic
17 tabulating equipment shall include the number of ballots cast
18 and votes cast for each candidate and proposition and shall
19 constitute the official return of each precinct. In addition to
20 the precinct return, the election authority shall provide the
21 number of applications for ballots in each precinct, the
22 write-in votes, the total number of ballots counted in each
23 precinct for each political subdivision and district and the
24 number of registered voters in each precinct. However, the
25 election authority shall check the totals shown by the precinct

1 return and, if there is an obvious discrepancy with respect to
2 the total number of votes cast in any precinct, shall have the
3 ballots for such precinct retabulated to correct the return.
4 The procedures for retabulation shall apply prior to and after
5 the proclamation is completed; however, after the proclamation
6 of results, the election authority must obtain a court order to
7 unseal voted ballots except for election contests and discovery
8 recounts. In those election jurisdictions that utilize
9 in-precinct counting equipment, the certificate of results,
10 which has been prepared by the judges of election after the
11 ballots have been tabulated, shall be the document used for the
12 canvass of votes for such precinct. Whenever a discrepancy
13 exists during the canvass of votes between the unofficial
14 results and the certificate of results, or whenever a
15 discrepancy exists during the canvass of votes between the
16 certificate of results and the set of totals which has been
17 affixed to such certificate of results, the ballots for such
18 precinct shall be retabulated to correct the return. As an
19 additional part of this check prior to the proclamation, in
20 those jurisdictions where in-precinct counting equipment is
21 utilized, the election authority shall retabulate the total
22 number of votes cast in 5% of the precincts within the election
23 jurisdiction, as well as 5% of the voting devices used in early
24 voting. The precincts and the voting devices to be retabulated
25 shall be selected after election day on a random basis by the
26 State Board of Elections, so that every precinct in the

1 election jurisdiction and every voting device used in early
2 voting has an equal mathematical chance of being selected. The
3 State Board of Elections shall design a standard and scientific
4 random method of selecting the precincts and voting devices
5 which are to be retabulated. The State central committee
6 chairman of each established political party shall be given
7 prior written notice of the time and place of such random
8 selection procedure and may be represented at such procedure.
9 Such retabulation shall consist of counting the ballot cards
10 which were originally counted and shall not involve any
11 determination as to which ballot cards were, in fact, properly
12 counted. The ballots from the precincts selected for such
13 retabulation shall remain at all times under the custody and
14 control of the election authority and shall be transported and
15 retabulated by the designated staff of the election authority.

16 As part of such retabulation, the election authority shall
17 test the computer program in the selected precincts and on the
18 selected early voting devices. Such test shall be conducted by
19 processing a preaudited group of ballots so punched so as to
20 record a predetermined number of valid votes for each candidate
21 and on each public question, and shall include for each office
22 one or more ballots which have votes in excess of the number
23 allowed by law in order to test the ability of the equipment to
24 reject such votes. If any error is detected, the cause therefor
25 shall be ascertained and corrected and an errorless count shall
26 be made prior to the official canvass and proclamation of

1 election results.

2 The State Board of Elections, the State's Attorney and
3 other appropriate law enforcement agencies, the county
4 chairman of each established political party and qualified
5 civic organizations shall be given prior written notice of the
6 time and place of such retabulation and may be represented at
7 such retabulation.

8 The results of this retabulation shall be treated in the
9 same manner and have the same effect as the results of the
10 discovery procedures set forth in Section 22-9.1 of this Act.
11 Upon completion of the retabulation, the election authority
12 shall print a comparison of the results of the retabulation
13 with the original precinct return printed by the automatic
14 tabulating equipment. Such comparison shall be done for each
15 precinct and for each early voting device selected for testing
16 and for each office voted upon within that precinct or on that
17 voting device, and the comparisons shall be open to the public.
18 (Source: P.A. 94-1000, eff. 7-3-06; 95-699, eff. 11-9-07.)

19 (10 ILCS 5/24B-15)

20 Sec. 24B-15. Official Return of Precinct; Check of Totals;
21 Retabulation. The precinct return printed by the automatic
22 Precinct Tabulation Optical Scan Technology tabulating
23 equipment shall include the number of ballots cast and votes
24 cast for each candidate and proposition and shall constitute
25 the official return of each precinct. In addition to the

1 precinct return, the election authority shall provide the
2 number of applications for ballots in each precinct, the
3 write-in votes, the total number of ballots counted in each
4 precinct for each political subdivision and district and the
5 number of registered voters in each precinct. However, the
6 election authority shall check the totals shown by the precinct
7 return and, if there is an obvious discrepancy regarding the
8 total number of votes cast in any precinct, shall have the
9 ballots for that precinct retabulated to correct the return.
10 The procedures for retabulation shall apply prior to and after
11 the proclamation is completed; however, after the proclamation
12 of results, the election authority must obtain a court order to
13 unseal voted ballots except for election contests and discovery
14 recounts. In those election jurisdictions that use in-precinct
15 counting equipment, the certificate of results, which has been
16 prepared by the judges of election after the ballots have been
17 tabulated, shall be the document used for the canvass of votes
18 for such precinct. Whenever a discrepancy exists during the
19 canvass of votes between the unofficial results and the
20 certificate of results, or whenever a discrepancy exists during
21 the canvass of votes between the certificate of results and the
22 set of totals which has been affixed to the certificate of
23 results, the ballots for that precinct shall be retabulated to
24 correct the return. As an additional part of this check prior
25 to the proclamation, in those jurisdictions where in-precinct
26 counting equipment is used, the election authority shall

1 retabulate the total number of votes cast in 5% of the
2 precincts within the election jurisdiction, as well as 5% of
3 the voting devices used in early voting. The precincts and the
4 voting devices to be retabulated shall be selected after
5 election day on a random basis by the State Board of Elections,
6 so that every precinct in the election jurisdiction and every
7 voting device used in early voting has an equal mathematical
8 chance of being selected. The State Board of Elections shall
9 design a standard and scientific random method of selecting the
10 precincts and voting devices which are to be retabulated. The
11 State central committee chairman of each established political
12 party shall be given prior written notice of the time and place
13 of the random selection procedure and may be represented at the
14 procedure. The retabulation shall consist of counting the
15 ballots which were originally counted and shall not involve any
16 determination of which ballots were, in fact, properly counted.
17 The ballots from the precincts selected for the retabulation
18 shall remain at all times under the custody and control of the
19 election authority and shall be transported and retabulated by
20 the designated staff of the election authority.

21 As part of the retabulation, the election authority shall
22 test the computer program in the selected precincts and on the
23 selected early voting devices. The test shall be conducted by
24 processing a preaudited group of ballots marked to record a
25 predetermined number of valid votes for each candidate and on
26 each public question, and shall include for each office one or

1 more ballots which have votes in excess of the number allowed
2 by law to test the ability of the equipment and the marking
3 device to reject such votes. If any error is detected, the
4 cause shall be determined and corrected, and an errorless count
5 shall be made prior to the official canvass and proclamation of
6 election results.

7 The State Board of Elections, the State's Attorney and
8 other appropriate law enforcement agencies, the county
9 chairman of each established political party and qualified
10 civic organizations shall be given prior written notice of the
11 time and place of the retabulation and may be represented at
12 the retabulation.

13 The results of this retabulation shall be treated in the
14 same manner and have the same effect as the results of the
15 discovery procedures set forth in Section 22-9.1 of this Code.
16 Upon completion of the retabulation, the election authority
17 shall print a comparison of the results of the retabulation
18 with the original precinct return printed by the automatic
19 tabulating equipment. The comparison shall be done for each
20 precinct and for each early voting device selected for testing
21 and for each office voted upon within that precinct or on that
22 voting device, and the comparisons shall be open to the public.
23 Upon completion of the retabulation, the returns shall be open
24 to the public.

25 (Source: P.A. 94-1000, eff. 7-3-06; 95-699, eff. 11-9-07.)

1 (10 ILCS 5/24C-15)

2 Sec. 24C-15. Official Return of Precinct; Check of Totals;
3 Audit. The precinct return printed by the Direct Recording
4 Electronic Voting System tabulating equipment shall include
5 the number of ballots cast and votes cast for each candidate
6 and public question and shall constitute the official return of
7 each precinct. In addition to the precinct return, the election
8 authority shall provide the number of applications for ballots
9 in each precinct, the total number of ballots and absentee
10 ballots counted in each precinct for each political subdivision
11 and district and the number of registered voters in each
12 precinct. However, the election authority shall check the
13 totals shown by the precinct return and, if there is an obvious
14 discrepancy regarding the total number of votes cast in any
15 precinct, shall have the ballots for that precinct audited to
16 correct the return. The procedures for this audit shall apply
17 prior to and after the proclamation is completed; however,
18 after the proclamation of results, the election authority must
19 obtain a court order to unseal voted ballots or voting devices
20 except for election contests and discovery recounts. The
21 certificate of results, which has been prepared and signed by
22 the judges of election after the ballots have been tabulated,
23 shall be the document used for the canvass of votes for such
24 precinct. Whenever a discrepancy exists during the canvass of
25 votes between the unofficial results and the certificate of
26 results, or whenever a discrepancy exists during the canvass of

1 votes between the certificate of results and the set of totals
2 reflected on the certificate of results, the ballots for that
3 precinct shall be audited to correct the return.

4 Prior to the proclamation, the election authority shall
5 test the voting devices and equipment in 5% of the precincts
6 within the election jurisdiction, as well as 5% of the voting
7 devices used in early voting. The precincts and the voting
8 devices to be tested shall be selected after election day on a
9 random basis by the State Board of Elections, so that every
10 precinct and every device used in early voting in the election
11 jurisdiction has an equal mathematical chance of being
12 selected. The State Board of Elections shall design a standard
13 and scientific random method of selecting the precincts and
14 voting devices that are to be tested. The State central
15 committee chairman of each established political party shall be
16 given prior written notice of the time and place of the random
17 selection procedure and may be represented at the procedure.

18 The test shall be conducted by counting the votes marked on
19 the permanent paper record of each ballot cast in the tested
20 precinct printed by the voting system at the time that each
21 ballot was cast and comparing the results of this count with
22 the results shown by the certificate of results prepared by the
23 Direct Recording Electronic Voting System in the test precinct.
24 The election authority shall test count these votes either by
25 hand or by using an automatic tabulating device other than a
26 Direct Recording Electronic voting device that has been

1 approved by the State Board of Elections for that purpose and
2 tested before use to ensure accuracy. The election authority
3 shall print the results of each test count. If any error is
4 detected, the cause shall be determined and corrected, and an
5 errorless count shall be made prior to the official canvass and
6 proclamation of election results. If an errorless count cannot
7 be conducted and there continues to be difference in vote
8 results between the certificate of results produced by the
9 Direct Recording Electronic Voting System and the count of the
10 permanent paper records or if an error was detected and
11 corrected, the election authority shall immediately prepare
12 and forward to the appropriate canvassing board a written
13 report explaining the results of the test and any errors
14 encountered and the report shall be made available for public
15 inspection.

16 The State Board of Elections, the State's Attorney and
17 other appropriate law enforcement agencies, the county
18 chairman of each established political party and qualified
19 civic organizations shall be given prior written notice of the
20 time and place of the test and may be represented at the test.

21 The results of this post-election test shall be treated in
22 the same manner and have the same effect as the results of the
23 discovery procedures set forth in Section 22-9.1 of this Code.

24 (Source: P.A. 94-645, eff. 8-22-05; 94-1000, eff. 7-3-06;
25 95-699, eff. 11-9-07.)

1 (10 ILCS 5/25-6) (from Ch. 46, par. 25-6)

2 Sec. 25-6. (a) When a vacancy occurs in the office of State
3 Senator or Representative in the General Assembly, the vacancy
4 shall be filled within 30 days by appointment of the
5 legislative or representative committee of that legislative or
6 representative district of the political party of which the
7 incumbent was a candidate at the time of his election. The
8 appointee shall be a member of the same political party as the
9 person he succeeds was at the time of his election, and shall
10 be otherwise eligible to serve as a member of the General
11 Assembly. ~~The appropriate legislative or representative~~
12 ~~committee shall declare that a vacancy exists and notification~~
13 ~~thereof shall be given to the State Board of Elections, the~~
14 ~~Secretary of State, and the Clerk of the House of~~
15 ~~Representatives or the Secretary of the Senate, whichever is~~
16 ~~appropriate, within 3 days of the occurrence of the vacancy.~~

17 (b) When a vacancy occurs in the office of a legislator
18 elected other than as a candidate of a political party, the
19 vacancy shall be filled within 30 days of such occurrence by
20 appointment of the Governor. The appointee shall not be a
21 member of a political party, and shall be otherwise eligible to
22 serve as a member of the General Assembly. Provided, however,
23 the appropriate body of the General Assembly may, by
24 resolution, allow a legislator elected other than as a
25 candidate of a political party to affiliate with a political
26 party for his term of office in the General Assembly. A vacancy

1 occurring in the office of any such legislator who affiliates
2 with a political party pursuant to resolution shall be filled
3 within 30 days of such occurrence by appointment of the
4 appropriate legislative or representative committee of that
5 legislative or representative district of the political party
6 with which the legislator so affiliates. The appointee shall be
7 a member of the political party with which the incumbent
8 affiliated.

9 (c) For purposes of this Section, a person is a member of a
10 political party for 23 months after (i) signing a candidate
11 petition, as to the political party whose nomination is sought;
12 (ii) signing a statement of candidacy, as to the political
13 party where nomination or election is sought; (iii) signing a
14 Petition of Political Party Formation, as to the proposed
15 political party; (iv) applying for and receiving a primary
16 ballot, as to the political party whose ballot is received; or
17 (v) becoming a candidate for election to or accepting
18 appointment to the office of ward, township, precinct or state
19 central committeeman.

20 (d) In making appointments under this Section, each
21 committeeman of the appropriate legislative or representative
22 committee shall be entitled to one vote for each vote that was
23 received, in that portion of the legislative or representative
24 district which he represents on the committee, by the Senator
25 or Representative whose seat is vacant at the general election
26 at which that legislator was elected to the seat which has been

1 vacated and a majority of the total number of votes received in
2 such election by the Senator or Representative whose seat is
3 vacant is required for the appointment of his successor;
4 provided, however, that in making appointments in legislative
5 or representative districts comprising only one county or part
6 of a county other than a county containing 2,000,000 or more
7 inhabitants, each committeeman shall be entitled to cast only
8 one vote.

9 (e) Appointments made under this Section shall be in
10 writing and shall be signed by members of the legislative or
11 representative committee whose total votes are sufficient to
12 make the appointments or by the Governor, as the case may be.
13 Such appointments shall be filed with the Secretary of State
14 and with the Clerk of the House of Representatives or the
15 Secretary of the Senate, whichever is appropriate.

16 (f) An appointment made under this Section shall be for the
17 remainder of the term, except that, if the appointment is to
18 fill a vacancy in the office of State Senator and the vacancy
19 occurs with more than 28 months remaining in the term, the term
20 of the appointment shall expire at the time of the next general
21 election at which time a Senator shall be elected for a new
22 term commencing on the determination of the results of the
23 election and ending on the second Wednesday of January in the
24 second odd-numbered year next occurring. Whenever a Senator has
25 been appointed to fill a vacancy and was thereafter elected to
26 that office, the term of service under the authority of the

1 election shall be considered a new term of service, separate
2 from the term of service rendered under the authority of the
3 appointment.

4 (Source: P.A. 85-958.)

5 (10 ILCS 5/28-5) (from Ch. 46, par. 28-5)

6 Sec. 28-5. Not less than 68 ~~61~~ days before a regularly
7 scheduled election, each local election official shall certify
8 the public questions to be submitted to the voters of or within
9 his political subdivision at that election which have been
10 initiated by petitions filed in his office or by action of the
11 governing board of his political subdivision.

12 Not less than 68 ~~61~~ days before a regularly scheduled
13 election, each circuit court clerk shall certify the public
14 questions to be submitted to the voters of a political
15 subdivision at that election which have been ordered to be so
16 submitted by the circuit court pursuant to law. Not less than
17 30 days before the date set by the circuit court for the
18 conduct of an emergency referendum pursuant to Section 2A-1.4,
19 the circuit court clerk shall certify the public question as
20 herein required.

21 Local election officials and circuit court clerks shall
22 make their certifications, as required by this Section, to each
23 election authority having jurisdiction over any of the
24 territory of the respective political subdivision in which the
25 public question is to be submitted to referendum.

1 Not less than 68 ~~61~~ days before the next regular election,
2 the county clerk shall certify the public questions to be
3 submitted to the voters of the entire county at that election,
4 which have been initiated by petitions filed in his office or
5 by action of the county board, to the board of election
6 commissioners, if any, in his county.

7 Not less than 74 ~~67~~ days before the general election, the
8 State Board of Elections shall certify any questions proposing
9 an amendment to Article IV of the Constitution pursuant to
10 Section 3, Article XIV of the Constitution and any advisory
11 public questions to be submitted to the voters of the entire
12 State, which have been initiated by petitions received or filed
13 at its office, to the respective county clerks. Not less than
14 62 ~~61~~ days before the general election, the county clerk shall
15 certify such questions to the board of election commissioners,
16 if any, in his county.

17 The certifications shall include the form of the public
18 question to be placed on the ballot, the date on which the
19 public question was initiated by either the filing of a
20 petition or the adoption of a resolution or ordinance by a
21 governing body, as the case may be, and a certified copy of any
22 court order or political subdivision resolution or ordinance
23 requiring the submission of the public question.
24 Certifications of propositions for annexation to,
25 disconnection from, or formation of political subdivisions or
26 for other purposes shall include a description of the territory

1 in which the proposition is required to be submitted, whenever
2 such territory is not coterminous with an existing political
3 subdivision.

4 The certification of a public question described in
5 subsection (b) of Section 28-6 shall include the precincts
6 included in the territory concerning which the public question
7 is to be submitted, as well as a common description of such
8 territory, in plain and nonlegal language, and specify the
9 election at which the question is to be submitted. The
10 description of the territory shall be prepared by the local
11 election official as set forth in the resolution or ordinance
12 initiating the public question.

13 Whenever a local election official, an election authority,
14 or the State Board of Elections is in receipt of an initiating
15 petition, or a certification for the submission of a public
16 question at an election at which the public question may not be
17 placed on the ballot or submitted because of the limitations of
18 Section 28-1, such officer or board shall give notice of such
19 prohibition, by registered mail, as follows:

20 (a) in the case of a petition, to any person designated
21 on a certificate attached thereto as the proponent or as
22 the proponents' attorney for purposes of notice of
23 objections;

24 (b) in the case of a certificate from a local election
25 authority, to such local election authority, who shall
26 thereupon give notice as provided in subparagraph (a), or

1 notify the governing board which adopted the initiating
2 resolution or ordinance;

3 (c) in the case of a certification from a circuit court
4 clerk of a court order, to such court, which shall
5 thereupon give notice as provided in subparagraph (a) and
6 shall modify its order in accordance with the provisions of
7 this Act.

8 If the petition, resolution or ordinance initiating such
9 prohibited public question did not specify a particular
10 election for its submission, the officer or board responsible
11 for certifying the question to the election authorities shall
12 certify or recertify the question, in the manner required
13 herein, for submission on the ballot at the next regular
14 election no more than one year, or 15 months in the case of a
15 back door referendum as defined in subsection (f) of Section
16 28-2, subsequent to the filing of the initiating petition or
17 the adoption of the initiating resolution or ordinance and at
18 which the public question may be submitted, and the appropriate
19 election authorities shall submit the question at such
20 election, unless the public question is ordered submitted as an
21 emergency referendum pursuant to Section 2A-1.4 or is withdrawn
22 as may be provided by law.

23 (Source: P.A. 94-578, eff. 8-12-05.)

24 (10 ILCS 5/28-6) (from Ch. 46, par. 28-6)

25 Sec. 28-6. Petitions; filing.

1 (a) On a written petition signed by a number of voters
2 equal to ~~(i) through the general election in 2008,~~ at least 8%
3 of the total votes cast for candidates for Governor in the
4 preceding gubernatorial election by the registered voters of
5 the municipality, township, county or school district ~~and (ii)~~
6 ~~beginning with elections in 2009 and thereafter, at least 11%~~
7 ~~of the total ballots cast by the registered voters of the~~
8 ~~municipality, township, county, or school district in the last~~
9 ~~regular election conducted in the municipality, township,~~
10 ~~county, or school district,~~ it shall be the duty of the proper
11 election officers to submit any question of public policy so
12 petitioned for, to the electors of such political subdivision
13 at any regular election named in the petition at which an
14 election is scheduled to be held throughout such political
15 subdivision under Article 2A. Such petitions shall be filed
16 with the local election official of the political subdivision
17 or election authority, as the case may be. Where such a
18 question is to be submitted to the voters of a municipality
19 which has adopted Article 6, or a township or school district
20 located entirely within the jurisdiction of a municipal board
21 of election commissioners, such petitions shall be filed with
22 the board of election commissioners having jurisdiction over
23 the political subdivision.

24 (b) In a municipality with more than 1,000,000 inhabitants,
25 when a question of public policy exclusively concerning a
26 contiguous territory included entirely within but not

1 coextensive with the municipality is initiated by resolution or
2 ordinance of the corporate authorities of the municipality, or
3 by a petition which may be signed by registered voters who
4 reside in any part of any precinct all or part of which
5 includes all or part of the territory and who equal in number
6 ~~to (i) through the general election in 2008~~ at least 8% of the
7 total votes cast for candidates for Governor in the preceding
8 gubernatorial election by the voters of the precinct or
9 precincts in the territory where the question is to be
10 submitted to the voters ~~and (ii) beginning with elections in~~
11 ~~2009 and thereafter, at least 11% of the total ballots cast at~~
12 ~~the last regular election conducted in the precinct or~~
13 ~~precincts in the territory where the question is to be~~
14 ~~submitted to the voters,~~ it shall be the duty of the election
15 authority having jurisdiction over such municipality to submit
16 such question to the electors throughout each precinct all or
17 part of which includes all or part of the territory at the
18 regular election specified in the resolution, ordinance or
19 petition initiating the public question. A petition initiating
20 a public question described in this subsection shall be filed
21 with the election authority having jurisdiction over the
22 municipality. A resolution, ordinance or petition initiating a
23 public question described in this subsection shall specify the
24 election at which the question is to be submitted.

25 (c) Local questions of public policy authorized by this
26 Section and statewide questions of public policy authorized by

1 Section 28-9 shall be advisory public questions, and no legal
2 effects shall result from the adoption or rejection of such
3 propositions.

4 (d) This Section does not apply to a petition filed
5 pursuant to Article IX of the Liquor Control Act of 1934.

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

7 (10 ILCS 5/28-7) (from Ch. 46, par. 28-7)

8 Sec. 28-7. In any case in which Article VII or paragraph
9 (a) of Section 5 of the Transition Schedule of the Constitution
10 authorizes any action to be taken by or with respect to any
11 unit of local government, as defined in Section 1 of Article
12 VII of the Constitution, by or subject to approval by
13 referendum, any such public question shall be initiated in
14 accordance with this Section.

15 Any such public question may be initiated by the governing
16 body of the unit of local government by resolution or by the
17 filing with the clerk or secretary of the governmental unit of
18 a petition signed by a number of qualified electors equal to or
19 greater than at least 8% of the total votes cast for candidates
20 for Governor in the preceding gubernatorial election ~~10% of the~~
21 ~~number of registered voters in the governmental unit,~~
22 requesting the submission of the proposal for such action to
23 the voters of the governmental unit at a regular election.

24 If the action to be taken requires a referendum involving 2
25 or more units of local government, the proposal shall be

1 submitted to the voters of such governmental units by the
2 election authorities with jurisdiction over the territory of
3 the governmental units. Such multi-unit proposals may be
4 initiated by appropriate resolutions by the respective
5 governing bodies or by petitions of the voters of the several
6 governmental units filed with the respective clerks or
7 secretaries.

8 This Section is intended to provide a method of submission
9 to referendum in all cases of proposals for actions which are
10 authorized by Article VII of the Constitution by or subject to
11 approval by referendum and supersedes any conflicting
12 statutory provisions except those contained in the "County
13 Executive Act".

14 Referenda provided for in this Section may not be held more
15 than once in any 23-month period on the same proposition,
16 provided that in any municipality a referendum to elect not to
17 be a home rule unit may be held only once within any 47-month
18 period.

19 (Source: P.A. 82-750.)

20 (10 ILCS 5/28-9) (from Ch. 46, par. 28-9)

21 Sec. 28-9. Petitions for proposed amendments to Article IV
22 of the Constitution pursuant to Section 3, Article XIV of the
23 Constitution shall be signed by a number of electors equal in
24 number to at least 8% of the total votes cast for candidates
25 for Governor in the preceding gubernatorial election. Such

1 petition shall have been signed by the petitioning electors not
2 more than 24 months preceding the general election at which the
3 proposed amendment is to be submitted and shall be filed with
4 the Secretary of State at least 6 months before that general
5 election.

6 Upon receipt of a petition for a proposed Constitutional
7 amendment, the Secretary of State shall, as soon as is
8 practicable, but no later than the close of the next business
9 day, deliver such petition to the State Board of Elections.

10 Petitions for advisory questions of public policy to be
11 submitted to the voters of the entire State shall be signed by
12 a number of voters equal in number to 8% of the total votes
13 cast for candidates for Governor in the preceding gubernatorial
14 election. Such petition shall have been signed by said
15 petitioners not more than 24 months preceding the date of the
16 general election at which the question is to be submitted and
17 shall be filed with the State Board of Elections at least 6
18 months before that general election.

19 The proponents of the proposed ~~Constitutional amendment or~~
20 statewide advisory public question shall file the original
21 petition in bound election jurisdiction sections. Each section
22 shall be composed of consecutively numbered petition sheets
23 containing only the signatures of registered voters of a single
24 election jurisdiction and, at the top of each petition sheet,
25 the name of the election jurisdiction shall be typed or printed
26 in block letters; provided that, if the name of the election

1 jurisdiction is not so printed, the election jurisdiction of
2 the circulator of that petition sheet shall be controlling with
3 respect to the signatures on that sheet. Any petition sheets
4 not consecutively numbered or which contain duplicate page
5 numbers already used on other sheets, or are photocopies or
6 duplicates of the original sheets, shall not be considered part
7 of the petition for the purpose of the random sampling
8 verification and shall not be counted toward the minimum number
9 of signatures required to qualify the proposed ~~constitutional~~
10 ~~amendment or~~ statewide advisory public question for the ballot.

11 Within 7 business days following the last day for filing
12 the original petition, the proponents shall also file copies of
13 the sectioned election jurisdiction petition sheets with each
14 proper election authority and obtain a receipt therefor.

15 For purposes of this Act, the following terms shall be
16 defined and construed as follows:

17 1. "Board" means the State Board of Elections.

18 2. "Election Authority" means a county clerk or city or
19 county board of election commissioners.

20 3. "Election Jurisdiction" means (a) an entire county, in
21 the case of a county in which no city board of election
22 commissioners is located or which is under the jurisdiction of
23 a county board of election commissioners; (b) the territorial
24 jurisdiction of a city board of election commissioners; and (c)
25 the territory in a county outside of the jurisdiction of a city
26 board of election commissioners. In each instance election

1 jurisdiction shall be determined according to which election
2 authority maintains the permanent registration records of
3 qualified electors.

4 4. "Proponents" means any person, association, committee,
5 organization or other group, or their designated
6 representatives, who advocate and cause the circulation and
7 filing of petitions for a statewide advisory question of public
8 policy or a proposed constitutional amendment for submission at
9 a general election and who has registered with the Board as
10 provided in this Act.

11 5. "Opponents" means any person, association, committee,
12 organization or other group, or their designated
13 representatives, who oppose a statewide advisory question of
14 public policy or a proposed constitutional amendment for
15 submission at a general election and who have registered with
16 the Board as provided in this Act.

17 (Source: P.A. 93-574, eff. 8-21-03.)

18 (10 ILCS 5/28-10) (from Ch. 46, par. 28-10)

19 Sec. 28-10. Upon receipt of an original petition for a
20 proposed ~~Constitutional amendment or~~ statewide advisory public
21 question, the designated Board staff shall examine the petition
22 sheets in each election jurisdiction section for conformity
23 with the single jurisdiction signature requirement prescribed
24 in Section 28-9. The Board staff shall determine from the name
25 of the election jurisdiction printed at the top of the petition

1 sheet or from the election jurisdiction of the circulator of
2 that petition sheet, as the case may be, whether any signatures
3 on that sheet are not in conformity. If any signatures are
4 determined to be nonconforming, the Board staff shall prepare,
5 for each election jurisdiction section, a list by page and line
6 number of purported nonconforming signatures and shall
7 immediately transmit such lists to the Board Chairman and
8 copies of such lists to the principal proponent of the proposed
9 ~~Constitutional amendment~~ or statewide advisory public
10 question, or the proponent's attorney, whichever is designated
11 on the certificate attached to the petition, as provided in
12 Section 10-8 of this Code.

13 On the 10th business day following the last day for
14 petition filing, the Board shall conduct a hearing at which the
15 proponents may present arguments and evidence as to the
16 conformity of any purported nonconforming signatures. At the
17 conclusion of the hearing the Board shall make a final
18 determination with respect to each purported nonconforming
19 signature. Any signatures on petition sheets in an election
20 jurisdiction section finally determined to be nonconforming
21 shall not be considered part of the petition for the purpose of
22 the random sample verification and shall not be counted toward
23 the minimum number of signatures required to qualify the
24 proposed ~~Constitutional amendment~~ or statewide advisory public
25 question for the ballot.

26 (Source: P.A. 83-999.)

1 (10 ILCS 5/28-11) (from Ch. 46, par. 28-11)

2 Sec. 28-11. The Board shall design a standard and
3 scientific random sampling method for the verification of
4 petition signatures for statewide advisory referenda and shall
5 conduct a public test to prove the validity of its sampling
6 method. Notice of the time and place for such test shall be
7 given at least 10 days before the date on which such test is to
8 be conducted and in the manner prescribed for notice of regular
9 Board meetings. Signatures on petitions for constitutional
10 amendments initiated pursuant to Article XIV, Section 3 of the
11 Illinois Constitution need not be segregated by election
12 jurisdiction. The Board shall design an alternative signature
13 verification method for referenda initiated pursuant to
14 Article XIV, Section 3 of the Illinois Constitution.

15 Within 14 business days following the last day for the
16 filing of the original petition as prescribed in Section 28-9,
17 the Board shall apply its proven random sampling method to the
18 petition sheets in each election jurisdiction section for the
19 purpose of selecting and identifying the petition signatures to
20 be included in the sample signature verification for the
21 respective jurisdictions and shall prepare and transmit to each
22 proper election authority a list by page and line number of the
23 signatures from its election jurisdiction selected for
24 verification.

25 For each election jurisdiction, the sample verification

1 shall include an examination of either (a) 10% of the
2 signatures if 5,010 or more signatures are involved; or (b) 500
3 signatures if more than 500 but less than 5,010 signatures are
4 involved; or (c) all signatures if 500 or less signatures are
5 involved.

6 Each election authority with whom jurisdictional copies of
7 petition sheets were filed shall use the proven random sampling
8 method designed and furnished by the Board for the verification
9 of signatures shown on the list supplied by the Board and in
10 accordance with the following criteria for determination of
11 petition signature validity:

12 1. Determine if the person who signed the petition is a
13 registered voter in that election jurisdiction or was a
14 registered voter therein on the date the petition was signed;

15 2. Determine if the signature of the person who signed the
16 petition reasonably compares with the signature shown on that
17 person's registration record card.

18 Within 14 business days following receipt from the Board of
19 the list of signatures for verification, each election
20 authority shall transmit a properly dated certificate to the
21 Board which shall indicate; (a) the page and line number of
22 petition signatures examined, (b) the validity or invalidity of
23 such signatures, and (c) the reasons for invalidity, based on
24 the criteria heretofore prescribed. The Board shall prepare and
25 adopt a standard form of certificate for use by the election
26 authorities which shall be transmitted with the list of

1 signatures for verification.

2 Upon written request of the election authority that, due to
3 the volume of signatures in the sample for its jurisdiction,
4 additional time is needed to properly perform the signature
5 verification, the Board may grant the election authority
6 additional days to complete the verification and transmit the
7 certificate of results. These certificates of random sample
8 verification results shall be available for public inspection
9 within 24 hours after receipt by the State Board of Elections.
10 (Source: P.A. 83-999.)

11 (10 ILCS 5/28-12) (from Ch. 46, par. 28-12)

12 Sec. 28-12. Upon receipt of the certificates of the
13 election authorities showing the results of the sample
14 signature verification, the Board shall:

15 1. Based on the sample, calculate the ratio of invalid or
16 valid signatures in each election jurisdiction.

17 2. Apply the ratio of invalid to valid signatures in an
18 election jurisdiction sample to the total number of petition
19 signatures submitted from that election jurisdiction.

20 3. Compute the degree of multiple signature contamination
21 in each election jurisdiction sample.

22 4. Adjust for multiple signature contamination and the
23 invalid signatures, project the total number of valid petition
24 signatures submitted from each election jurisdiction.

25 5. Aggregate the total number of projected valid signatures

1 from each election jurisdiction and project the total number of
2 valid signatures on the petition statewide.

3 If such statewide projection establishes a total number of
4 valid petition signatures not greater than 95.0% of the minimum
5 number of signatures required to qualify the proposed
6 ~~Constitutional amendment or~~ statewide advisory public question
7 for the ballot, the petition shall be presumed invalid;
8 provided that, prior to the last day for ballot certification
9 for the general election, the Board shall conduct a hearing for
10 the purpose of allowing the proponents to present competent
11 evidence or an additional sample to rebut the presumption of
12 invalidity. At the conclusion of such hearing, and after the
13 resolution of any specific objection filed pursuant to Section
14 10-8 of this Code, the Board shall issue a final order
15 declaring the petition to be valid or invalid and shall, in
16 accordance with its order, certify or not certify the
17 proposition for the ballot.

18 If such statewide projection establishes a total number of
19 valid petition signatures greater than 95.0% of the minimum
20 number of signatures required to qualify the proposed
21 Constitutional amendment or statewide advisory public question
22 for the ballot, the results of the sample shall be considered
23 inconclusive and, if no specific objections to the petition are
24 filed pursuant to Section 10-8 of this Code, the Board shall
25 issue a final order declaring the petition to be valid and
26 shall certify the proposition for the ballot.

1 In either event, the Board shall append to its final order
2 the detailed results of the sample from each election
3 jurisdiction which shall include: (a) specific page and line
4 numbers of signatures actually verified or determined to be
5 invalid by the respective election authorities, and (b) the
6 calculations and projections performed by the Board for each
7 election jurisdiction.

8 (Source: P.A. 82-750.)

9 (10 ILCS 5/28-13) (from Ch. 46, par. 28-13)

10 Sec. 28-13. Each political party and civic organization as
11 well as the registered proponents and opponents of a proposed
12 ~~Constitutional amendment or~~ statewide advisory public question
13 shall be entitled to one watcher in the office of the election
14 authority to observe the conduct of the sample signature
15 verification. However, in those election jurisdictions where a
16 10% sample is required, the proponents and opponents may
17 appoint no more than 5 assistant watchers in addition to the 1
18 principal watcher permitted herein.

19 Within 7 days following the last day for filing of the
20 original petition, the proponents and opponents shall certify
21 in writing to the Board that they publicly support or oppose
22 the proposed ~~Constitutional amendment or~~ statewide advisory
23 public question. The proponents and opponents of such questions
24 shall register the name and address of its group and the name
25 and address of its chairman and designated agent for acceptance

1 of service of notices with the Board. Thereupon, the Board
2 shall prepare a list of the registered proponents and opponents
3 and shall adopt a standard proponents' and opponents' watcher
4 credential form. A copy of such list and sufficient copies of
5 such credentials shall be transmitted with the list for the
6 sample signature verification to the appropriate election
7 authorities. Those election authorities shall issue
8 credentials to the permissible number of watchers for each
9 proponent and opponent group; provided, however, that a
10 prospective watcher shall first present to the election
11 authority a letter of authorization signed by the chairman of
12 the proponent or opponent group he or she represents.

13 Political party and qualified civic organization watcher
14 credentials shall be substantially in the form and shall be
15 authorized in the manner prescribed in Section 7-34 of this
16 Code.

17 The rights and limitations of pollwatchers as prescribed by
18 Section 7-34 of this Code, insofar as they may be made
19 applicable, shall be applicable to watchers at the conduct of
20 the sample signature verification.

21 The principal watcher for the proponents and opponents may
22 make signed written objections to the Board relating to
23 procedures observed during the conduct of the sample signature
24 verification which could materially affect the results of the
25 sample. Such written objections shall be presented to the
26 election authority and a copy mailed to the Board and shall be

1 attached to the certificate of sample results transmitted by
2 the election authority to the Board.

3 (Source: P.A. 82-750.)

4 Section 15. The Township Code is amended by changing
5 Sections 45-10, 45-20, and 45-25 as follows:

6 (60 ILCS 1/45-10)

7 Sec. 45-10. Political party caucus in township; notice.

8 (a) On the first ~~second~~ Tuesday in December ~~January~~
9 preceding the date of the regular township election, a caucus
10 shall be held by the voters of each established political party
11 in a township to nominate its candidates for the various
12 offices to be filled at the election. Notice of the caucus
13 shall be given at least 10 days before it is held by
14 publication in some newspaper having a general circulation in
15 the township. Not less than 30 days before the caucus, the
16 township clerk shall notify the chairman or membership of each
17 township central committee by first-class mail of the
18 chairman's or membership's obligation to report the time and
19 location of the political party's caucus. Not less than 20 days
20 before the caucus, each chairman of the township central
21 committee shall notify the township clerk by first-class mail
22 of the time and location of the political party's caucus. If
23 the time and location of 2 or more political party caucuses
24 conflict, the township clerk shall establish, by a fair and

1 impartial public lottery, the time and location for each
2 caucus.

3 (b) Except as provided in this Section, the township board
4 shall cause notices of the caucuses to be published. The notice
5 shall state the time and place where the caucus for each
6 political party will be held. The board shall fix a place
7 within the township for holding the caucus for each established
8 political party. When a new township has been established under
9 Section 10-25, the county board shall cause notice of the
10 caucuses to be published as required by this Section and shall
11 fix the place within the new township for holding the caucuses.
12 (Source: P.A. 85-694; 88-62)

13 (60 ILCS 1/45-20)

14 Sec. 45-20. Caucus result; filing nomination papers;
15 certifying candidates.

16 (a) The township central committee shall canvass and
17 declare the result of the caucus.

18 (b) The chairman of the township central committee shall,
19 not more than 113 ~~78~~ nor less than 106 ~~71~~ days before the
20 township election, file nomination papers as provided in this
21 Section. The nomination papers shall consist of (i) a
22 certification by the chairman of the names of all candidates
23 for office in the township nominated at the caucus and (ii) a
24 statement of candidacy by each candidate in the form prescribed
25 in the general election law. The nomination papers shall be

1 filed in the office of the township clerk, except that if the
2 township is entirely within the corporate limits of a city,
3 village, or incorporated town under the jurisdiction of a board
4 of election commissioners, the nomination papers shall be filed
5 in the office of the board of election commissioners instead of
6 the township clerk.

7 (c) The township clerk shall certify the candidates so
8 nominated to the proper election authorities not less than 61
9 days before the township election. The election shall be
10 conducted in accordance with the general election law.

11 (Source: P.A. 85-694; 88-62.)

12 (60 ILCS 1/45-25)

13 Sec. 45-25. Caucus in multi-township district.

14 (a) On the first ~~second~~ Wednesday in December ~~January~~
15 preceding the date of any election at which township officers
16 are to be elected, a caucus shall be held by the voters of each
17 established political party in a multi-township district to
18 nominate its candidates for township assessor.

19 (b) For purposes of this Code, the multi-township central
20 committee of each established political party shall consist of
21 the elected or appointed precinct committeemen of each
22 established political party within the multi-township district
23 and shall promulgate rules of procedure under Section 45-50.

24 (c) The multi-township central committee of each
25 established political party shall cause notices of the caucuses

1 to be published. The notices shall state the time and place
2 where the caucus for each established political party will be
3 held within the multi-township district and shall be published
4 in a newspaper of general circulation in the district 10 days
5 before the caucuses are held. Not less than 30 days before the
6 caucus, the multi-township clerk shall notify the chairman or
7 membership of each multi-township central committee by
8 first-class mail of the chairman's or membership's obligation
9 to report the time and location of the political party's
10 caucus. Not less than 20 days before the caucus, each chairman
11 of the multi-township central committee shall notify the
12 multi-township clerk by first-class mail of the time and
13 location of the political party's caucus. If the time and
14 location of 2 or more political party caucuses conflict, the
15 multi-township clerk shall establish, by a fair and impartial
16 public lottery, the time and location for each caucus.

17 (d) The result of the election shall be canvassed in the
18 manner provided by the general election law.

19 (e) The chairman of the multi-township central committee
20 shall, not more than 113 ~~78~~ nor less than 106 ~~71~~ days before
21 the multi-township election, file nomination papers as
22 provided in this Section. The nomination papers shall consist
23 of (i) a certification by the chairman of the names of all
24 candidates for office in the township nominated at the caucus
25 and (ii) a statement of candidacy by each candidate in the form
26 prescribed in the general election law. The nomination papers

1 shall be filed in the office of the election authority. The
2 election shall be conducted in accordance with the general
3 election law.

4 (Source: P.A. 85-694; 88-62.)

5 Section 20. The Illinois Municipal Code is amended by
6 changing Section 3.1-20-45 as follows:

7 (65 ILCS 5/3.1-20-45)

8 Sec. 3.1-20-45. Nonpartisan primary elections; uncontested
9 office. A city incorporated under this Code that elects
10 municipal officers at nonpartisan primary and general
11 elections shall conduct the elections as provided in the
12 Election Code, except that no office for which nomination is
13 uncontested shall be included on the primary ballot and no
14 primary shall be held for that office. For the purposes of this
15 Section, an office is uncontested when not more than 4 persons
16 to be nominated for each office have timely filed valid
17 nominating papers seeking nomination for the election to that
18 office.

19 Notwithstanding the preceding paragraph, when a person (i)
20 who has not timely filed valid nomination papers and (ii) who
21 intends to become a write-in candidate for nomination for any
22 office for which nomination is uncontested files a written
23 statement or notice of that intent with the proper election
24 official with whom the nomination papers for that office are

1 filed, if the write-in candidate becomes the fifth candidate
2 filed, a primary ballot must be prepared and a primary must be
3 held for the office. The statement or notice must be filed on
4 or before the 61st day before the consolidated primary
5 election. The statement must contain (i) the name and address
6 of the person intending to become a write-in candidate, (ii) a
7 statement that the person intends to become a write-in
8 candidate, and (iii) the office the person is seeking as a
9 write-in candidate. An election authority has no duty to
10 conduct a primary election or prepare a primary ballot unless a
11 statement meeting the requirements of this paragraph is filed
12 in a timely manner.

13 If there is a primary election, then candidates shall be
14 placed on the ballot for the next succeeding general municipal
15 election in the following manner:

16 (1) If one officer is to be elected, then the 2
17 candidates who receive the highest number of votes shall be
18 placed on the ballot for the next succeeding general
19 municipal election.

20 (2) If 2 aldermen are to be elected at large, then the
21 4 candidates who receive the highest number of votes shall
22 be placed on the ballot for the next succeeding general
23 municipal election.

24 (3) If 3 aldermen are to be elected at large, then the
25 6 candidates who receive the highest number of votes shall
26 be placed on the ballot for the next succeeding general

1 municipal election.

2 The name of a write-in candidate may not be placed on the
3 ballot for the next succeeding general municipal election
4 unless he or she receives a number of votes in the primary
5 election that equals or exceeds the number of signatures
6 required on a petition for nomination for that office or that
7 exceeds the number of votes received by at least one of the
8 candidates whose names were printed on the primary ballot for
9 nomination for or election to the same office.

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

11 Section 25. The School Code is amended by adding Section
12 9-1.5 as follows:

13 (105 ILCS 5/9-1.5 new)

14 Sec. 9-1.5. Advisory referenda. By a vote of the majority
15 of the members of the school board, the board may authorize an
16 advisory question of public policy to be placed on the ballot
17 at the next regularly scheduled election in the school
18 district. The school board shall certify the question to the
19 proper election authority, which must submit the question at an
20 election in accordance with the Election Code, provided,
21 however, that no such question may be submitted at a
22 consolidated primary election.

23 Section 30. The Illinois Vehicle Code is amended by

1 changing Section 2-105 as follows:

2 (625 ILCS 5/2-105) (from Ch. 95 1/2, par. 2-105)

3 Sec. 2-105. Offices of Secretary of State.

4 (a) The Secretary of State shall maintain offices in the
5 State capital and in such other places in the State as he may
6 deem necessary to properly carry out the powers and duties
7 vested in him.

8 (b) The Secretary of State may construct and equip one or
9 more buildings in the State of Illinois outside of the County
10 of Sangamon as he deems necessary to properly carry out the
11 powers and duties vested in him. The Secretary of State may, on
12 behalf of the State of Illinois, acquire public or private
13 property needed therefor by lease, purchase or eminent domain.
14 The care, custody and control of such sites and buildings
15 constructed thereon shall be vested in the Secretary of State.
16 Expenditures for the construction and equipping of any of such
17 buildings upon premises owned by another public entity shall
18 not be subject to the provisions of any State law requiring
19 that the State be vested with absolute fee title to the
20 premises. The exercise of the authority vested in the Secretary
21 of State by this Section is subject to the appropriation of the
22 necessary funds.

23 (c) Pursuant to Section 1A-25 ~~Sections 4-6.2, 5-16.2, and~~
24 ~~6-50.2~~ of the Election Code, the Secretary of State shall make
25 driver services facilities available for use as ~~temporary~~

1 places of accepting applications for voter registration.
2 ~~Registration within the offices shall be in the most public,~~
3 ~~orderly and convenient portions thereof, and Section 4-3, 5-3,~~
4 ~~and 11-4 of the Election Code relative to the attendance of~~
5 ~~police officers during the conduct of registration shall apply.~~
6 ~~Registration under this Section shall be made in the manner~~
7 ~~provided by Sections 4-8, 4-10, 5-7, 5-9, 6-34, 6-35, and 6-37~~
8 ~~of the Election Code.~~

9 (d) (Blank). ~~Within 30 days after the effective date of~~
10 ~~this amendatory Act of 1990, and no later than November 1 of~~
11 ~~each even-numbered year thereafter, the Secretary of State, to~~
12 ~~the extent practicable, shall designate to each election~~
13 ~~authority in the State a reasonable number of employees at each~~
14 ~~driver services facility registered to vote within the~~
15 ~~jurisdiction of such election authority and within adjacent~~
16 ~~election jurisdictions for appointment as deputy registrars by~~
17 ~~the election authority located within the election~~
18 ~~jurisdiction where the employees maintain their residences.~~
19 ~~Such designation shall be in writing and certified by the~~
20 ~~Secretary of State.~~

21 (e) Each person applying at a driver services facility for
22 a driver's license or permit, a corrected driver's license or
23 permit, an Illinois identification card or a corrected Illinois
24 identification card shall be notified that the person may apply
25 to register to vote at such station ~~to vote in the State~~ and
26 may also apply to transfer his or her voter registration at

1 such station to a different address in the State. Such
2 notification may be made in writing or verbally issued by an
3 employee or the Secretary of State.

4 The Secretary of State shall promulgate such rules as may
5 be necessary for the efficient execution of his duties and the
6 duties of his employees under this Section ~~amendatory Act of~~
7 ~~1990~~.

8 (f) Any person applying at a driver services facility for
9 issuance or renewal of a driver's license or Illinois
10 Identification Card shall be provided, without charge, with a
11 brochure warning the person of the dangers of financial
12 identity theft. The Department of Financial and Professional
13 Regulation shall prepare these brochures and provide them to
14 the Secretary of State for distribution. The brochures shall
15 (i) identify signs warning the reader that he or she might be
16 an intended victim of the crime of financial identity theft,
17 (ii) instruct the reader in how to proceed if the reader
18 believes that he or she is the victim of the crime of identity
19 theft, and (iii) provide the reader with names and telephone
20 numbers of law enforcement and other governmental agencies that
21 provide assistance to victims of financial identity theft.

22 (Source: P.A. 94-645, eff. 8-22-05; 94-1001, eff. 1-1-07.)

23 Section 35. If and only if the provisions of Senate Bill 63
24 of the 97th General Assembly become law, then the Circuit
25 Courts Act is amended by changing Sections 2f-10 and 2f-11 as

1 follows:

2 (705 ILCS 35/2f-10)

3 Sec. 2f-10. 16th and 23rd judicial circuits.

4 (a) On December 3, 2012, the 16th judicial circuit is
5 divided into the 16th and 23rd judicial circuits as provided in
6 Section 1 of the Circuit Courts Act. This division does not
7 invalidate any action taken by the 16th judicial circuit or any
8 of its judges, officers, employees, or agents before December
9 3, 2012. This division does not affect any person's rights,
10 obligations, or duties, including applicable civil and
11 criminal penalties, arising out of any action taken by the 16th
12 judicial circuit or any of its judges, officers, employees, or
13 agents before December 3, 2012.

14 (b) The 16th circuit shall have one additional resident
15 judgeship to be allotted by the Supreme Court under subsection
16 (d). The additional resident judgeship shall be filled by
17 election beginning at the 2012 general election.

18 (c) The 16th circuit shall have an additional resident
19 judgeship from Kendall County to be allotted by the Supreme
20 Court. The additional judgeship shall be filled by election
21 beginning at the 2012 general election. This judgeship shall
22 become a resident judgeship from Kendall County in the 23rd
23 circuit on December 3, 2012.

24 (d) The Supreme Court shall allot: (i) all vacancies in at
25 large judgeships or resident judgeships from the County of Kane

1 of the 16th circuit ~~existing on or~~ occurring ~~on or~~ after the
2 2012 general election ~~effective date of this amendatory Act of~~
3 ~~the 97th General Assembly~~, excluding the vacancy in subsection
4 (e); and (ii) the one resident judgeship added by subsection
5 (b), for election from the various subcircuits until there are
6 2 resident judges to be elected from each subcircuit. The
7 additional resident judgeship added by subsection (b) that
8 shall be filled by election beginning at the 2012 general
9 election shall be assigned to subcircuit 2 for election. The
10 Supreme Court may fill the judgeship by appointment prior to
11 the 2012 general election. The vacancies allotted by the
12 Supreme Court under this subsection shall become resident
13 judgeships of the 16th circuit to be assigned to the 3rd, 1st,
14 and 4th subcircuits in that order. Subcircuit judgeships in the
15 3rd, 1st, and 4th subcircuits shall be filled by election as
16 vacancies occur. No resident judge of the 16th circuit serving
17 on the effective date of this amendatory Act of the 97th
18 General Assembly shall be required to change his or her
19 residency in order to continue serving in office or to seek
20 retention in office as resident judgeships are allotted by the
21 Supreme Court in accordance with this Section. As used in this
22 subsection, a vacancy does not include the expiration of a term
23 of an at large judge or of a resident judge who intends to seek
24 retention in that office at the next term.

25 (e) The Supreme Court shall assign to the 16th circuit the
26 7 circuit judgeships elected at large in the 16th circuit

1 before and at the 2012 general election. The 3 resident
2 judgeships elected from Kane County before the 2012 general
3 election shall become at large circuit judgeships on December
4 3, 2012. An individual seeking election to one of the 7
5 judgeships at large or a judge seeking retention to one of the
6 7 judgeships at large at the 2012 general election shall seek
7 election or retention solely within the boundaries of Kane
8 County. The 7 circuit judgeships assigned to the 16th circuit
9 shall continue to be elected at large, and the 3 resident
10 judges shall be elected at large at the first general election
11 following the expiration of a term of office. Of the 7 circuit
12 judgeships elected at large as of April 15, 2011, and the 3
13 resident judgeships elected from Kane County before the general
14 election of 2012 converting to at large judgeships on December
15 3, 2012, the first vacancy occurring after December 3, 2012
16 shall be assigned to the 23rd circuit as a Kendall County
17 resident judge. As used in this subsection, a vacancy does not
18 include the expiration of a term of an at large judge or of a
19 resident judge who intends to seek retention in that office at
20 the next term.

21 (f) The 3 resident judgeships elected from DeKalb County
22 before the 2012 general election shall become resident
23 judgeships from DeKalb County in the 23rd circuit on December
24 3, 2012, and the 2 resident judgeships elected from Kendall
25 County before the 2012 general election shall become resident
26 judgeships from Kendall County in the 23rd circuit on December

1 3, 2012.

2 (g) The 4 subcircuit judgeships of the 16th circuit elected
3 as of April 15, 2011, shall become the 4 subcircuit judgeships
4 of the 16th circuit as established in Section 2f-9. The
5 remaining unfilled subcircuit judgeship of the 16th circuit as
6 of April 15, 2011 shall be eliminated. If the judgeship of the
7 5th subcircuit of the 16th circuit is filled prior to the
8 effective date of this amendatory Act of the 97th General
9 Assembly, that judgeship shall be eliminated on December 3,
10 2012.

11 (h) On December 3, 2012, the Supreme Court shall allocate
12 the associate judgeships of the 16th circuit before that date
13 between the 16th and 23rd circuits. The number of associate
14 judges allocated to the 23rd circuit shall be no less than 5.

15 (i) On December 3, 2012, the Supreme Court shall allocate
16 personnel, books, records, documents, property (real and
17 personal), funds, assets, liabilities, and pending matters
18 concerning the 16th circuit before that date between the 16th
19 and 23rd circuits based on the population and staffing needs of
20 those circuits and the efficient and proper administration of
21 the judicial system. The rights of employees under applicable
22 collective bargaining agreements are not affected by this
23 amendatory Act of the 97th General Assembly.

24 (j) The judgeships set forth in this Section include the
25 judgeships authorized under Sections 2g, 2h, 2j, 2k, 2m, and
26 2n. The judgeships authorized in those Sections are not in

1 addition to those set forth in this Section.

2 (Source: 09700SB0063enr.)

3 (705 ILCS 35/2f-11)

4 Sec. 2f-11. 23rd judicial circuit.

5 (a) The 23rd circuit shall have a total of 7 ~~6~~ resident
6 judgeships (5 resident judgeships existing on the effective
7 date of this amendatory Act of the 97th General Assembly, the
8 resident judgeship for Kendall County that is to be filled by
9 election at the 2012 general election, and the resident
10 judgeship for Kendall County created by the first vacancy of an
11 at large ~~resident~~ judgeship or resident judgeship in the new
12 16th circuit).

13 (b) Vacancies in resident judgeships of the 23rd circuit
14 shall be filled in the manner provided in Article VI of the
15 Illinois Constitution.

16 (Source: 09700SB0063enr.)

17 Section 99. Effective date. This Act takes effect upon
18 becoming law, except that Section 35 takes effect upon becoming
19 law or on the effective date of Senate Bill 63 of the 97th
20 General Assembly, whichever is later.