



Rep. Michael J. Zalewski

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09700SB1586ham001

LRB097 07064 HLH 56639 a

1 AMENDMENT TO SENATE BILL 1586

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1586 by replacing  
3 everything after the enacting clause with the following:

4 "Section 3. The Illinois Constitutional Amendment Act is  
5 amended by changing Sections 6 and 7 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

1 of Elections ~~secretary of state~~, and shall file the other of  
2 the abstracts in the county clerk's office.

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

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

6 (5 ILCS 70/1.25) (from Ch. 1, par. 1026)

7 Sec. 1.25. Unless An Act otherwise specifically provides,  
8 any writing of any kind or description required or authorized  
9 to be filed with, and any payment of any kind or description  
10 required or authorized to be paid to, the State or any  
11 political subdivision thereof, by the laws of this State:

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

16 (2) if mailed but not received by the State or political  
17 subdivision, or if received but without a cancellation mark or  
18 with the cancellation mark illegible or erroneous, shall be  
19 deemed filed with or received by the State or political  
20 subdivision to which it was required or authorized to be  
21 directed on the date it was mailed, but only if the sender  
22 establishes by competent evidence that the writing or payment  
23 was deposited, properly addressed, in the United States mail on  
24 or before the date on which it was required or authorized to be

1 filed or was due. In cases in which the writing or payment was  
2 mailed but not received, the sender must also file with, or pay  
3 to, the State or political subdivision to which the writing or  
4 payment was required or authorized to be directed, a duplicate  
5 writing or payment within 30 days after written notification is  
6 given to the person claiming to have sent the writing or  
7 payment, by the State or political subdivision to which the  
8 writing or payment was required or authorized to be sent, of  
9 its non-receipt of the writing or payment.

10 If a writing or payment is sent by United States registered  
11 mail, certified mail or certificate of mailing, a record  
12 authenticated by the United States Post Office of such  
13 registration, certification or certificate shall be considered  
14 competent evidence that the writing or payment was mailed. The  
15 date of registration, certification or certificate shall be  
16 deemed the postmarked date.

17 Notwithstanding any other provision of law, neither a  
18 petition for nomination as a candidate for political office nor  
19 a petition to submit a public question to be voted upon by the  
20 electors of the State or of any political subdivision or  
21 district may be considered filed until it is received by the  
22 political subdivision, election authority, or the State Board  
23 of Elections, as applicable.

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

25 Section 10. The Election Code is amended by changing

1 Sections 4-6.2, 4-50, 5-7.03, 5-16.2, 5-50, 6-50.2, 6-100,  
2 7-10, 7-11, 7-12, 7-61, 8-8, 8-10, 10-1, 16-5.01, 17-9, 18A-5,  
3 19-2, 19-2.1, 19-3, 19A-15, 24A-15, 24B-15, 24C-15, 25-6, 28-5,  
4 28-6, 28-7, 28-9, 28-10, 28-11, 28-12, and 28-13 and by adding  
5 Sections 4-55, 20-1b, and 28-14 as follows:

6 (10 ILCS 5/4-6.2) (from Ch. 46, par. 4-6.2)

7 Sec. 4-6.2. (a) The county clerk shall appoint all  
8 municipal and township or road district clerks or their duly  
9 authorized deputies as deputy registrars who may accept the  
10 registration of all qualified residents of the State.

11 The county clerk shall appoint all precinct  
12 committeepersons in the county as deputy registrars who may  
13 accept the registration of any qualified resident of the State,  
14 except during the 27 days preceding an election.

15 ~~The election authority shall appoint as deputy registrars a~~  
16 ~~reasonable number of employees of the Secretary of State~~  
17 ~~located at driver's license examination stations and~~  
18 ~~designated to the election authority by the Secretary of State~~  
19 ~~who may accept the registration of any qualified residents of~~  
20 ~~the State at any such driver's license examination stations.~~  
21 ~~The appointment of employees of the Secretary of State as~~  
22 ~~deputy registrars shall be made in the manner provided in~~  
23 ~~Section 2-105 of the Illinois Vehicle Code.~~

24 The county clerk shall appoint each of the following named  
25 persons as deputy registrars upon the written request of such

1 persons:

2 1. The chief librarian, or a qualified person  
3 designated by the chief librarian, of any public library  
4 situated within the election jurisdiction, who may accept  
5 the registrations of any qualified resident of the State,  
6 at such library.

7 2. The principal, or a qualified person designated by  
8 the principal, of any high school, elementary school, or  
9 vocational school situated within the election  
10 jurisdiction, who may accept the registrations of any  
11 qualified resident of the State, at such school. The county  
12 clerk shall notify every principal and vice-principal of  
13 each high school, elementary school, and vocational school  
14 situated within the election jurisdiction of their  
15 eligibility to serve as deputy registrars and offer  
16 training courses for service as deputy registrars at  
17 conveniently located facilities at least 4 months prior to  
18 every election.

19 3. The president, or a qualified person designated by  
20 the president, of any university, college, community  
21 college, academy or other institution of learning situated  
22 within the election jurisdiction, who may accept the  
23 registrations of any resident of the State, at such  
24 university, college, community college, academy or  
25 institution.

26 4. A duly elected or appointed official of a bona fide

1 labor organization, or a reasonable number of qualified  
2 members designated by such official, who may accept the  
3 registrations of any qualified resident of the State.

4 5. A duly elected or appointed official of a bonafide  
5 State civic organization, as defined and determined by rule  
6 of the State Board of Elections, or qualified members  
7 designated by such official, who may accept the  
8 registration of any qualified resident of the State. In  
9 determining the number of deputy registrars that shall be  
10 appointed, the county clerk shall consider the population  
11 of the jurisdiction, the size of the organization, the  
12 geographic size of the jurisdiction, convenience for the  
13 public, the existing number of deputy registrars in the  
14 jurisdiction and their location, the registration  
15 activities of the organization and the need to appoint  
16 deputy registrars to assist and facilitate the  
17 registration of non-English speaking individuals. In no  
18 event shall a county clerk fix an arbitrary number  
19 applicable to every civic organization requesting  
20 appointment of its members as deputy registrars. The State  
21 Board of Elections shall by rule provide for certification  
22 of bonafide State civic organizations. Such appointments  
23 shall be made for a period not to exceed 2 years,  
24 terminating on the first business day of the month  
25 following the month of the general election, and shall be  
26 valid for all periods of voter registration as provided by

1           this Code during the terms of such appointments.

2           6. The Director of Healthcare and Family Services, or a  
3           reasonable number of employees designated by the Director  
4           and located at public aid offices, who may accept the  
5           registration of any qualified resident of the county at any  
6           such public aid office.

7           7. The Director of the Illinois Department of  
8           Employment Security, or a reasonable number of employees  
9           designated by the Director and located at unemployment  
10          offices, who may accept the registration of any qualified  
11          resident of the county at any such unemployment office.

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

16          If the request to be appointed as deputy registrar is  
17          denied, the county clerk shall, within 10 days after the date  
18          the request is submitted, provide the affected individual or  
19          organization with written notice setting forth the specific  
20          reasons or criteria relied upon to deny the request to be  
21          appointed as deputy registrar.

22          The county clerk may appoint as many additional deputy  
23          registrars as he considers necessary. The county clerk shall  
24          appoint such additional deputy registrars in such manner that  
25          the convenience of the public is served, giving due  
26          consideration to both population concentration and area. Some

1 of the additional deputy registrars shall be selected so that  
 2 there are an equal number from each of the 2 major political  
 3 parties in the election jurisdiction. The county clerk, in  
 4 appointing an additional deputy registrar, shall make the  
 5 appointment from a list of applicants submitted by the Chairman  
 6 of the County Central Committee of the applicant's political  
 7 party. A Chairman of a County Central Committee shall submit a  
 8 list of applicants to the county clerk by November 30 of each  
 9 year. The county clerk may require a Chairman of a County  
 10 Central Committee to furnish a supplemental list of applicants.

11 Deputy registrars may accept registrations at any time  
 12 other than the 27 day period preceding an election. All persons  
 13 appointed as deputy registrars shall be registered voters  
 14 within the county and shall take and subscribe to the following  
 15 oath or affirmation:

16 "I do solemnly swear (or affirm, as the case may be) that I  
 17 will support the Constitution of the United States, and the  
 18 Constitution of the State of Illinois, and that I will  
 19 faithfully discharge the duties of the office of deputy  
 20 registrar to the best of my ability and that I will register no  
 21 person nor cause the registration of any person except upon his  
 22 personal application before me.

23 .....  
 24 (Signature Deputy Registrar)"

25 This oath shall be administered by the county clerk, or by  
 26 one of his deputies, or by any person qualified to take



1 acknowledgement of deeds and shall immediately thereafter be  
2 filed with the county clerk.

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

15 (b) The county clerk shall be responsible for training all  
16 deputy registrars appointed pursuant to subsection (a), at  
17 times and locations reasonably convenient for both the county  
18 clerk and such appointees. The county clerk shall be  
19 responsible for certifying and supervising all deputy  
20 registrars appointed pursuant to subsection (a). Deputy  
21 registrars appointed under subsection (a) shall be subject to  
22 removal for cause.

23 (c) Completed registration materials under the control of  
24 deputy registrars, appointed pursuant to subsection (a), shall  
25 be returned to the appointing election authority by first-class  
26 mail within 2 business days or personal delivery within 7 days,

1 except that completed registration materials received by the  
2 deputy registrars during the period between the 35th and 28th  
3 day preceding an election shall be returned by the deputy  
4 registrars to the appointing election authority within 48 hours  
5 after receipt thereof. The completed registration materials  
6 received by the deputy registrars on the 28th day preceding an  
7 election shall be returned by the deputy registrars within 24  
8 hours after receipt thereof. Unused materials shall be returned  
9 by deputy registrars appointed pursuant to paragraph 4 of  
10 subsection (a), not later than the next working day following  
11 the close of registration.

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

17 (e) No deputy registrar shall engage in any electioneering  
18 or the promotion of any cause during the performance of his or  
19 her duties.

20 (f) The county clerk shall not be criminally or civilly  
21 liable for the acts or omissions of any deputy registrar. Such  
22 deputy registrars shall not be deemed to be employees of the  
23 county clerk.

24 (g) Completed registration materials returned by deputy  
25 registrars for persons residing outside the county shall be  
26 transmitted by the county clerk within 2 days after receipt to

1 the election authority of the person's election jurisdiction of  
2 residence.

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

4 (10 ILCS 5/4-50)

5 Sec. 4-50. Grace period. Notwithstanding any other  
6 provision of this Code to the contrary, each election authority  
7 shall establish procedures for the registration of voters and  
8 for change of address during the period from the close of  
9 registration for a primary or election and until the 3rd ~~7th~~  
10 day before the primary or election. During this grace period,  
11 an unregistered qualified elector may register to vote, and a  
12 registered voter may submit a change of address form, in person  
13 in the office of the election authority or at a voter  
14 registration location specifically designated for this purpose  
15 by the election authority. The election authority shall  
16 register that individual, or change a registered voter's  
17 address, in the same manner as otherwise provided by this  
18 Article for registration and change of address.

19 If a voter who registers or changes address during this  
20 grace period wishes to vote at the first election or primary  
21 occurring after the grace period, he or she must do so by grace  
22 period voting, either in person in the office of the election  
23 authority or at a location specifically designated for this  
24 purpose by the election authority, or by mail, at the  
25 discretion of the election authority. Grace period voting shall

1 be in a manner substantially similar to voting under Article  
2 19.

3         Within one day after a voter casts a grace period ballot,  
4 the election authority shall transmit the voter's name, street  
5 address, and precinct, ward, township, and district numbers, as  
6 the case may be, to the State Board of Elections, which shall  
7 maintain those names and that information in an electronic  
8 format on its website, arranged by county and accessible to  
9 State and local political committees. The name of each person  
10 issued a grace period ballot shall also be placed on the  
11 appropriate precinct list of persons to whom absentee and early  
12 ballots have been issued, for use as provided in Sections 17-9  
13 and 18-5.

14         A person who casts a grace period ballot shall not be  
15 permitted to revoke that ballot and vote another ballot with  
16 respect to that primary or election. Ballots cast by persons  
17 who register or change address during the grace period must be  
18 transmitted to and counted at the election authority's central  
19 ballot counting location and shall not be transmitted to and  
20 counted at precinct polling places. The grace period ballots  
21 determined to be valid shall be added to the vote totals for  
22 the precincts for which they were cast in the order in which  
23 the ballots were opened.

24 (Source: P.A. 96-441, eff. 1-1-10.)

1       Sec. 4-55. Public university registration and voting. Each  
2 election authority whose jurisdiction includes either the  
3 University of Illinois or Southern Illinois University shall  
4 conduct grace period registration and early voting on the main  
5 campus of the applicable university. Registration and voting  
6 required by this Section shall be conducted at (i) the Illini  
7 Union, in the case of the University of Illinois and (ii) the  
8 Student Center, in the case of Southern Illinois University.  
9 The registration and voting required by this Section to be  
10 conducted on campus must be conducted as otherwise required by  
11 this Code. The University of Illinois and Southern Illinois  
12 University shall make space available for, and cooperate and  
13 coordinate with the appropriate election authority in, the  
14 implementation of this Section.

15       (10 ILCS 5/5-7.03) (from Ch. 46, par. 5-7.03)

16       Sec. 5-7.03. The State Board of Elections shall design a  
17 registration record card which, except as otherwise provided in  
18 this Section, shall be used in triplicate by all election  
19 authorities in the State, except those election authorities  
20 adopting a computer-based voter registration file authorized  
21 under Section 5-43. The Board shall prescribe the form and  
22 specifications, including but not limited to the weight of  
23 paper, color and print of such cards. Such cards shall contain  
24 boxes or spaces for the information required under Sections 5-7  
25 and 5-28.1 of this Code; provided, that such cards shall also

1 contain a box or space for the applicant's social security  
2 number, which shall be required to the extent allowed by law  
3 but in no case shall the applicant provide fewer than the last  
4 4 digits of the social security number, and a box for the  
5 applicant's telephone number, if available.

6 Except for those election authorities adopting a  
7 computer-based voter registration file authorized under  
8 Section 5-43, the original and duplicate cards shall  
9 respectively constitute the master file and precinct binder  
10 registration records of the voter. A copy shall be given to the  
11 applicant upon completion of his or her registration or  
12 completed transfer of registration.

13 Whenever a voter moves to another precinct within the same  
14 election jurisdiction or to another election jurisdiction in  
15 the State, such voter may transfer his or her registration by  
16 presenting his or her copy to the election authority or a  
17 deputy registrar. If such voter is not in possession of or has  
18 lost his or her copy, he or she may effect a transfer of  
19 registration by executing an Affidavit of Cancellation of  
20 Previous Registration. In the case of a transfer of  
21 registration to a new election jurisdiction, the election  
22 authority shall transmit the voter's copy or such affidavit to  
23 the election authority of the voter's former election  
24 jurisdiction, which shall immediately cause the transmission  
25 of the voter's previous registration card to the voter's new  
26 election authority. No transfer of registration to a new

1 election jurisdiction shall be complete until the voter's old  
2 election authority receives notification.

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

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

17 (10 ILCS 5/5-16.2) (from Ch. 46, par. 5-16.2)

18 Sec. 5-16.2. (a) The county clerk shall appoint all  
19 municipal and township clerks or their duly authorized deputies  
20 as deputy registrars who may accept the registration of all  
21 qualified residents of the State.

22 The county clerk shall appoint all precinct  
23 committeepersons in the county as deputy registrars who may  
24 accept the registration of any qualified resident of the State,  
25 except during the 27 days preceding an election.

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

10       The county clerk shall appoint each of the following named  
11 persons as deputy registrars upon the written request of such  
12 persons:

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

18           2. The principal, or a qualified person designated by  
19 the principal, of any high school, elementary school, or  
20 vocational school situated within the election  
21 jurisdiction, who may accept the registrations of any  
22 resident of the State, at such school. The county clerk  
23 shall notify every principal and vice-principal of each  
24 high school, elementary school, and vocational school  
25 situated within the election jurisdiction of their  
26 eligibility to serve as deputy registrars and offer



1 training courses for service as deputy registrars at  
2 conveniently located facilities at least 4 months prior to  
3 every election.

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

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

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

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

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

18 7. The Director of the Illinois Department of  
19 Employment Security, or a reasonable number of employees  
20 designated by the Director and located at unemployment  
21 offices, who may accept the registration of any qualified  
22 resident of the county at any such unemployment office.

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

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

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

22           Deputy registrars may accept registrations at any time  
23 other than the 27 day period preceding an election. All persons  
24 appointed as deputy registrars shall be registered voters  
25 within the county and shall take and subscribe to the following  
26 oath or affirmation:



1 deputy registrars appointed pursuant to subsection (a), at  
2 times and locations reasonably convenient for both the county  
3 clerk and such appointees. The county clerk shall be  
4 responsible for certifying and supervising all deputy  
5 registrars appointed pursuant to subsection (a). Deputy  
6 registrars appointed under subsection (a) shall be subject to  
7 removal for cause.

8 (c) Completed registration materials under the control of  
9 deputy registrars, appointed pursuant to subsection (a), shall  
10 be returned to the appointing election authority by first-class  
11 mail within 2 business days or personal delivery within 7 days,  
12 except that completed registration materials received by the  
13 deputy registrars during the period between the 35th and 28th  
14 day preceding an election shall be returned by the deputy  
15 registrars to the appointing election authority within 48 hours  
16 after receipt thereof. The completed registration materials  
17 received by the deputy registrars on the 28th day preceding an  
18 election shall be returned by the deputy registrars within 24  
19 hours after receipt thereof. Unused materials shall be returned  
20 by deputy registrars appointed pursuant to paragraph 4 of  
21 subsection (a), not later than the next working day following  
22 the close of registration.

23 (d) The county clerk or board of election commissioners, as  
24 the case may be, must provide any additional forms requested by  
25 any deputy registrar regardless of the number of unaccounted  
26 registration forms the deputy registrar may have in his or her

1 possession.

2 (e) No deputy registrar shall engage in any electioneering  
3 or the promotion of any cause during the performance of his or  
4 her duties.

5 (f) The county clerk shall not be criminally or civilly  
6 liable for the acts or omissions of any deputy registrar. Such  
7 deputy registers shall not be deemed to be employees of the  
8 county clerk.

9 (g) Completed registration materials returned by deputy  
10 registrars for persons residing outside the county shall be  
11 transmitted by the county clerk within 2 days after receipt to  
12 the election authority of the person's election jurisdiction of  
13 residence.

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

15 (10 ILCS 5/5-50)

16 Sec. 5-50. Grace period. Notwithstanding any other  
17 provision of this Code to the contrary, each election authority  
18 shall establish procedures for the registration of voters and  
19 for change of address during the period from the close of  
20 registration for a primary or election and until the 3rd ~~7th~~  
21 day before the primary or election. During this grace period,  
22 an unregistered qualified elector may register to vote, and a  
23 registered voter may submit a change of address form, in person  
24 in the office of the election authority or at a voter  
25 registration location specifically designated for this purpose

1 by the election authority. The election authority shall  
2 register that individual, or change a registered voter's  
3 address, in the same manner as otherwise provided by this  
4 Article for registration and change of address.

5 If a voter who registers or changes address during this  
6 grace period wishes to vote at the first election or primary  
7 occurring after the grace period, he or she must do so by grace  
8 period voting, either in person in the office of the election  
9 authority or at a location specifically designated for this  
10 purpose by the election authority, or by mail, at the  
11 discretion of the election authority. Grace period voting shall  
12 be in a manner substantially similar to voting under Article  
13 19.

14 Within one day after a voter casts a grace period ballot,  
15 the election authority shall transmit the voter's name, street  
16 address, and precinct, ward, township, and district numbers, as  
17 the case may be, to the State Board of Elections, which shall  
18 maintain those names and that information in an electronic  
19 format on its website, arranged by county and accessible to  
20 State and local political committees. The name of each person  
21 issued a grace period ballot shall also be placed on the  
22 appropriate precinct list of persons to whom absentee and early  
23 ballots have been issued, for use as provided in Sections 17-9  
24 and 18-5.

25 A person who casts a grace period ballot shall not be  
26 permitted to revoke that ballot and vote another ballot with

1 respect to that primary or election. Ballots cast by persons  
2 who register or change address during the grace period must be  
3 transmitted to and counted at the election authority's central  
4 ballot counting location and shall not be transmitted to and  
5 counted at precinct polling places. The grace period ballots  
6 determined to be valid shall be added to the vote totals for  
7 the precincts for which they were cast in the order in which  
8 the ballots were opened.

9 (Source: P.A. 96-441, eff. 1-1-10.)

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

11 Sec. 6-50.2. (a) The board of election commissioners shall  
12 appoint all precinct committeepersons in the election  
13 jurisdiction as deputy registrars who may accept the  
14 registration of any qualified resident of the State, except  
15 during the 27 days preceding an election.

16 ~~The election authority shall appoint as deputy registrars a~~  
17 ~~reasonable number of employees of the Secretary of State~~  
18 ~~located at driver's license examination stations and~~  
19 ~~designated to the election authority by the Secretary of State~~  
20 ~~who may accept the registration of any qualified residents of~~  
21 ~~the State at any such driver's license examination stations.~~  
22 ~~The appointment of employees of the Secretary of State as~~  
23 ~~deputy registrars shall be made in the manner provided in~~  
24 ~~Section 2-105 of the Illinois Vehicle Code.~~

25 The board of election commissioners shall appoint each of



1 the following named persons as deputy registrars upon the  
2 written request of such persons:

3 1. The chief librarian, or a qualified person  
4 designated by the chief librarian, of any public library  
5 situated within the election jurisdiction, who may accept  
6 the registrations of any qualified resident of the State,  
7 at such library.

8 2. The principal, or a qualified person designated by  
9 the principal, of any high school, elementary school, or  
10 vocational school situated within the election  
11 jurisdiction, who may accept the registrations of any  
12 resident of the State, at such school. The board of  
13 election commissioners shall notify every principal and  
14 vice-principal of each high school, elementary school, and  
15 vocational school situated in the election jurisdiction of  
16 their eligibility to serve as deputy registrars and offer  
17 training courses for service as deputy registrars at  
18 conveniently located facilities at least 4 months prior to  
19 every election.

20 3. The president, or a qualified person designated by  
21 the president, of any university, college, community  
22 college, academy or other institution of learning situated  
23 within the State, who may accept the registrations of any  
24 resident of the election jurisdiction, at such university,  
25 college, community college, academy or institution.

26 4. A duly elected or appointed official of a bona fide

1 labor organization, or a reasonable number of qualified  
2 members designated by such official, who may accept the  
3 registrations of any qualified resident of the State.

4 5. A duly elected or appointed official of a bona fide  
5 State civic organization, as defined and determined by rule  
6 of the State Board of Elections, or qualified members  
7 designated by such official, who may accept the  
8 registration of any qualified resident of the State. In  
9 determining the number of deputy registrars that shall be  
10 appointed, the board of election commissioners shall  
11 consider the population of the jurisdiction, the size of  
12 the organization, the geographic size of the jurisdiction,  
13 convenience for the public, the existing number of deputy  
14 registrars in the jurisdiction and their location, the  
15 registration activities of the organization and the need to  
16 appoint deputy registrars to assist and facilitate the  
17 registration of non-English speaking individuals. In no  
18 event shall a board of election commissioners fix an  
19 arbitrary number applicable to every civic organization  
20 requesting appointment of its members as deputy  
21 registrars. The State Board of Elections shall by rule  
22 provide for certification of bona fide State civic  
23 organizations. Such appointments shall be made for a period  
24 not to exceed 2 years, terminating on the first business  
25 day of the month following the month of the general  
26 election, and shall be valid for all periods of voter

1 registration as provided by this Code during the terms of  
2 such appointments.

3 6. The Director of Healthcare and Family Services, or a  
4 reasonable number of employees designated by the Director  
5 and located at public aid offices, who may accept the  
6 registration of any qualified resident of the election  
7 jurisdiction at any such public aid office.

8 7. The Director of the Illinois Department of  
9 Employment Security, or a reasonable number of employees  
10 designated by the Director and located at unemployment  
11 offices, who may accept the registration of any qualified  
12 resident of the election jurisdiction at any such  
13 unemployment office. If the request to be appointed as  
14 deputy registrar is denied, the board of election  
15 commissioners shall, within 10 days after the date the  
16 request is submitted, provide the affected individual or  
17 organization with written notice setting forth the  
18 specific reasons or criteria relied upon to deny the  
19 request to be appointed as deputy registrar.

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

24 The board of election commissioners may appoint as many  
25 additional deputy registrars as it considers necessary. The  
26 board of election commissioners shall appoint such additional

1 deputy registrars in such manner that the convenience of the  
2 public is served, giving due consideration to both population  
3 concentration and area. Some of the additional deputy  
4 registrars shall be selected so that there are an equal number  
5 from each of the 2 major political parties in the election  
6 jurisdiction. The board of election commissioners, in  
7 appointing an additional deputy registrar, shall make the  
8 appointment from a list of applicants submitted by the Chairman  
9 of the County Central Committee of the applicant's political  
10 party. A Chairman of a County Central Committee shall submit a  
11 list of applicants to the board by November 30 of each year.  
12 The board may require a Chairman of a County Central Committee  
13 to furnish a supplemental list of applicants.

14 Deputy registrars may accept registrations at any time  
15 other than the 27 day period preceding an election. All persons  
16 appointed as deputy registrars shall be registered voters  
17 within the election jurisdiction and shall take and subscribe  
18 to the following oath or affirmation:

19 "I do solemnly swear (or affirm, as the case may be) that I  
20 will support the Constitution of the United States, and the  
21 Constitution of the State of Illinois, and that I will  
22 faithfully discharge the duties of the office of registration  
23 officer to the best of my ability and that I will register no  
24 person nor cause the registration of any person except upon his  
25 personal application before me.

26 .....

1 (Signature of Registration Officer)"

2 This oath shall be administered and certified to by one of  
3 the commissioners or by the executive director or by some  
4 person designated by the board of election commissioners, and  
5 shall immediately thereafter be filed with the board of  
6 election commissioners. The members of the board of election  
7 commissioners and all persons authorized by them under the  
8 provisions of this Article to take registrations, after  
9 themselves taking and subscribing to the above oath, are  
10 authorized to take or administer such oaths and execute such  
11 affidavits as are required by this Article.

12 Appointments of deputy registrars under this Section,  
13 except precinct committeemen, shall be for 2-year terms,  
14 commencing on December 1 following the general election of each  
15 even-numbered year, except that the terms of the initial  
16 appointments shall be until December 1st following the next  
17 general election. Appointments of precinct committeemen shall  
18 be for 2-year terms commencing on the date of the county  
19 convention following the general primary at which they were  
20 elected. The county clerk shall issue a certificate of  
21 appointment to each deputy registrar, and shall maintain in his  
22 office for public inspection a list of the names of all  
23 appointees.

24 (b) The board of election commissioners shall be  
25 responsible for training all deputy registrars appointed  
26 pursuant to subsection (a), at times and locations reasonably

1 convenient for both the board of election commissioners and  
2 such appointees. The board of election commissioners shall be  
3 responsible for certifying and supervising all deputy  
4 registrars appointed pursuant to subsection (a). Deputy  
5 registrars appointed under subsection (a) shall be subject to  
6 removal for cause.

7 (c) Completed registration materials under the control of  
8 deputy registrars appointed pursuant to subsection (a) shall be  
9 returned to the appointing election authority by first-class  
10 mail within 2 business days or personal delivery within 7 days,  
11 except that completed registration materials received by the  
12 deputy registrars during the period between the 35th and 28th  
13 day preceding an election shall be returned by the deputy  
14 registrars to the appointing election authority within 48 hours  
15 after receipt thereof. The completed registration materials  
16 received by the deputy registrars on the 28th day preceding an  
17 election shall be returned by the deputy registrars within 24  
18 hours after receipt thereof. Unused materials shall be returned  
19 by deputy registrars appointed pursuant to paragraph 4 of  
20 subsection (a), not later than the next working day following  
21 the close of registration.

22 (d) The county clerk or board of election commissioners, as  
23 the case may be, must provide any additional forms requested by  
24 any deputy registrar regardless of the number of unaccounted  
25 registration forms the deputy registrar may have in his or her  
26 possession.

1 (e) No deputy registrar shall engage in any electioneering  
2 or the promotion of any cause during the performance of his or  
3 her duties.

4 (f) The board of election commissioners shall not be  
5 criminally or civilly liable for the acts or omissions of any  
6 deputy registrar. Such deputy registrars shall not be deemed to  
7 be employees of the board of election commissioners.

8 (g) Completed registration materials returned by deputy  
9 registrars for persons residing outside the election  
10 jurisdiction shall be transmitted by the board of election  
11 commissioners within 2 days after receipt to the election  
12 authority of the person's election jurisdiction of residence.

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

14 (10 ILCS 5/6-100)

15 Sec. 6-100. Grace period. Notwithstanding any other  
16 provision of this Code to the contrary, each election authority  
17 shall establish procedures for the registration of voters and  
18 for change of address during the period from the close of  
19 registration for a primary or election and until the 3rd ~~7th~~  
20 day before the primary or election. During this grace period,  
21 an unregistered qualified elector may register to vote, and a  
22 registered voter may submit a change of address form, in person  
23 in the office of the election authority or at a voter  
24 registration location specifically designated for this purpose  
25 by the election authority. The election authority shall

1 register that individual, or change a registered voter's  
2 address, in the same manner as otherwise provided by this  
3 Article for registration and change of address.

4 If a voter who registers or changes address during this  
5 grace period wishes to vote at the first election or primary  
6 occurring after the grace period, he or she must do so by grace  
7 period voting, either in person in the office of the election  
8 authority or at a location specifically designated for this  
9 purpose by the election authority, or by mail, at the  
10 discretion of the election authority. Grace period voting shall  
11 be in a manner substantially similar to voting under Article  
12 19.

13 Within one day after a voter casts a grace period ballot,  
14 the election authority shall transmit the voter's name, street  
15 address, and precinct, ward, township, and district numbers, as  
16 the case may be, to the State Board of Elections, which shall  
17 maintain those names and that information in an electronic  
18 format on its website, arranged by county and accessible to  
19 State and local political committees. The name of each person  
20 issued a grace period ballot shall also be placed on the  
21 appropriate precinct list of persons to whom absentee and early  
22 ballots have been issued, for use as provided in Sections 17-9  
23 and 18-5.

24 A person who casts a grace period ballot shall not be  
25 permitted to revoke that ballot and vote another ballot with  
26 respect to that primary or election. Ballots cast by persons



1 who register or change address during the grace period must be  
2 transmitted to and counted at the election authority's central  
3 ballot counting location and shall not be transmitted to and  
4 counted at precinct polling places. The grace period ballots  
5 determined to be valid shall be added to the vote totals for  
6 the precincts for which they were cast in the order in which  
7 the ballots were opened.

8 (Source: P.A. 96-441, eff. 1-1-10.)

9 (10 ILCS 5/7-10) (from Ch. 46, par. 7-10)

10 Sec. 7-10. Form of petition for nomination. The name of no  
11 candidate for nomination, or State central committeeman, or  
12 township committeeman, or precinct committeeman, or ward  
13 committeeman or candidate for delegate or alternate delegate to  
14 national nominating conventions, shall be printed upon the  
15 primary ballot unless a petition for nomination has been filed  
16 in his behalf as provided in this Article in substantially the  
17 following form:

18 We, the undersigned, members of and affiliated with the  
19 .... party and qualified primary electors of the .... party, in  
20 the .... of ....., in the county of .... and State of Illinois,  
21 do hereby petition that the following named person or persons  
22 shall be a candidate or candidates of the .... party for the  
23 nomination for (or in case of committeemen for election to) the  
24 office or offices hereinafter specified, to be voted for at the  
25 primary election to be held on (insert date).

1	Name	Office	Address
2	John Jones	Governor	Belvidere, Ill.
3	Jane James	Lieutenant Governor	Peoria, Ill.
4	Thomas Smith	Attorney General	Oakland, Ill.

5 Name..... Address.....

6 State of Illinois)

7 ) ss.

8 County of.....)

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

18 .....

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

20 .....

21 Each sheet of the petition other than the statement of  
22 candidacy and candidate's statement shall be of uniform size  
23 and shall contain above the space for signatures an appropriate

1 heading giving the information as to name of candidate or  
2 candidates, in whose behalf such petition is signed; the  
3 office, the political party represented and place of residence;  
4 and the heading of each sheet shall be the same.

5 Such petition shall be signed by qualified primary electors  
6 residing in the political division for which the nomination is  
7 sought in their own proper persons only and opposite the  
8 signature of each signer, his residence address shall be  
9 written or printed. The residence address required to be  
10 written or printed opposite each qualified primary elector's  
11 name shall include the street address or rural route number of  
12 the signer, as the case may be, as well as the signer's county,  
13 and city, village or town, and state. However the county or  
14 city, village or town, and state of residence of the electors  
15 may be printed on the petition forms where all of the electors  
16 signing the petition reside in the same county or city, village  
17 or town, and state. Standard abbreviations may be used in  
18 writing the residence address, including street number, if any.  
19 At the bottom of each sheet of such petition shall be added a  
20 circulator statement signed by a person 18 years of age or  
21 older who is a citizen of the United States, stating the street  
22 address or rural route number, as the case may be, as well as  
23 the county, city, village or town, and state; and certifying  
24 that the signatures on that sheet of the petition were signed  
25 in his or her presence and certifying that the signatures are  
26 genuine; and either (1) indicating the dates on which that

1 sheet was circulated, or (2) indicating the first and last  
2 dates on which the sheet was circulated, or (3) certifying that  
3 none of the signatures on the sheet were signed more than 90  
4 days preceding the last day for the filing of the petition and  
5 certifying that to the best of his or her knowledge and belief  
6 the persons so signing were at the time of signing the  
7 petitions qualified voters of the political party for which a  
8 nomination is sought. Such statement shall be sworn to before  
9 some officer authorized to administer oaths in this State.

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

13 The person circulating the petition, or the candidate on  
14 whose behalf the petition is circulated, may strike any  
15 signature from the petition, provided that:

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

18 (2) the person striking the signature shall sign a  
19 certification listing the page number and line number of  
20 each signature struck from the petition. Such  
21 certification shall be filed as a part of the petition.

22 Such sheets before being filed shall be neatly fastened  
23 together in book form, by placing the sheets in a pile and  
24 fastening them together at one edge in a secure and suitable  
25 manner, and the sheets shall then be numbered consecutively.  
26 The sheets shall not be fastened by pasting them together end

1 to end, so as to form a continuous strip or roll. All petition  
2 sheets which are filed with the proper local election  
3 officials, election authorities or the State Board of Elections  
4 shall be the original sheets which have been signed by the  
5 voters and by the circulator thereof, and not photocopies or  
6 duplicates of such sheets. Each petition must include as a part  
7 thereof, a statement of candidacy for each of the candidates  
8 filing, or in whose behalf the petition is filed. This  
9 statement shall set out the address of such candidate, the  
10 office for which he is a candidate, shall state that the  
11 candidate is a qualified primary voter of the party to which  
12 the petition relates and is qualified for the office specified  
13 (in the case of a candidate for State's Attorney it shall state  
14 that the candidate is at the time of filing such statement a  
15 licensed attorney-at-law of this State), shall state that he  
16 has filed (or will file before the close of the petition filing  
17 period) a statement of economic interests as required by the  
18 Illinois Governmental Ethics Act, shall request that the  
19 candidate's name be placed upon the official ballot, and shall  
20 be subscribed and sworn to by such candidate before some  
21 officer authorized to take acknowledgment of deeds in the State  
22 and shall be in substantially the following form:

23 Statement of Candidacy

24	Name	Address	Office	District	Party
25	John Jones	102 Main St.	Governor	Statewide	Republican
26		Belvidere,			

1 Illinois

2 State of Illinois)

3 ) ss.

4 County of .....

5 I, ....., being first duly sworn, say that I reside at ....  
6 Street in the city (or village) of ....., in the county of .....,  
7 State of Illinois; that I am a qualified voter therein and am a  
8 qualified primary voter of the .... party; that I am a  
9 candidate for nomination (for election in the case of  
10 committeeman and delegates and alternate delegates) to the  
11 office of .... to be voted upon at the primary election to be  
12 held on (insert date); that I am legally qualified (including  
13 being the holder of any license that may be an eligibility  
14 requirement for the office I seek the nomination for) to hold  
15 such office and that I have filed (or I will file before the  
16 close of the petition filing period) a statement of economic  
17 interests as required by the Illinois Governmental Ethics Act  
18 and I hereby request that my name be printed upon the official  
19 primary ballot for nomination for (or election to in the case  
20 of committeemen and delegates and alternate delegates) such  
21 office.

22 Signed .....

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

25 Signed .....

1 (Official Character)

2 (Seal, if officer has one.)

3 The petitions, when filed, shall not be withdrawn or added  
4 to, and no signatures shall be revoked except by revocation  
5 filed in writing with the State Board of Elections, election  
6 authority or local election official with whom the petition is  
7 required to be filed, and before the filing of such petition.  
8 Whoever forges the name of a signer upon any petition required  
9 by this Article is deemed guilty of a forgery and on conviction  
10 thereof shall be punished accordingly.

11 A candidate for the offices listed in this Section must  
12 obtain the number of signatures specified in this Section on  
13 his or her petition for nomination.

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

20 (b) Congressional office or congressional delegate to a  
21 national nominating convention. If a candidate seeks to run for  
22 United States Congress or as a congressional delegate or  
23 alternate congressional delegate to a national nominating  
24 convention elected from a congressional district, then the  
25 candidate's petition for nomination must contain at least the

1 number of signatures equal to 0.5% of the qualified primary  
2 electors of his or her party in his or her congressional  
3 district. In the first primary election following a  
4 redistricting of congressional districts, a candidate's  
5 petition for nomination must contain at least 600 signatures of  
6 qualified primary electors of the candidate's political party  
7 in his or her congressional district.

8 (c) County office. If a candidate seeks to run for any  
9 countywide office, including but not limited to county board  
10 chairperson or county board member, elected on an at-large  
11 basis, in a county other than Cook County, then the candidate's  
12 petition for nomination must contain at least the number of  
13 signatures equal to 0.5% of the qualified electors of his or  
14 her party who cast votes at the last preceding general election  
15 in his or her county. If a candidate seeks to run for county  
16 board member elected from a county board 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 the county board district. In  
20 the first primary election following a redistricting of county  
21 board districts or the initial establishment of county board  
22 districts, a candidate's petition for nomination must contain  
23 at least the number of signatures equal to 0.5% of the  
24 qualified electors of his or her party in the entire county who  
25 cast votes at the last preceding general election divided by  
26 the total number of county board districts comprising the



1 county board; provided that in no event shall the number of  
2 signatures be less than 25.

3 (d) County office; Cook County only.

4 (1) If a candidate seeks to run for countywide office  
5 in Cook County, then the candidate's petition for  
6 nomination must contain at least the number of signatures  
7 equal to 0.5% of the qualified electors of his or her party  
8 who cast votes at the last preceding general election in  
9 Cook County.

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

23 (3) If a candidate seeks to run for Cook County Board  
24 of Review Commissioner, which is elected from a district  
25 pursuant to subsection (c) of Section 5-5 of the Property  
26 Tax Code, then the candidate's petition for nomination must

1 contain at least the number of signatures equal to 0.5% of  
2 the total number of registered voters in his or her board  
3 of review district in the last general election at which a  
4 commissioner was regularly scheduled to be elected from  
5 that board of review district. In no event shall the number  
6 of signatures required be greater than the requisite number  
7 for a candidate who seeks countywide office in Cook County  
8 under subsection (d)(1) of this Section. In the first  
9 primary election following a redistricting of Cook County  
10 Board of Review districts, a candidate's petition for  
11 nomination must contain at least 4,000 signatures or at  
12 least the number of signatures required for a countywide  
13 candidate in Cook County, whichever is less, of the  
14 qualified electors of his or her party in the district.

15 (e) Municipal or township office. If a candidate seeks to  
16 run for municipal or township office, then the candidate's  
17 petition for nomination must contain at least the number of  
18 signatures equal to 0.5% of the qualified primary electors of  
19 his or her party in the municipality or township. If a  
20 candidate seeks to run for alderman of a municipality, then the  
21 candidate's petition for nomination must contain at least the  
22 number of signatures equal to 0.5% of the qualified primary  
23 electors of his or her party of the ward. In the first primary  
24 election following redistricting of aldermanic wards or  
25 trustee districts of a municipality or the initial  
26 establishment of wards or districts, a candidate's petition for

1 nomination must contain the number of signatures equal to at  
2 least 0.5% of the total number of votes cast for the candidate  
3 of that political party who received the highest number of  
4 votes in the entire municipality at the last regular election  
5 at which an officer was regularly scheduled to be elected from  
6 the entire municipality, divided by the number of wards or  
7 districts. In no event shall the number of signatures be less  
8 than 25.

9 (f) State central committeeperson. If a candidate seeks to  
10 run for State central committeeperson, then the candidate's  
11 petition for nomination must contain at least 100 signatures of  
12 the primary electors of his or her party of his or her  
13 congressional district.

14 (g) Sanitary district trustee. If a candidate seeks to run  
15 for trustee of a sanitary district in which trustees are not  
16 elected from wards, then the candidate's petition for  
17 nomination must contain at least the number of signatures equal  
18 to 0.5% of the primary electors of his or her party from the  
19 sanitary district. If a candidate seeks to run for trustee of a  
20 sanitary district in which trustees are elected from wards,  
21 then the candidate's petition for nomination must contain at  
22 least the number of signatures equal to 0.5% of the primary  
23 electors of his or her party in the ward of that sanitary  
24 district. In the first primary election following  
25 redistricting of sanitary districts elected from wards, a  
26 candidate's petition for nomination must contain at least the

1 signatures of 150 qualified primary electors of his or her ward  
2 of that sanitary district.

3 (h) Judicial office. If a candidate seeks to run for  
4 judicial office in a district, then the candidate's petition  
5 for nomination must contain the number of signatures equal to  
6 0.4% of the number of votes cast in that district for the  
7 candidate for his or her political party for the office of  
8 Governor at the last general election at which a Governor was  
9 elected, but in no event less than 500 signatures. If a  
10 candidate seeks to run for judicial office in a circuit or  
11 subcircuit, then the candidate's petition for nomination must  
12 contain the number of signatures equal to 0.25% of the number  
13 of votes cast for the judicial candidate of his or her  
14 political party who received the highest number of votes at the  
15 last general election at which a judicial officer from the same  
16 circuit or subcircuit was regularly scheduled to be elected,  
17 but in no event less than 1,000 signatures in circuits and  
18 subcircuits located in the First Judicial District or 500  
19 signatures in every other Judicial District ~~500 signatures~~.

20 (i) Precinct, ward, and township committeeperson. If a  
21 candidate seeks to run for precinct committeeperson, then the  
22 candidate's petition for nomination must contain at least 10  
23 signatures of the primary electors of his or her party for the  
24 precinct. If a candidate seeks to run for ward committeeperson,  
25 then the candidate's petition for nomination must contain no  
26 less than the number of signatures equal to 10% of the primary

1 electors of his or her party of the ward, but no more than 16%  
2 of those same electors; provided that the maximum number of  
3 signatures may be 50 more than the minimum number, whichever is  
4 greater. If a candidate seeks to run for township  
5 committeeperson, then the candidate's petition for nomination  
6 must contain no less than the number of signatures equal to 5%  
7 of the primary electors of his or her party of the township,  
8 but no more than 8% of those same electors; provided that the  
9 maximum number of signatures may be 50 more than the minimum  
10 number, whichever is greater.

11 (j) State's attorney or regional superintendent of schools  
12 for multiple counties. If a candidate seeks to run for State's  
13 attorney or regional Superintendent of Schools who serves more  
14 than one county, then the candidate's petition for nomination  
15 must contain at least the number of signatures equal to 0.5% of  
16 the primary electors of his or her party in the territory  
17 comprising the counties.

18 (k) Any other office. If a candidate seeks any other  
19 office, then the candidate's petition for nomination must  
20 contain at least the number of signatures equal to 0.5% of the  
21 registered voters of the political subdivision, district, or  
22 division for which the nomination is made or 25 signatures,  
23 whichever is greater.

24 For purposes of this Section the number of primary electors  
25 shall be determined by taking the total vote cast, in the  
26 applicable district, for the candidate for that political party

1 who received the highest number of votes, statewide, at the  
2 last general election in the State at which electors for  
3 President of the United States were elected. For political  
4 subdivisions, the number of primary electors shall be  
5 determined by taking the total vote cast for the candidate for  
6 that political party who received the highest number of votes  
7 in the political subdivision at the last regular election at  
8 which an officer was regularly scheduled to be elected from  
9 that subdivision. For wards or districts of political  
10 subdivisions, the number of primary electors shall be  
11 determined by taking the total vote cast for the candidate for  
12 that political party who received the highest number of votes  
13 in the ward or district at the last regular election at which  
14 an officer was regularly scheduled to be elected from that ward  
15 or district.

16 A "qualified primary elector" of a party may not sign  
17 petitions for or be a candidate in the primary of more than one  
18 party.

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

22 Petitions of candidates for nomination for offices herein  
23 specified, to be filed with the same officer, may contain the  
24 names of 2 or more candidates of the same political party for  
25 the same or different offices. In the case of the offices of  
26 Governor and Lieutenant Governor, a joint petition including

1 one candidate for each of those offices must be filed.

2 (Source: P.A. 95-699, eff. 11-9-07; 95-916, eff. 8-26-08;  
3 96-1018, eff. 1-1-11.)

4 (10 ILCS 5/7-11) (from Ch. 46, par. 7-11)

5 Sec. 7-11. Any candidate for President of the United States  
6 may have his name printed upon the primary ballot of his  
7 political party by filing in the office of the State Board of  
8 Elections not more than 113 and not less than 106 days prior to  
9 the date of the general primary, in any year in which a  
10 Presidential election is to be held, a petition signed by not  
11 less than 3000 or more than 5000 primary electors, members of  
12 and affiliated with the party of which he is a candidate, and  
13 no candidate for President of the United States, who fails to  
14 comply with the provisions of this Article shall have his name  
15 printed upon any primary ballot: Provided, however, that if the  
16 rules or policies of a national political party conflict with  
17 such requirements for filing petitions for President of the  
18 United States in a presidential preference primary, the  
19 Chairman of the State central committee of such national  
20 political party shall notify the State Board of Elections in  
21 writing, citing by reference the rules or policies of the  
22 national political party in conflict, and in such case the  
23 Board shall direct such petitions to be filed in accordance  
24 with the delegate selection plan adopted by the state central  
25 committee of such national political party ~~not more than 69 and~~

1 ~~not less than 62 days prior to the date of the general primary,~~  
2 ~~in any year in which a Presidential election is to be held.~~

3 Provided, further, unless rules or policies of a national  
4 political party otherwise provide, the vote for President of  
5 the United States, as herein provided for, shall be for the  
6 sole purpose of securing an expression of the sentiment and  
7 will of the party voters with respect to candidates for  
8 nomination for said office, and the vote of the state at large  
9 shall be taken and considered as advisory to the delegates and  
10 alternates at large to the national conventions of respective  
11 political parties; and the vote of the respective congressional  
12 districts shall be taken and considered as advisory to the  
13 delegates and alternates of said congressional districts to the  
14 national conventions of the respective political parties.

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

16 (10 ILCS 5/7-12) (from Ch. 46, par. 7-12)

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

19 (1) Where the nomination is to be made for a State,  
20 congressional, or judicial office, or for any office a  
21 nomination for which is made for a territorial division or  
22 district which comprises more than one county or is partly  
23 in one county and partly in another county or counties,  
24 then, except as otherwise provided in this Section, such  
25 petition for nomination shall be filed in the principal



1 office of the State Board of Elections not more than 113  
2 and not less than 106 days prior to the date of the  
3 primary, but, in the case of petitions for nomination to  
4 fill a vacancy by special election in the office of  
5 representative in Congress from this State, such petition  
6 for nomination shall be filed in the principal office of  
7 the State Board of Elections not more than 57 days and not  
8 less than 50 days prior to the date of the primary.

9 Where a vacancy occurs in the office of Supreme,  
10 Appellate or Circuit Court Judge within the 3-week period  
11 preceding the 106th day before a general primary election,  
12 petitions for nomination for the office in which the  
13 vacancy has occurred shall be filed in the principal office  
14 of the State Board of Elections not more than 92 nor less  
15 than 85 days prior to the date of the general primary  
16 election.

17 Where the nomination is to be made for delegates or  
18 alternate delegates to a national nominating convention,  
19 then such petition for nomination shall be filed in the  
20 principal office of the State Board of Elections not more  
21 than 113 and not less than 106 days prior to the date of  
22 the primary; provided, however, that if the rules or  
23 policies of a national political party conflict with such  
24 requirements for filing petitions for nomination for  
25 delegates or alternate delegates to a national nominating  
26 convention, the chairman of the State central committee of

1 such national political party shall notify the Board in  
2 writing, citing by reference the rules or policies of the  
3 national political party in conflict, and in such case the  
4 Board shall direct such petitions to be filed in accordance  
5 with the delegate selection plan adopted by the state  
6 central committee of such national political party ~~not more~~  
7 ~~than 83 and not less than 76 days prior to the date of the~~  
8 ~~primary.~~

9 (2) Where the nomination is to be made for a county  
10 office or trustee of a sanitary district then such petition  
11 shall be filed in the office of the county clerk not more  
12 than 113 nor less than 106 days prior to the date of the  
13 primary.

14 (3) Where the nomination is to be made for a municipal  
15 or township office, such petitions for nomination shall be  
16 filed in the office of the local election official, not  
17 more than 99 nor less than 92 days prior to the date of the  
18 primary; provided, where a municipality's or township's  
19 boundaries are coextensive with or are entirely within the  
20 jurisdiction of a municipal board of election  
21 commissioners, the petitions shall be filed in the office  
22 of such board; and provided, that petitions for the office  
23 of multi-township assessor shall be filed with the election  
24 authority.

25 (4) The petitions of candidates for State central  
26 committeeman shall be filed in the principal office of the

1 State Board of Elections not more than 113 nor less than  
2 106 days prior to the date of the primary.

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

7 (6) The State Board of Elections and the various  
8 election authorities and local election officials with  
9 whom such petitions for nominations are filed shall specify  
10 the place where filings shall be made and upon receipt  
11 shall endorse thereon the day and hour on which each  
12 petition was filed. All petitions filed by persons waiting  
13 in line as of 8:00 a.m. on the first day for filing, or as  
14 of the normal opening hour of the office involved on such  
15 day, shall be deemed filed as of 8:00 a.m. or the normal  
16 opening hour, as the case may be. Petitions filed by mail  
17 and received after midnight of the first day for filing and  
18 in the first mail delivery or pickup of that day shall be  
19 deemed as filed as of 8:00 a.m. of that day or as of the  
20 normal opening hour of such day, as the case may be. All  
21 petitions received thereafter shall be deemed as filed in  
22 the order of actual receipt. Where 2 or more petitions are  
23 received simultaneously, the State Board of Elections or  
24 the various election authorities or local election  
25 officials with whom such petitions are filed shall break  
26 ties and determine the order of filing, by means of a

1 lottery or other fair and impartial method of random  
2 selection approved by the State Board of Elections. Such  
3 lottery shall be conducted within 9 days following the last  
4 day for petition filing and shall be open to the public.  
5 Seven days written notice of the time and place of  
6 conducting such random selection shall be given by the  
7 State Board of Elections to the chairman of the State  
8 central committee of each established political party, and  
9 by each election authority or local election official, to  
10 the County Chairman of each established political party,  
11 and to each organization of citizens within the election  
12 jurisdiction which was entitled, under this Article, at the  
13 next preceding election, to have pollwatchers present on  
14 the day of election. The State Board of Elections, election  
15 authority or local election official shall post in a  
16 conspicuous, open and public place, at the entrance of the  
17 office, notice of the time and place of such lottery. The  
18 State Board of Elections shall adopt rules and regulations  
19 governing the procedures for the conduct of such lottery.  
20 All candidates shall be certified in the order in which  
21 their petitions have been filed. Where candidates have  
22 filed simultaneously, they shall be certified in the order  
23 determined by lot and prior to candidates who filed for the  
24 same office at a later time.

25 (7) The State Board of Elections or the appropriate  
26 election authority or local election official with whom

1       such a petition for nomination is filed shall notify the  
2       person for whom a petition for nomination has been filed of  
3       the obligation to file statements of organization, reports  
4       of campaign contributions, and annual reports of campaign  
5       contributions and expenditures under Article 9 of this Act.  
6       Such notice shall be given in the manner prescribed by  
7       paragraph (7) of Section 9-16 of this Code.

8       (8) Nomination papers filed under this Section are not  
9       valid if the candidate named therein fails to file a  
10      statement of economic interests as required by the Illinois  
11      Governmental Ethics Act in relation to his candidacy with  
12      the appropriate officer by the end of the period for the  
13      filing of nomination papers unless he has filed a statement  
14      of economic interests in relation to the same governmental  
15      unit with that officer within a year preceding the date on  
16      which such nomination papers were filed. If the nomination  
17      papers of any candidate and the statement of economic  
18      interest of that candidate are not required to be filed  
19      with the same officer, the candidate must file with the  
20      officer with whom the nomination papers are filed a receipt  
21      from the officer with whom the statement of economic  
22      interests is filed showing the date on which such statement  
23      was filed. Such receipt shall be so filed not later than  
24      the last day on which nomination papers may be filed.

25      (9) Any person for whom a petition for nomination, or  
26      for committeeman or for delegate or alternate delegate to a

1 national nominating convention has been filed may cause his  
2 name to be withdrawn by request in writing, signed by him  
3 and duly acknowledged before an officer qualified to take  
4 acknowledgments of deeds, and filed in the principal or  
5 permanent branch office of the State Board of Elections or  
6 with the appropriate election authority or local election  
7 official, not later than the date of certification of  
8 candidates for the consolidated primary or general primary  
9 ballot. No names so withdrawn shall be certified or printed  
10 on the primary ballot. If petitions for nomination have  
11 been filed for the same person with respect to more than  
12 one political party, his name shall not be certified nor  
13 printed on the primary ballot of any party. If petitions  
14 for nomination have been filed for the same person for 2 or  
15 more offices which are incompatible so that the same person  
16 could not serve in more than one of such offices if  
17 elected, that person must withdraw as a candidate for all  
18 but one of such offices within the 5 business days  
19 following the last day for petition filing. A candidate in  
20 a judicial election may file petitions for nomination for  
21 only one vacancy in a subcircuit and only one vacancy in a  
22 circuit in any one filing period, and if petitions for  
23 nomination have been filed for the same person for 2 or  
24 more vacancies in the same circuit or subcircuit in the  
25 same filing period, his or her name shall be certified only  
26 for the first vacancy for which the petitions for

1        nomination were filed. If he fails to withdraw as a  
2        candidate for all but one of such offices within such time  
3        his name shall not be certified, nor printed on the primary  
4        ballot, for any office. For the purpose of the foregoing  
5        provisions, an office in a political party is not  
6        incompatible with any other office.

7            (10) (a) Notwithstanding the provisions of any other  
8        statute, no primary shall be held for an established  
9        political party in any township, municipality, or ward  
10       thereof, where the nomination of such party for every  
11       office to be voted upon by the electors of such township,  
12       municipality, or ward thereof, is uncontested. Whenever a  
13       political party's nomination of candidates is uncontested  
14       as to one or more, but not all, of the offices to be voted  
15       upon by the electors of a township, municipality, or ward  
16       thereof, then a primary shall be held for that party in  
17       such township, municipality, or ward thereof; provided  
18       that the primary ballot shall not include those offices  
19       within such township, municipality, or ward thereof, for  
20       which the nomination is uncontested. For purposes of this  
21       Article, the nomination of an established political party  
22       of a candidate for election to an office shall be deemed to  
23       be uncontested where not more than the number of persons to  
24       be nominated have timely filed valid nomination papers  
25       seeking the nomination of such party for election to such  
26       office.

1           (b) Notwithstanding the provisions of any other  
2 statute, no primary election shall be held for an  
3 established political party for any special primary  
4 election called for the purpose of filling a vacancy in the  
5 office of representative in the United States Congress  
6 where the nomination of such political party for said  
7 office is uncontested. For the purposes of this Article,  
8 the nomination of an established political party of a  
9 candidate for election to said office shall be deemed to be  
10 uncontested where not more than the number of persons to be  
11 nominated have timely filed valid nomination papers  
12 seeking the nomination of such established party for  
13 election to said office. This subsection (b) shall not  
14 apply if such primary election is conducted on a regularly  
15 scheduled election day.

16           (c) Notwithstanding the provisions in subparagraph (a)  
17 and (b) of this paragraph (10), whenever a person who has  
18 not timely filed valid nomination papers and who intends to  
19 become a write-in candidate for a political party's  
20 nomination for any office for which the nomination is  
21 uncontested files a written statement or notice of that  
22 intent with the State Board of Elections or the local  
23 election official with whom nomination papers for such  
24 office are filed, a primary ballot shall be prepared and a  
25 primary shall be held for that office. Such statement or  
26 notice shall be filed on or before the date established in



1       this Article for certifying candidates for the primary  
2       ballot. Such statement or notice shall contain (i) the name  
3       and address of the person intending to become a write-in  
4       candidate, (ii) a statement that the person is a qualified  
5       primary elector of the political party from whom the  
6       nomination is sought, (iii) a statement that the person  
7       intends to become a write-in candidate for the party's  
8       nomination, and (iv) the office the person is seeking as a  
9       write-in candidate. An election authority shall have no  
10      duty to conduct a primary and prepare a primary ballot for  
11      any office for which the nomination is uncontested unless a  
12      statement or notice meeting the requirements of this  
13      Section is filed in a timely manner.

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

1 State Board of Elections, election authority or local  
2 election official. If the candidate fails to notify the  
3 State Board of Elections, election authority or local  
4 election official then only the first set of petitions  
5 filed shall be valid and all subsequent petitions shall be  
6 void.

7 (12) All nominating petitions shall be available for  
8 public inspection and shall be preserved for a period of  
9 not less than 6 months.

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

11 (10 ILCS 5/7-61) (from Ch. 46, par. 7-61)

12 Sec. 7-61. Whenever a special election is necessary the  
13 provisions of this Article are applicable to the nomination of  
14 candidates to be voted for at such special election.

15 In cases where a primary election is required the officer  
16 or board or commission whose duty it is under the provisions of  
17 this Act relating to general elections to call an election,  
18 shall fix a date for the primary for the nomination of  
19 candidates to be voted for at such special election. Notice of  
20 such primary shall be given at least 15 days prior to the  
21 maximum time provided for the filing of petitions for such a  
22 primary as provided in Section 7-12.

23 Any vacancy in nomination under the provisions of this  
24 Article 7 occurring on or after the primary and prior to  
25 certification of candidates by the certifying board or officer,

1 must be filled prior to the date of certification. Any vacancy  
2 in nomination occurring after certification but prior to 15  
3 days before the general election shall be filled within 8 days  
4 after the event creating the vacancy. The resolution filling  
5 the vacancy shall be sent by U. S. mail or personal delivery to  
6 the certifying officer or board within 3 days of the action by  
7 which the vacancy was filled; provided, if such resolution is  
8 sent by mail and the U. S. postmark on the envelope containing  
9 such resolution is dated prior to the expiration of such 3 day  
10 limit, the resolution shall be deemed filed within such 3 day  
11 limit. Failure to so transmit the resolution within the time  
12 specified in this Section shall authorize the certifying  
13 officer or board to certify the original candidate. Vacancies  
14 shall be filled by the officers of a local municipal or  
15 township political party as specified in subsection (h) of  
16 Section 7-8, other than a statewide political party, that is  
17 established only within a municipality or township and the  
18 managing committee (or legislative committee in case of a  
19 candidate for State Senator or representative committee in the  
20 case of a candidate for State Representative in the General  
21 Assembly or State central committee in the case of a candidate  
22 for statewide office, including but not limited to the office  
23 of United States Senator) of the respective political party for  
24 the territorial area in which such vacancy occurs.

25 The resolution to fill a vacancy in nomination shall be  
26 duly acknowledged before an officer qualified to take

1 acknowledgements of deeds and shall include, upon its face, the  
2 following information:

3 (a) the name of the original nominee and the office  
4 vacated;

5 (b) the date on which the vacancy occurred;

6 (c) the name and address of the nominee selected to fill  
7 the vacancy and the date of selection.

8 The resolution to fill a vacancy in nomination shall be  
9 accompanied by a Statement of Candidacy, as prescribed in  
10 Section 7-10, completed by the selected nominee and a receipt  
11 indicating that such nominee has filed a statement of economic  
12 interests as required by the Illinois Governmental Ethics Act.

13 The provisions of Section 10-8 through 10-10.1 relating to  
14 objections to certificates of nomination and nomination  
15 papers, hearings on objections, and judicial review, shall  
16 apply to and govern objections to resolutions for filling a  
17 vacancy in nomination.

18 Any vacancy in nomination occurring 15 days or less before  
19 the consolidated election or the general election shall not be  
20 filled. In this event, the certification of the original  
21 candidate shall stand and his name shall appear on the official  
22 ballot to be voted at the general election.

23 A vacancy in nomination occurs when a candidate who has  
24 been nominated under the provisions of this Article 7 dies  
25 before the election (whether death occurs prior to, on or after  
26 the day of the primary), or declines the nomination; provided

1 that nominations may become vacant for other reasons.

2 If the name of no established political party candidate was  
3 printed on the consolidated primary ballot for a particular  
4 office and if no person was nominated as a write-in candidate  
5 for such office, a vacancy in nomination shall be created which  
6 may be filled by resolution in accordance with the above  
7 requirements of this Section. If the name of no established  
8 political party candidate was printed on the general primary  
9 ballot for a particular office and if no person was nominated  
10 as a write-in candidate for such office, a vacancy in  
11 nomination shall be filled only by a person designated by the  
12 appropriate committee of the political party and only if that  
13 designated person files nominating petitions with the number of  
14 signatures required for an established party candidate for that  
15 office within 75 days after the day of the general primary;  
16 provided that a resolution designating such a person must be  
17 filed in accordance with the above requirements of this  
18 Section. The circulation period for those petitions begins on  
19 the day the appropriate committee designates that person by  
20 resolution. In addition to the initial filing of a resolution,  
21 the designated. ~~The~~ person shall thereafter file his or her  
22 nominating petitions, statements of candidacy, notice of  
23 appointment by the appropriate committee, and receipt of filing  
24 his or her statement of economic interests together. These  
25 documents shall be filed at the same location as provided in  
26 Section 7-12. The electoral boards having jurisdiction under

1 Section 10-9 to hear and pass upon objections to nominating  
2 petitions also shall hear and pass upon objections to  
3 resolutions and nomination petitions filed by candidates under  
4 this paragraph.

5 A candidate for whom a nomination paper has been filed as a  
6 partisan candidate at a primary election, and who is defeated  
7 for his or her nomination at such primary election, is  
8 ineligible to be listed on the ballot at that general or  
9 consolidated election as a candidate of another political  
10 party.

11 A candidate seeking election to an office for which  
12 candidates of political parties are nominated by caucus who is  
13 a participant in the caucus and who is defeated for his or her  
14 nomination at such caucus, is ineligible to be listed on the  
15 ballot at that general or consolidated election as a candidate  
16 of another political party.

17 In the proceedings to nominate a candidate to fill a  
18 vacancy or to fill a vacancy in the nomination, each precinct,  
19 township, ward, county or congressional district, as the case  
20 may be, shall through its representative on such central or  
21 managing committee, be entitled to one vote for each ballot  
22 voted in such precinct, township, ward, county or congressional  
23 district, as the case may be, by the primary electors of its  
24 party at the primary election immediately preceding the meeting  
25 at which such vacancy is to be filled.

26 For purposes of this Section, the words "certify" and

1 "certification" shall refer to the act of officially declaring  
2 the names of candidates entitled to be printed upon the  
3 official ballot at an election and directing election  
4 authorities to place the names of such candidates upon the  
5 official ballot. "Certifying officers or board" shall refer to  
6 the local election official, election authority or the State  
7 Board of Elections, as the case may be, with whom nomination  
8 papers, including certificates of nomination and resolutions  
9 to fill vacancies in nomination, are filed and whose duty it is  
10 to "certify" candidates.

11 (Source: P.A. 96-809, eff. 1-1-10; 96-848, eff. 1-1-10.)

12 (10 ILCS 5/8-8) (from Ch. 46, par. 8-8)

13 Sec. 8-8. Form of petition for nomination. The name of no  
14 candidate for nomination shall be printed upon the primary  
15 ballot unless a petition for nomination shall have been filed  
16 in his behalf as provided for in this Section. Each such  
17 petition shall include as a part thereof the oath required by  
18 Section 7-10.1 of this Act and a statement of candidacy by the  
19 candidate filing or in whose behalf the petition is filed. This  
20 statement shall set out the address of such candidate, the  
21 office for which he is a candidate, shall state that the  
22 candidate is a qualified primary voter of the party to which  
23 the petition relates, is qualified for the office specified and  
24 has filed a statement of economic interests as required by the  
25 Illinois Governmental Ethics Act, shall request that the

1 candidate's name be placed upon the official ballot and shall  
2 be subscribed and sworn by such candidate before some officer  
3 authorized to take acknowledgment of deeds in this State and  
4 may be in substantially the following form:

5 State of Illinois)

6 ) ss.

7 County .....)

8 I, ....., being first duly sworn, say that I reside at ....  
9 street in the city (or village of) .... in the county of ....  
10 State of Illinois; that I am a qualified voter therein and am a  
11 qualified primary voter of .... party; that I am a candidate  
12 for nomination to the office of .... to be voted upon at the  
13 primary election to be held on (insert date); that I am legally  
14 qualified to hold such office and that I have filed a statement  
15 of economic interests as required by the Illinois Governmental  
16 Ethics Act and I hereby request that my name be printed upon  
17 the official primary ballot for nomination for such office.

18 Signed .....

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

21 Signed .... (Official Character)

22 (Seal if officer has one.)

23 The receipt issued by the Secretary of State indicating  
24 that the candidate has filed the statement of economic  
25 interests required by the Illinois Governmental Ethics Act must  
26 be filed with the petitions for nomination as provided in



1 subsection (8) of Section 7-12 of this Code.

2 All petitions for nomination for the office of State  
3 Senator shall be signed by at least 1,000 but not more than  
4 3,000 ~~1% or 1,000, whichever is greater,~~ of the qualified  
5 primary electors of the candidate's party in his legislative  
6 district, except that for the first primary following a  
7 redistricting of legislative districts, such petitions shall  
8 be signed by at least 1,000 qualified primary electors of the  
9 candidate's party in his legislative district.

10 All petitions for nomination for the office of  
11 Representative in the General Assembly shall be signed by at  
12 least 500 but not more than 1,500 ~~1% or 500, whichever is~~  
13 ~~greater,~~ of the qualified primary electors of the candidate's  
14 party in his or her representative district, except that for  
15 the first primary following a redistricting of representative  
16 districts such petitions shall be signed by at least 500  
17 qualified primary electors of the candidate's party in his or  
18 her representative district.

19 Opposite the signature of each qualified primary elector  
20 who signs a petition for nomination for the office of State  
21 Representative or State Senator such elector's residence  
22 address shall be written or printed. The residence address  
23 required to be written or printed opposite each qualified  
24 primary elector's name shall include the street address or  
25 rural route number of the signer, as the case may be, as well  
26 as the signer's county and city, village or town.

1           For the purposes of this Section, the number of primary  
2 electors shall be determined by taking the total vote cast, in  
3 the applicable district, for the candidate for such political  
4 party who received the highest number of votes, state-wide, at  
5 the last general election in the State at which electors for  
6 President of the United States were elected.

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           In the affidavit at the bottom of each sheet, the petition  
11 circulator, who shall be a person 18 years of age or older who  
12 is a citizen of the United States, shall state his or her  
13 street address or rural route number, as the case may be, as  
14 well as his or her county, city, village or town, and state;  
15 and shall certify that the signatures on that sheet of the  
16 petition were signed in his or her presence; and shall certify  
17 that the signatures are genuine; and shall certify that to the  
18 best of his or her knowledge and belief the persons so signing  
19 were at the time of signing the petition qualified primary  
20 voters for which the nomination is sought.

21           In the affidavit at the bottom of each petition sheet, the  
22 petition circulator shall either (1) indicate the dates on  
23 which he or she circulated that sheet, or (2) indicate the  
24 first and last dates on which the sheet was circulated, or (3)  
25 certify that none of the signatures on the sheet were signed  
26 more than 90 days preceding the last day for the filing of the

1 petition. No petition sheet shall be circulated more than 90  
2 days preceding the last day provided in Section 8-9 for the  
3 filing of such petition.

4 All petition sheets which are filed with the State Board of  
5 Elections shall be the original sheets which have been signed  
6 by the voters and by the circulator, and not photocopies or  
7 duplicates of such sheets.

8 The person circulating the petition, or the candidate on  
9 whose behalf the petition is circulated, may strike any  
10 signature from the petition, provided that:

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

13 (2) the person striking the signature shall sign a  
14 certification listing the page number and line number of  
15 each signature struck from the petition. Such  
16 certification shall be filed as a part of the petition.

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

18 (10 ILCS 5/8-10) (from Ch. 46, par. 8-10)

19 Sec. 8-10. Not less than 68 ~~61~~ days prior to the date of  
20 the primary, the State Board of Elections shall certify to the  
21 county clerk for each county, the names of all candidates for  
22 legislative offices, as specified in the petitions for  
23 nominations on file in its office, which are to be voted for in  
24 such county, stating in such certificates the political  
25 affiliation of each candidate for nomination, as specified in

1 the petitions. The State Board of Elections shall, in its  
2 certificate to the county clerk, certify to the county clerk  
3 the names of the candidates in the order in which the names  
4 shall appear upon the primary ballot, the names to appear in  
5 the order in which petitions have been filed.

6 Not less than 62 ~~55~~ days prior to the date of the primary,  
7 the county clerk shall certify to the board of election  
8 commissioners if there be any such board in his county, the  
9 names of all candidates so certified to him by the State Board  
10 of Elections in the districts wholly or partly within the  
11 jurisdiction of said board and in the order in which such names  
12 are certified to him.

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

14 (10 ILCS 5/10-1) (from Ch. 46, par. 10-1)

15 Sec. 10-1. Application of Article to minor political  
16 parties.

17 (a) Political parties as defined in this Article and  
18 individual voters to the number and in the manner specified in  
19 this Article may nominate candidates for public offices whose  
20 names shall be placed on the ballot to be furnished, as  
21 provided in this Article. No nominations may be made under this  
22 Article 10, however, by any established political party which,  
23 at the general election next preceding, polled more than 5% of  
24 the entire vote cast in the State, district, or unit of local  
25 government for which the nomination is made. Those nominations

1 provided for in Section 45-5 of the Township Code shall be made  
2 as prescribed in Sections 45-10 through 45-45 of that Code for  
3 nominations by established political parties, but minor  
4 political parties and individual voters are governed by this  
5 Article. Any convention, caucus, or meeting of qualified voters  
6 of any established political party as defined in this Article  
7 may, however, make one nomination for each office therein to be  
8 filled at any election for officers of a municipality with a  
9 population of less than 5,000 by causing a certificate of  
10 nomination to be filed with the municipal clerk no earlier than  
11 113 ~~78~~ and no later than 106 ~~71~~ days before the election at  
12 which the nominated candidates are to be on the ballot. The  
13 municipal caucuses shall be conducted on the first Monday in  
14 December of even-numbered years ~~immediately preceding the~~  
15 ~~first day for filing caucus certificates of nomination in each~~  
16 ~~year in which municipal officers are to be elected~~, except  
17 that, when that Monday is a holiday or the eve of a holiday,  
18 the caucuses shall be held on the next business day following  
19 the holiday. Every certificate of nomination shall state the  
20 facts required in Section 10-5 of this Article and shall be  
21 signed by the presiding officer and by the secretary of the  
22 convention, caucus, or meeting, who shall add to their  
23 signatures their places of residence. The certificates shall be  
24 sworn to by them to be true to the best of their knowledge and  
25 belief, and a certificate of the oath shall be annexed to the  
26 certificate of nomination.

1           (b) Publication of the time and place of holding the caucus  
2 shall be given by the municipal clerk. For municipalities of  
3 over 500 population, notice of the caucus shall be published in  
4 a newspaper published in the municipality. If there is no such  
5 newspaper, then the notice shall be published in a newspaper  
6 published in the county and having general circulation in the  
7 municipality. For municipalities of 500 population or less,  
8 notice of the caucus shall be given by the municipal clerk by  
9 posting the notice in 3 of the most public places in the  
10 municipality. The publication or posting shall be given at  
11 least 10 days before the caucus.

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

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

21           (e) Only those voters who reside within the territory for  
22 which the nomination is made shall be permitted to vote or take  
23 part in the proceedings of any convention, caucus, or meeting  
24 of individual voters or of any political party held under this  
25 Section. No voter shall vote or take part in the proceedings of  
26 more than one convention, caucus, or meeting to make a

1 nomination for the same office.

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

3 (10 ILCS 5/16-5.01) (from Ch. 46, par. 16-5.01)

4 Sec. 16-5.01. (a) The election authority shall, at least 46  
5 ~~60~~ days prior to the date of any ~~general~~ election at which  
6 federal officers are elected and 45 days prior to any other  
7 regular election, have a sufficient number of ballots printed  
8 so that such ballots will be available for mailing 45 ~~60~~ days  
9 prior to the date of the election to persons who have filed  
10 application for a ballot under the provisions of Article 20 of  
11 this Act.

12 (b) If at any election at which federal offices are elected  
13 or nominated the election authority is unable to comply with  
14 the provisions of subsection (a), the election authority shall  
15 mail to each such person, in lieu of the ballot, a Special  
16 Write-in Absentee Voter's Blank Ballot. The Special Write-in  
17 Absentee Voter's Blank Ballot shall be used at all elections at  
18 which federal officers are elected or nominated and shall be  
19 prepared by the election authority in substantially the  
20 following form:

21 Special Write-in Absentee Voter's Blank Ballot

22 (To vote for a person, write the title of the office and  
23 his or her name on the lines provided. Place to the left of and  
24 opposite the title of office a square and place a cross (X) in  
25 the square.)

1	Title of Office	Name of Candidate
2	( )	
3	( )	
4	( )	
5	( )	
6	( )	
7	( )	

8           The election authority shall send with the Special Write-in  
9 Absentee Voter's Blank Ballot a list of all referenda for which  
10 the voter is qualified to vote and all candidates for whom  
11 nomination papers have been filed and for whom the voter is  
12 qualified to vote. The voter shall be entitled to write in the  
13 name of any candidate seeking election and any referenda for  
14 which he or she is entitled to vote.

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

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

22           (c) Notwithstanding any provision of this Code or other law  
23 to the contrary, the governing body of a municipality may  
24 adopt, upon submission of a written statement by the  
25 municipality's election authority attesting to the  
26 administrative ability of the election authority to administer



1 an election using a ranked ballot to the municipality's  
2 governing body, an ordinance requiring, and that  
3 municipality's election authority shall prepare, a ranked  
4 absentee ballot for municipal and township office candidates to  
5 be voted on in the consolidated election. This ranked ballot  
6 shall be for use only by a qualified voter who either is a  
7 member of the United States military or will be outside of the  
8 United States on the consolidated primary election day and the  
9 consolidated election day. The ranked ballot shall contain a  
10 list of the titles of all municipal and township offices  
11 potentially contested at both the consolidated primary  
12 election and the consolidated election and the candidates for  
13 each office and shall permit the elector to vote in the  
14 consolidated election by indicating his or her order of  
15 preference for each candidate for each office. To indicate his  
16 or her order of preference for each candidate for each office,  
17 the voter shall put the number one next to the name of the  
18 candidate who is the voter's first choice, the number 2 for his  
19 or her second choice, and so forth so that, in consecutive  
20 numerical order, a number indicating the voter's preference is  
21 written by the voter next to each candidate's name on the  
22 ranked ballot. The voter shall not be required to indicate his  
23 or her preference for more than one candidate on the ranked  
24 ballot. The voter may not cast a write-in vote using the ranked  
25 ballot for the consolidated election. The election authority  
26 shall, if using the ranked absentee ballot authorized by this

1 subsection, also prepare instructions for use of the ranked  
2 ballot. The ranked ballot for the consolidated election shall  
3 be mailed to the voter at the same time that the ballot for the  
4 consolidated primary election is mailed to the voter and the  
5 election authority shall accept the completed ranked ballot for  
6 the consolidated election when the authority accepts the  
7 completed ballot for the consolidated primary election.

8 The voter shall also be sent an absentee ballot for the  
9 consolidated election for those races that are not related to  
10 the results of the consolidated primary election as soon as the  
11 consolidated election ballot is certified.

12 The State Board of Elections shall adopt rules for election  
13 authorities for the implementation of this subsection,  
14 including but not limited to the application for and counting  
15 of ranked ballots.

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

17 (10 ILCS 5/17-9) (from Ch. 46, par. 17-9)

18 Sec. 17-9. Any person desiring to vote shall give his name  
19 and, if required to do so, his residence to the judges of  
20 election, one of whom shall thereupon announce the same in a  
21 loud and distinct tone of voice, clear, and audible; the judges  
22 of elections shall check each application for ballot against  
23 the list of voters registered in that precinct to whom grace  
24 period, absentee, or early ballots have been issued for that  
25 election, which shall be provided by the election authority and

1 which list shall be available for inspection by pollwatchers. A  
2 voter applying to vote in the precinct on election day whose  
3 name appears on the list as having been issued a grace period,  
4 absentee, or early ballot shall not be permitted to vote in the  
5 precinct, except that a voter to whom an absentee ballot was  
6 issued may vote in the precinct if the voter submits to the  
7 election judges that absentee ballot for cancellation. If the  
8 voter is unable to submit the absentee ballot, it shall be  
9 sufficient for the voter to submit to the election judges (i) a  
10 portion of the absentee ballot if the absentee ballot was torn  
11 or mutilated or (ii) an affidavit executed before the election  
12 judges specifying that (A) the voter never received an absentee  
13 ballot, ~~or~~ (B) the voter completed and returned an absentee  
14 ballot and was informed that the election authority did not  
15 receive that absentee ballot, or (C) the voter received the  
16 absentee ballot but did not return the absentee ballot to the  
17 election authority. All applicable provisions of Articles 4, 5  
18 or 6 shall be complied with and if such name is found on the  
19 register of voters by the officer having charge thereof, he  
20 shall likewise repeat said name, and the voter shall be allowed  
21 to enter within the proximity of the voting booths, as above  
22 provided. One of the judges shall give the voter one, and only  
23 one of each ballot to be voted at the election, on the back of  
24 which ballots such judge shall indorse his initials in such  
25 manner that they may be seen when each such ballot is properly  
26 folded, and the voter's name shall be immediately checked on

1 the register list. In those election jurisdictions where  
2 perforated ballot cards are utilized of the type on which  
3 write-in votes can be cast above the perforation, the election  
4 authority shall provide a space both above and below the  
5 perforation for the judge's initials, and the judge shall  
6 endorse his or her initials in both spaces. Whenever a proposal  
7 for a constitutional amendment or for the calling of a  
8 constitutional convention is to be voted upon at the election,  
9 the separate blue ballot or ballots pertaining thereto shall,  
10 when being handed to the voter, be placed on top of the other  
11 ballots to be voted at the election in such manner that the  
12 legend appearing on the back thereof, as prescribed in Section  
13 16-6 of this Act, shall be plainly visible to the voter. At all  
14 elections, when a registry may be required, if the name of any  
15 person so desiring to vote at such election is not found on the  
16 register of voters, he or she shall not receive a ballot until  
17 he or she shall have complied with the law prescribing the  
18 manner and conditions of voting by unregistered voters. If any  
19 person desiring to vote at any election shall be challenged, he  
20 or she shall not receive a ballot until he or she shall have  
21 established his right to vote in the manner provided  
22 hereinafter; and if he or she shall be challenged after he has  
23 received his ballot, he shall not be permitted to vote until he  
24 or she has fully complied with such requirements of the law  
25 upon being challenged. Besides the election officer, not more  
26 than 2 voters in excess of the whole number of voting booths

1 provided shall be allowed within the proximity of the voting  
 2 booths at one time. The provisions of this Act, so far as they  
 3 require the registration of voters as a condition to their  
 4 being allowed to vote shall not apply to persons otherwise  
 5 entitled to vote, who are, at the time of the election, or at  
 6 any time within 60 days prior to such election have been  
 7 engaged in the military or naval service of the United States,  
 8 and who appear personally at the polling place on election day  
 9 and produce to the judges of election satisfactory evidence  
 10 thereof, but such persons, if otherwise qualified to vote,  
 11 shall be permitted to vote at such election without previous  
 12 registration.

13 All such persons shall also make an affidavit which shall  
 14 be in substantially the following form:

15 State of Illinois,)

16 ) ss.

17 County of .....)

18 ..... Precinct ..... Ward

19 I, ....., do solemnly swear (or affirm) that I am a citizen  
 20 of the United States, of the age of 18 years or over, and that  
 21 within the past 60 days prior to the date of this election at  
 22 which I am applying to vote, I have been engaged in the ....  
 23 (military or naval) service of the United States; and I am  
 24 qualified to vote under and by virtue of the Constitution and  
 25 laws of the State of Illinois, and that I am a legally  
 26 qualified voter of this precinct and ward except that I have,

1 because of such service, been unable to register as a voter;  
 2 that I now reside at .... (insert street and number, if any) in  
 3 this precinct and ward; that I have maintained a legal  
 4 residence in this precinct and ward for 30 days and in this  
 5 State 30 days next preceding this election.

6 .....  
 7 Subscribed and sworn to before me on (insert date).  
 8 .....  
 9 Judge of Election.

10 The affidavit of any such person shall be supported by the  
 11 affidavit of a resident and qualified voter of any such  
 12 precinct and ward, which affidavit shall be in substantially  
 13 the following form:

14 State of Illinois,)  
 15 ) ss.  
 16 County of .....)  
 17 ..... Precinct ..... Ward

18 I, ....., do solemnly swear (or affirm), that I am a  
 19 resident of this precinct and ward and entitled to vote at this  
 20 election; that I am acquainted with .... (name of the  
 21 applicant); that I verily believe him to be an actual bona fide  
 22 resident of this precinct and ward and that I verily believe  
 23 that he or she has maintained a legal residence therein 30 days  
 24 and in this State 30 days next preceding this election.

25 .....

1 Subscribed and sworn to before me on (insert date).  
2 .....  
3 Judge of Election.

4 All affidavits made under the provisions of this Section  
5 shall be enclosed in a separate envelope securely sealed, and  
6 shall be transmitted with the returns of the elections to the  
7 county clerk or to the board of election commissioners, who  
8 shall preserve the said affidavits for the period of 6 months,  
9 during which period such affidavits shall be deemed public  
10 records and shall be freely open to examination as such.  
11 (Source: P.A. 94-645, eff. 8-22-05; 94-1000, eff. 7-3-06.)

12 (10 ILCS 5/18A-5)

13 Sec. 18A-5. Provisional voting; general provisions.

14 (a) A person who claims to be a registered voter is  
15 entitled to cast a provisional ballot under the following  
16 circumstances:

17 (1) The person's name does not appear on the official  
18 list of eligible voters for the precinct in which the  
19 person seeks to vote. The official list is the centralized  
20 statewide voter registration list established and  
21 maintained in accordance with Section 1A-25;

22 (2) The person's voting status has been challenged by  
23 an election judge, a pollwatcher, or any legal voter and  
24 that challenge has been sustained by a majority of the

1 election judges;

2 (3) A federal or State court order extends the time for  
3 closing the polls beyond the time period established by  
4 State law and the person votes during the extended time  
5 period; ~~or~~

6 (4) The voter registered to vote by mail and is  
7 required by law to present identification when voting  
8 either in person or by absentee ballot, but fails to do so;  
9 or -

10 (5) The voter's name appears on the list of voters who  
11 voted during the early voting period, but the voter claims  
12 not to have voted during the early voting period.

13 (b) The procedure for obtaining and casting a provisional  
14 ballot at the polling place shall be as follows:

15 (1) After first verifying through an examination of the  
16 precinct register that the person's address is within the  
17 precinct boundaries, an election judge at the polling place  
18 shall notify a person who is entitled to cast a provisional  
19 ballot pursuant to subsection (a) that he or she may cast a  
20 provisional ballot in that election. An election judge must  
21 accept any information provided by a person who casts a  
22 provisional ballot that the person believes supports his or  
23 her claim that he or she is a duly registered voter and  
24 qualified to vote in the election. However, if the person's  
25 residence address is outside the precinct boundaries, the  
26 election judge shall inform the person of that fact, give



1 the person the appropriate telephone number of the election  
 2 authority in order to locate the polling place assigned to  
 3 serve that address, and instruct the person to go to the  
 4 proper polling place to vote.

5 (2) The person shall execute a written form provided by  
 6 the election judge that shall state or contain all of the  
 7 following that is available:

8 (i) an affidavit stating the following:

9 State of Illinois, County of .....,  
 10 Township ....., Precinct ....., Ward  
 11 ....., I, ....., do solemnly  
 12 swear (or affirm) that: I am a citizen of the United  
 13 States; I am 18 years of age or older; I have resided  
 14 in this State and in this precinct for 30 days  
 15 preceding this election; I have not voted in this  
 16 election; I am a duly registered voter in every  
 17 respect; and I am eligible to vote in this election.  
 18 Signature ..... Printed Name of Voter ..... Printed  
 19 Residence Address of Voter ..... City ..... State  
 20 .... Zip Code ..... Telephone Number ..... Date of  
 21 Birth ..... and Illinois Driver's License Number  
 22 ..... or Last 4 digits of Social Security Number  
 23 ..... or State Identification Card Number issued to  
 24 you by the Illinois Secretary of State.....

25 (ii) A box for the election judge to check one of the 3  
 26 reasons why the person was given a provisional ballot under

1 subsection (a) of Section 18A-5.

2 (iii) An area for the election judge to affix his or  
3 her signature and to set forth any facts that support or  
4 oppose the allegation that the person is not qualified to  
5 vote in the precinct in which the person is seeking to  
6 vote.

7 The written affidavit form described in this subsection  
8 (b) (2) must be printed on a multi-part form prescribed by the  
9 county clerk or board of election commissioners, as the case  
10 may be.

11 (3) After the person executes the portion of the written  
12 affidavit described in subsection (b) (2) (i) of this Section,  
13 the election judge shall complete the portion of the written  
14 affidavit described in subsection (b) (2) (iii) and (b) (2) (iv).

15 (4) The election judge shall give a copy of the completed  
16 written affidavit to the person. The election judge shall place  
17 the original written affidavit in a self-adhesive clear plastic  
18 packing list envelope that must be attached to a separate  
19 envelope marked as a "provisional ballot envelope". The  
20 election judge shall also place any information provided by the  
21 person who casts a provisional ballot in the clear plastic  
22 packing list envelope. Each county clerk or board of election  
23 commissioners, as the case may be, must design, obtain or  
24 procure self-adhesive clear plastic packing list envelopes and  
25 provisional ballot envelopes that are suitable for  
26 implementing this subsection (b) (4) of this Section.

1           (5) The election judge shall provide the person with a  
2 provisional ballot, written instructions for casting a  
3 provisional ballot, and the provisional ballot envelope with  
4 the clear plastic packing list envelope affixed to it, which  
5 contains the person's original written affidavit and, if any,  
6 information provided by the provisional voter to support his or  
7 her claim that he or she is a duly registered voter. An  
8 election judge must also give the person written information  
9 that states that any person who casts a provisional ballot  
10 shall be able to ascertain, pursuant to guidelines established  
11 by the State Board of Elections, whether the provisional vote  
12 was counted in the official canvass of votes for that election  
13 and, if the provisional vote was not counted, the reason that  
14 the vote was not counted.

15           (6) After the person has completed marking his or her  
16 provisional ballot, he or she shall place the marked ballot  
17 inside of the provisional ballot envelope, close and seal the  
18 envelope, and return the envelope to an election judge, who  
19 shall then deposit the sealed provisional ballot envelope into  
20 a securable container separately identified and utilized for  
21 containing sealed provisional ballot envelopes. Ballots that  
22 are provisional because they are cast after 7:00 p.m. by court  
23 order shall be kept separate from other provisional ballots.  
24 Upon the closing of the polls, the securable container shall be  
25 sealed with filament tape provided for that purpose, which  
26 shall be wrapped around the box lengthwise and crosswise, at

1 least twice each way, and each of the election judges shall  
2 sign the seal.

3 (c) Instead of the affidavit form described in subsection  
4 (b), the county clerk or board of election commissioners, as  
5 the case may be, may design and use a multi-part affidavit form  
6 that is imprinted upon or attached to the provisional ballot  
7 envelope described in subsection (b). If a county clerk or  
8 board of election commissioners elects to design and use its  
9 own multi-part affidavit form, then the county clerk or board  
10 of election commissioners shall establish a mechanism for  
11 accepting any information the provisional voter has supplied to  
12 the election judge to support his or her claim that he or she  
13 is a duly registered voter. In all other respects, a county  
14 clerk or board of election commissioners shall establish  
15 procedures consistent with subsection (b).

16 (d) The county clerk or board of election commissioners, as  
17 the case may be, shall use the completed affidavit form  
18 described in subsection (b) to update the person's voter  
19 registration information in the State voter registration  
20 database and voter registration database of the county clerk or  
21 board of election commissioners, as the case may be. If a  
22 person is later determined not to be a registered voter based  
23 on Section 18A-15 of this Code, then the affidavit shall be  
24 processed by the county clerk or board of election  
25 commissioners, as the case may be, as a voter registration  
26 application.

1 (Source: P.A. 93-574, eff. 8-21-03; 93-1071, eff. 1-18-05;  
2 94-645, eff. 8-22-05.)

3 (10 ILCS 5/19-2) (from Ch. 46, par. 19-2)

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

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

14 (10 ILCS 5/19-2.1) (from Ch. 46, par. 19-2.1)

15 Sec. 19-2.1. At the consolidated primary, general primary,  
16 consolidated, and general elections, electors entitled to vote  
17 by absentee ballot under the provisions of Section 19-1 may  
18 vote in person at the office of the municipal clerk, if the  
19 elector is a resident of a municipality not having a board of  
20 election commissioners, or at the office of the township clerk  
21 or, in counties not under township organization, at the office  
22 of the road district clerk if the elector is not a resident of  
23 a municipality; provided, in each case that the municipal,  
24 township or road district clerk, as the case may be, is

1 authorized to conduct in-person absentee voting pursuant to  
2 this Section. Absentee voting in such municipal and township  
3 clerk's offices under this Section shall be conducted from the  
4 22nd day through the day before the election.

5 Municipal and township clerks (or road district clerks) who  
6 have regularly scheduled working hours at regularly designated  
7 offices other than a place of residence and whose offices are  
8 open for business during the same hours as the office of the  
9 election authority shall conduct in-person absentee voting for  
10 said elections. Municipal and township clerks (or road district  
11 clerks) who have no regularly scheduled working hours but who  
12 have regularly designated offices other than a place of  
13 residence shall conduct in-person absentee voting for said  
14 elections during the hours of 8:30 a.m. to 4:30 p.m. or 9:00  
15 a.m. to 5:00 p.m., weekdays, and 9:00 a.m. to 12:00 noon on  
16 Saturdays, but not during such hours as the office of the  
17 election authority is closed, unless the clerk files a written  
18 waiver with the election authority not later than July 1 of  
19 each year stating that he or she is unable to conduct such  
20 voting and the reasons therefor. Such clerks who conduct  
21 in-person absentee voting may extend their hours for that  
22 purpose to include any hours in which the election authority's  
23 office is open. Municipal and township clerks (or road district  
24 clerks) who have no regularly scheduled office hours and no  
25 regularly designated offices other than a place of residence  
26 may not conduct in-person absentee voting for said elections.

1 The election authority may devise alternative methods for  
2 in-person absentee voting before said elections for those  
3 precincts located within the territorial area of a municipality  
4 or township (or road district) wherein the clerk of such  
5 municipality or township (or road district) has waived or is  
6 not entitled to conduct such voting. In addition, electors may  
7 vote by absentee ballot under the provisions of Section 19-1 at  
8 the office of the election authority having jurisdiction over  
9 their residence. Unless specifically authorized by the  
10 election authority, municipal, township, and road district  
11 clerks shall not conduct in-person absentee voting. No less  
12 than 45 days before the date of an election, the election  
13 authority shall notify the municipal, township, and road  
14 district clerks within its jurisdiction if they are to conduct  
15 in-person absentee voting. Election authorities, however, may  
16 conduct in-person absentee voting in one or more designated  
17 appropriate public buildings from the fourth day before the  
18 election through the day before the election.

19 In conducting in-person absentee voting under this  
20 Section, the respective clerks shall be required to verify the  
21 signature of the absentee voter by comparison with the  
22 signature on the official registration record card. The clerk  
23 also shall reasonably ascertain the identity of such applicant,  
24 shall verify that each such applicant is a registered voter,  
25 and shall verify the precinct in which he or she is registered  
26 and the proper ballots of the political subdivisions in which

1 the applicant resides and is entitled to vote, prior to  
2 providing any absentee ballot to such applicant. The clerk  
3 shall verify the applicant's registration and from the most  
4 recent poll list provided by the county clerk, and if the  
5 applicant is not listed on that poll list then by telephoning  
6 the office of the county clerk.

7 Absentee voting procedures in the office of the municipal,  
8 township and road district clerks shall be subject to all of  
9 the applicable provisions of this Article 19. Pollwatchers may  
10 be appointed to observe in-person absentee voting procedures  
11 and view all reasonably requested records relating to the  
12 conduct of the election, provided the secrecy of the ballot is  
13 not impinged, at the office of the municipal, township or road  
14 district clerks' offices where such absentee voting is  
15 conducted. Such pollwatchers shall qualify and be appointed in  
16 the same manner as provided in Sections 7-34 and 17-23, except  
17 each candidate, political party or organization of citizens may  
18 appoint only one pollwatcher for each location where in-person  
19 absentee voting is conducted. Pollwatchers must be registered  
20 to vote in Illinois and possess valid pollwatcher credentials.  
21 All requirements in this Article applicable to election  
22 authorities shall apply to the respective local clerks, except  
23 where inconsistent with this Section.

24 The sealed absentee ballots in their carrier envelope shall  
25 be delivered by the respective clerks, or by the election  
26 authority on behalf of a clerk if the clerk and the election



1 authority agree, to the election authority's central ballot  
2 counting location before the close of the polls on the day of  
3 the general primary, consolidated primary, consolidated, or  
4 general election.

5 Not more than 23 days before the general and consolidated  
6 elections, the county clerk shall make available to those  
7 municipal, township and road district clerks conducting  
8 in-person absentee voting within such county, a sufficient  
9 number of applications, absentee ballots, envelopes, and  
10 printed voting instruction slips for use by absentee voters in  
11 the offices of such clerks. The respective clerks shall receipt  
12 for all ballots received, shall return all unused or spoiled  
13 ballots to the county clerk on the day of the election and  
14 shall strictly account for all ballots received.

15 The ballots delivered to the respective clerks shall  
16 include absentee ballots for each precinct in the municipality,  
17 township or road district, or shall include such separate  
18 ballots for each political subdivision conducting an election  
19 of officers or a referendum on that election day as will permit  
20 any resident of the municipality, township or road district to  
21 vote absentee in the office of the proper clerk.

22 The clerks of all municipalities, townships and road  
23 districts may distribute applications for absentee ballot for  
24 the use of voters who wish to mail such applications to the  
25 appropriate election authority. Any person may produce  
26 ~~reproduce~~, distribute, or return to an election authority the

1 application for absentee ballot. Upon receipt, the appropriate  
2 election authority shall accept and promptly process any  
3 application for absentee ballot.

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

5 (10 ILCS 5/19-3) (from Ch. 46, par. 19-3)

6 Sec. 19-3. The application for absentee ballot shall be  
7 substantially in the following form:

8 APPLICATION FOR ABSENTEE BALLOT

9 To be voted at the .... election in the County of .... and  
10 State of Illinois, in the .... precinct of the (1) \*township of  
11 .... (2) \*City of .... or (3) \*.... ward in the City of ....

12 I state that I am a resident of the .... precinct of the  
13 (1) \*township of .... (2) \*City of .... or (3) \*.... ward in  
14 the city of .... residing at .... in such city or town in the  
15 county of .... and State of Illinois; that I have lived at such  
16 address for .... month(s) last past; that I am lawfully  
17 entitled to vote in such precinct at the .... election to be  
18 held therein on ....; and that I wish to vote by absentee  
19 ballot.

20 I hereby make application for an official ballot or ballots  
21 to be voted by me at such election, and I agree that I shall  
22 return such ballot or ballots to the official issuing the same  
23 prior to the closing of the polls on the date of the election  
24 or, if returned by mail, postmarked no later than midnight  
25 preceding election day, for counting no later than during the

1 period for counting provisional ballots, the last day of which  
2 is the 14th day following election day.

3 Under penalties as provided by law pursuant to Section  
4 29-10 of The Election Code, the undersigned certifies that the  
5 statements set forth in this application are true and correct.

6 . . . .

7 \*fill in either (1), (2) or (3).

8 Post office address to which ballot is mailed:

9 .....

10 However, if application is made for a primary election  
11 ballot, such application shall require the applicant to  
12 designate the name of the political party with which the  
13 applicant is affiliated.

14 Any person may produce ~~reproduce~~, distribute, or return to  
15 an election authority the application for absentee ballot. Upon  
16 receipt, the appropriate election authority shall accept and  
17 promptly process any application for absentee ballot.

18 (Source: P.A. 95-440, eff. 8-27-07; 96-312, eff. 1-1-10;  
19 96-553, eff. 8-17-09; 96-1000, eff. 7-2-10; 96-1008, eff.  
20 7-6-10.)

21 (10 ILCS 5/19A-15)

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

23 (a) The period for early voting by personal appearance  
24 begins the 20th ~~22nd~~ day preceding a general primary,  
25 consolidated primary, consolidated, or general election and

1 extends through the 3rd ~~5th~~ day before election day.

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

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

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

24 (10 ILCS 5/20-1b new)

25 Sec. 20-1b. Voter electronic-mail addresses. The election

1 authority shall give each voter who requests a ballot under the  
2 provisions of Article 20 the opportunity to provide an  
3 electronic-mail address beginning January 1, 2012, provided  
4 that the voter may opt out of providing an electronic-mail  
5 address. An electronic-mail address provided shall not be  
6 publicly available and is exempt from disclosure under the  
7 Freedom of Information Act. Neither an election authority nor  
8 the State Board of Elections may release a voter's  
9 electronic-mail address to any third party. An election  
10 authority may use the address only to communicate with the  
11 voter about the voting process, including transmitting  
12 military-overseas ballots and election materials if the voter  
13 has requested electronic transmission, and verifying the  
14 voter's mailing address and physical location as needed. Any  
15 other use or disclosure is prohibited, and each request for an  
16 electronic-mail address shall so state.

17 (10 ILCS 5/24A-15) (from Ch. 46, par. 24A-15)

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

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

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

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

1 shall be ascertained and corrected and an errorless count shall  
2 be made prior to the official canvass and proclamation of  
3 election results.

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

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

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

21 (10 ILCS 5/24B-15)

22 Sec. 24B-15. Official Return of Precinct; Check of Totals;  
23 Retabulation. The precinct return printed by the automatic  
24 Precinct Tabulation Optical Scan Technology tabulating  
25 equipment shall include the number of ballots cast and votes



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

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

23 As part of the retabulation, the election authority shall  
24 test the computer program in the selected precincts and on the  
25 selected early voting devices. The test shall be conducted by  
26 processing a preaudited group of ballots marked to record a

1 predetermined number of valid votes for each candidate and on  
2 each public question, and shall include for each office one or  
3 more ballots which have votes in excess of the number allowed  
4 by law to test the ability of the equipment and the marking  
5 device to reject such votes. If any error is detected, the  
6 cause shall be determined and corrected, and an errorless count  
7 shall be made prior to the official canvass and proclamation of  
8 election results.

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

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

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

2 (10 ILCS 5/24C-15)

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

1 votes between the unofficial results and the certificate of  
2 results, or whenever a discrepancy exists during the canvass of  
3 votes between the certificate of results and the set of totals  
4 reflected on the certificate of results, the ballots for that  
5 precinct shall be audited to correct the return.

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

20 The test shall be conducted by counting the votes marked on  
21 the permanent paper record of each ballot cast in the tested  
22 precinct printed by the voting system at the time that each  
23 ballot was cast and comparing the results of this count with  
24 the results shown by the certificate of results prepared by the  
25 Direct Recording Electronic Voting System in the test precinct.  
26 The election authority shall test count these votes either by

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

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

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

26 (Source: P.A. 94-645, eff. 8-22-05; 94-1000, eff. 7-3-06;

1 95-699, eff. 11-9-07.)

2 (10 ILCS 5/25-6) (from Ch. 46, par. 25-6)

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

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

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

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

22 (d) In making appointments under this Section, each  
23 committeeman of the appropriate legislative or representative  
24 committee shall be entitled to one vote for each vote that was  
25 received, in that portion of the legislative or representative  
26 district which he represents on the committee, by the Senator



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

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

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

1 been appointed to fill a vacancy and was thereafter elected to  
2 that office, the term of service under the authority of the  
3 election shall be considered a new term of service, separate  
4 from the term of service rendered under the authority of the  
5 appointment.

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

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

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

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

23 Local election officials and circuit court clerks shall  
24 make their certifications, as required by this Section, to each  
25 election authority having jurisdiction over any of the

1 territory of the respective political subdivision in which the  
2 public question is to be submitted to referendum.

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

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

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

1 disconnection from, or formation of political subdivisions or  
2 for other purposes shall include a description of the territory  
3 in which the proposition is required to be submitted, whenever  
4 such territory is not coterminous with an existing political  
5 subdivision.

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

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

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

26 (b) in the case of a certificate from a local election

1 authority, to such local election authority, who shall  
2 thereupon give notice as provided in subparagraph (a), or  
3 notify the governing board which adopted the initiating  
4 resolution or ordinance;

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

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

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

1 (10 ILCS 5/28-6) (from Ch. 46, par. 28-6)

2 Sec. 28-6. Petitions; filing.

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

26 (b) In a municipality with more than 1,000,000 inhabitants,

1 when a question of public policy exclusively concerning a  
2 contiguous territory included entirely within but not  
3 coextensive with the municipality is initiated by resolution or  
4 ordinance of the corporate authorities of the municipality, or  
5 by a petition which may be signed by registered voters who  
6 reside in any part of any precinct all or part of which  
7 includes all or part of the territory and who equal in number  
8 ~~to (i) through the general election in 2008~~ at least 8% of the  
9 total votes cast for candidates for Governor in the preceding  
10 gubernatorial election by the voters of the precinct or  
11 precincts in the territory where the question is to be  
12 submitted to the voters ~~and (ii) beginning with elections in~~  
13 ~~2009 and thereafter, at least 11% of the total ballots cast at~~  
14 ~~the last regular election conducted in the precinct or~~  
15 ~~precincts in the territory where the question is to be~~  
16 ~~submitted to the voters,~~ it shall be the duty of the election  
17 authority having jurisdiction over such municipality to submit  
18 such question to the electors throughout each precinct all or  
19 part of which includes all or part of the territory at the  
20 regular election specified in the resolution, ordinance or  
21 petition initiating the public question. A petition initiating  
22 a public question described in this subsection shall be filed  
23 with the election authority having jurisdiction over the  
24 municipality. A resolution, ordinance or petition initiating a  
25 public question described in this subsection shall specify the  
26 election at which the question is to be submitted.

1 (c) Local questions of public policy authorized by this  
2 Section and statewide questions of public policy authorized by  
3 Section 28-9 shall be advisory public questions, and no legal  
4 effects shall result from the adoption or rejection of such  
5 propositions.

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

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

9 (10 ILCS 5/28-7) (from Ch. 46, par. 28-7)

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

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



1           If the action to be taken requires a referendum involving 2  
2 or more units of local government, the proposal shall be  
3 submitted to the voters of such governmental units by the  
4 election authorities with jurisdiction over the territory of  
5 the governmental units. Such multi-unit proposals may be  
6 initiated by appropriate resolutions by the respective  
7 governing bodies or by petitions of the voters of the several  
8 governmental units filed with the respective clerks or  
9 secretaries.

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

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

21           (Source: P.A. 82-750.)

22           (10 ILCS 5/28-9) (from Ch. 46, par. 28-9)

23           Sec. 28-9. Petitions for proposed amendments to Article IV  
24 of the Constitution pursuant to Section 3, Article XIV of the  
25 Constitution shall be signed by a number of electors equal in

1 number to at least 8% of the total votes cast for candidates  
2 for Governor in the preceding gubernatorial election. Such  
3 petition shall have been signed by the petitioning electors not  
4 more than 24 months preceding the general election at which the  
5 proposed amendment is to be submitted and shall be filed with  
6 the Secretary of State at least 6 months before that general  
7 election.

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

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

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

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

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

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

- 19 1. "Board" means the State Board of Elections.
- 20 2. "Election Authority" means a county clerk or city or  
21 county board of election commissioners.
- 22 3. "Election Jurisdiction" means (a) an entire county, in  
23 the case of a county in which no city board of election  
24 commissioners is located or which is under the jurisdiction of  
25 a county board of election commissioners; (b) the territorial  
26 jurisdiction of a city board of election commissioners; and (c)

1 the territory in a county outside of the jurisdiction of a city  
2 board of election commissioners. In each instance election  
3 jurisdiction shall be determined according to which election  
4 authority maintains the permanent registration records of  
5 qualified electors.

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

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

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

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

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

1 in Section 28-9. The Board staff shall determine from the name  
2 of the election jurisdiction printed at the top of the petition  
3 sheet or from the election jurisdiction of the circulator of  
4 that petition sheet, as the case may be, whether any signatures  
5 on that sheet are not in conformity. If any signatures are  
6 determined to be nonconforming, the Board staff shall prepare,  
7 for each election jurisdiction section, a list by page and line  
8 number of purported nonconforming signatures and shall  
9 immediately transmit such lists to the Board Chairman and  
10 copies of such lists to the principal proponent of the proposed  
11 ~~Constitutional amendment~~ or statewide advisory public  
12 question, or the proponent's attorney, whichever is designated  
13 on the certificate attached to the petition, as provided in  
14 Section 10-8 of this Code.

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

1 question for the ballot.

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

3 (10 ILCS 5/28-11) (from Ch. 46, par. 28-11)

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

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

1 verification.

2 For each election jurisdiction, the sample verification  
3 shall include an examination of either (a) 10% of the  
4 signatures if 5,010 or more signatures are involved; or (b) 500  
5 signatures if more than 500 but less than 5,010 signatures are  
6 involved; or (c) all signatures if 500 or less signatures are  
7 involved.

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

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

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

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

1 adopt a standard form of certificate for use by the election  
2 authorities which shall be transmitted with the list of  
3 signatures for verification.

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

13       (10 ILCS 5/28-12) (from Ch. 46, par. 28-12)

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

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

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

22       3. Compute the degree of multiple signature contamination  
23 in each election jurisdiction sample.

24       4. Adjust for multiple signature contamination and the  
25 invalid signatures, project the total number of valid petition



1 signatures submitted from each election jurisdiction.

2 5. Aggregate the total number of projected valid signatures  
3 from each election jurisdiction and project the total number of  
4 valid signatures on the petition statewide.

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

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

1 issue a final order declaring the petition to be valid and  
2 shall certify the proposition for the ballot.

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

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

11 (10 ILCS 5/28-13) (from Ch. 46, par. 28-13)

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

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

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

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

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

23 The principal watcher for the proponents and opponents may  
24 make signed written objections to the Board relating to  
25 procedures observed during the conduct of the sample signature  
26 verification which could materially affect the results of the

1 sample. Such written objections shall be presented to the  
2 election authority and a copy mailed to the Board and shall be  
3 attached to the certificate of sample results transmitted by  
4 the election authority to the Board.

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

6 (10 ILCS 5/28-14 new)

7 Sec. 28-14. Local government initiative petition and  
8 referendum for helping veterans.

9 (a) To promote the welfare of veterans of our nation's  
10 armed forces, the electors of any unit of local government may  
11 pass, by initiative petition and referendum in the manner  
12 prescribed by this Article, a binding ordinance relating to the  
13 subjects set forth in subsection (b) that the corporate  
14 authorities of their unit of local government are empowered to  
15 pass.

16 (b) A binding ordinance relating to helping veterans of any  
17 branch of service in the armed forces of the United States may  
18 be proposed by petition. The petition shall contain the text of  
19 the proposed ordinance, the form of the question to be  
20 presented to the electors, the date of the general or  
21 consolidated election at which the proposed ordinance is to be  
22 submitted, and the signatures of electors equal to at least 8%  
23 of the total votes cast for Governor at the last general  
24 election in the unit of local government. The petition shall  
25 have been signed not more than 12 months preceding the general

1 or consolidated election at which the proposed ordinance is to  
2 be submitted. The petition shall include a statement providing  
3 an estimate of annual expenditures necessary to fund the  
4 ordinance and whether the ordinance requires the imposition of  
5 a tax or fee of any kind. The petition shall be filed with the  
6 clerk of the unit of local government at least 108 days before  
7 that general or consolidated election. Ordinances that may be  
8 proposed pursuant to this subsection (b) include, but are not  
9 limited to, measures that provide job training opportunities  
10 for veterans, opportunities for employment for veterans, or  
11 that enable veterans to access health, psychiatric, or other  
12 services.

13 (c) If the corporate authorities of the unit of local  
14 government, without amendment, pass the binding ordinance  
15 proposed by such a petition filed with the unit of local  
16 government's clerk not less than 78 days prior to the election  
17 at which the petition specifies the proposed binding ordinance  
18 is to be submitted, then the proposed binding ordinance shall  
19 not be submitted to the electors of the unit of local  
20 government.

21 (d) If no objection to a petition filed under subsection  
22 (b) is filed within 5 business days after such petition is  
23 filed or if an objection is filed and the appropriate electoral  
24 official or board rules the petition sufficient, then the clerk  
25 of the unit of local government shall submit the petition to  
26 the appropriate election authority, and the election authority

1 shall order the proposed ordinance submitted to the electors of  
2 the unit of local government at the election specified in the  
3 petition.

4 (e) If, after ordering the proposed ordinance to be  
5 submitted to the electors of the unit of local government, the  
6 election official or board of the unit of local government  
7 determines that the proposed ordinance is too long to be  
8 printed in its entirety on the ballot, then the official or  
9 board shall ask the clerk of the unit of local government to  
10 provide a concise description of the ordinance. The election  
11 official or board shall then cause either the entire proposed  
12 ordinance or the concise description to be printed on the  
13 ballot together with a question permitting the elector to  
14 indicate approval or disapproval of adoption of the proposed  
15 ordinance.

16 (f) If a majority of those voting on the proposed ordinance  
17 indicate approval of its adoption, then the ordinance shall be  
18 passed and have the same effect as if it had been passed by the  
19 corporate authorities of the unit of local government, except  
20 as provided in subsection (g).

21 (g) Ordinances adopted under this Section, either by  
22 approval of electors at an election or by passage by the  
23 corporate authorities under subsection (c), shall not be  
24 repealed or amended within 4 years after adoption except by  
25 vote of the electors. The corporate authorities of a unit of  
26 local government may submit to the electorate a proposition to

1 repeal or amend an ordinance adopted under this Section at any  
2 election in conformance with this Article.

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

5 (60 ILCS 1/45-10)

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

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

1 caucus.

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

12 (60 ILCS 1/45-20)

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

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

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



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

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

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

11 (60 ILCS 1/45-25)

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

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

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

23 (c) The multi-township central committee of each  
24 established political party shall cause notices of the caucuses  
25 to be published. The notices shall state the time and place

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

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

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

1 election shall be conducted in accordance with the general  
2 election law.

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

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

6 (65 ILCS 5/3.1-20-45)

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

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

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

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

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

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

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

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

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

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

12       (105 ILCS 5/9-1.5 new)

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

22       Section 30. The Illinois Vehicle Code is amended by  
23 changing Section 2-105 as follows:

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

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

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

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

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

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

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

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

1 notification may be made in writing or verbally issued by an  
2 employee or the Secretary of State.

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

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

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

22 Section 99. Effective date. This Act takes effect upon  
23 becoming law."