

HB2788



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB2788

by Rep. Mike Fortner

SYNOPSIS AS INTRODUCED:

10 ILCS 120/5-5

Amends the Illinois Voting Rights Act of 2011. Provides that no Legislative District or Representative Districts shall include fewer than 50 voters within the boundaries of a township, county, or election commission.

LRB098 09852 HLH 40008 b

A BILL FOR

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Voting Rights Act of 2011 is
5 amended by changing Section 5-5 as follows:

6 (10 ILCS 120/5-5)

7 Sec. 5-5. Redistricting.

8 (a) In any redistricting plan pursuant to Article IV,
9 Section 3 of the Illinois Constitution, Legislative Districts
10 and Representative Districts shall be drawn, subject to
11 subsection (d) of this Section, to create crossover districts,
12 coalition districts, or influence districts. To the extent
13 practicable, no Legislative District or Representative
14 Districts shall include fewer than 50 voters within the
15 boundaries of a township, county, or election commission. The
16 requirements imposed by this Article are in addition and
17 subordinate to any requirements or obligations imposed by the
18 United States Constitution, any federal law regarding
19 redistricting Legislative Districts or Representative
20 Districts, including but not limited to the federal Voting
21 Rights Act, and the Illinois Constitution.

22 (b) The phrase "crossover district" means a district where
23 a racial minority or language minority constitutes less than a

1 majority of the voting-age population but where this minority,
2 at least potentially, is large enough to elect the candidate of
3 its choice with help from voters who are members of the
4 majority and who cross over to support the minority's preferred
5 candidate. The phrase "coalition district" means a district
6 where more than one group of racial minorities or language
7 minorities may form a coalition to elect the candidate of the
8 coalition's choice. The phrase "influence district" means a
9 district where a racial minority or language minority can
10 influence the outcome of an election even if its preferred
11 candidate cannot be elected.

12 (c) For purposes of this Act, the phrase "racial minorities
13 or language minorities", in either the singular or the plural,
14 means the same class of voters who are members of a race,
15 color, or language minority group receiving protection under
16 the federal Voting Rights Act, 42 U.S.C. § 1973; 42 U.S.C. §
17 1973b(f) (2); 42 U.S.C. § 1973aa-1a(e).

18 (d) Nothing in this Act shall be construed, applied, or
19 implemented in a way that imposes any requirement or obligation
20 that conflicts with the United States Constitution, any federal
21 law regarding redistricting Legislative Districts or
22 Representative Districts, including but not limited to the
23 federal Voting Rights Act, or the Illinois Constitution.

24 (e) In the event of a violation of this Act, the
25 redistricting plan shall be redrawn to the least extent
26 necessary to remedy the violation.

1 (Source: P.A. 96-1541, eff. 3-7-11.)