



Rep. Elaine Nekritz

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09800HB3817ham001

LRB098 15373 NHT 62025 a

1 AMENDMENT TO HOUSE BILL 3817

2 AMENDMENT NO. _____. Amend House Bill 3817 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section
5 9-10 as follows:

6 (105 ILCS 5/9-10) (from Ch. 122, par. 9-10)

7 Sec. 9-10. Candidates for office - Nominating petitions.
8 Candidates for the office of school director shall be nominated
9 by petition signed by at least 25 voters or 5% of the voters,
10 whichever is less, residing within the district and filed with
11 the county clerk or the county board of election commissioners,
12 as the case may be, of the county in which the principal office
13 of the school district is located.

14 Nominations for members of boards of education, including
15 non-high school boards of education shall be made by a petition
16 signed by at least 50 voters or 10% of the voters, whichever is

1 less, residing within the district and shall be filed with the
 2 county clerk or the county board of election commissioners, as
 3 the case may be, of the county in which the principal office of
 4 the school district is located. In addition to the requirements
 5 of the general election law, the form of such petitions shall
 6 be substantially as follows:

7 Nominating Petitions

8 (Leave out the inapplicable part.)

9 To the (County Clerk or County Board of Election
 10 Commissioners) of County:

11 We the undersigned, being (.... or more) (or 10% or more)
 12 (or 5% or more) of the voters residing within said district,
 13 hereby petition that who resides at in the (city or
 14 village) of in Township (or who resides outside any
 15 city, village or incorporated town and in Township) in
 16 said district shall be a candidate for the office of of
 17 the board of education (or board of directors) (full term)
 18 (vacancy) to be voted for at the election to be held on (insert
 19 date).

20 Name: Address:

21 In the designation of the name of a candidate on a petition
 22 for nomination, the candidate's given name or names, initial or
 23 initials, a nickname by which the candidate is commonly known,
 24 or a combination thereof may be used in addition to the
 25 candidate's surname. If a candidate has changed his or her

1 name, whether by a statutory or common law procedure in
2 Illinois or any other jurisdiction, within 3 years before the
3 last day for filing the petition, then (i) the candidate's name
4 on the petition must be followed by "formerly known as (list
5 all prior names during the 3-year period) until name changed on
6 (list date of each such name change)" and (ii) the petition
7 must be accompanied by the candidate's affidavit stating the
8 candidate's previous names during the period specified in
9 clause (i) and the date or dates each of those names was
10 changed; failure to meet these requirements shall be grounds
11 for denying certification of the candidate's name for the
12 ballot, but these requirements do not apply to name changes
13 resulting from adoption to assume an adoptive parent's or
14 parents' surname, marriage to assume a spouse's surname, or
15 dissolution of marriage or declaration of invalidity of
16 marriage to assume a former surname. No other designation, such
17 as a political slogan, as defined by Section 7-17 of the
18 Election Code, title or degree, or nickname suggesting or
19 implying possession of a title, degree or professional status,
20 or similar information may be used in connection with the
21 candidate's surname.

22 Nomination papers filed under this Section are not valid
23 unless the candidate named therein files with the county clerk
24 or the county board of election commissioners, as the case may
25 be, of the county in which the principal office of the school
26 district is located a receipt from the county clerk showing

1 that the candidate has filed a statement of economic interests
2 as required by the Illinois Governmental Ethics Act. Such
3 receipt shall be so filed either previously during the calendar
4 year in which his nomination papers were filed or within the
5 period for the filing of nomination papers in accordance with
6 the general election law.

7 All petitions for the nomination of members of a board of
8 education shall be filed with the county clerk or the county
9 board of election commissioners, as the case may be, of the
10 county in which the principal office of the school district is
11 located within the time provided for by the general election
12 law. The county clerk or the county board of election
13 commissioners shall receive and file only those petitions which
14 include ~~a statement of candidacy, the required number of voter~~
15 ~~signatures, the notarized signature of the petition circulator~~
16 ~~and~~ a receipt from the County Clerk showing that the candidate
17 has filed a statement of economic interest on or before the
18 last day to file as required by the Illinois Governmental
19 Ethics Act. The county clerk or the county board of election
20 commissioners may have petition forms available for issuance to
21 potential candidates, and may give notice of the petition
22 filing period by publication in a newspaper of general
23 circulation within the school district not less than 10 days
24 prior to the first day of filing. The county clerk or the
25 county board of election commissioners shall make
26 certification to the proper election authorities in accordance

1 with the general election law.

2 The county clerk or the county board of election
3 commissioners, as the case may be, of the county in which the
4 principal office of the school district is located shall notify
5 the candidates for whom a petition for nomination is filed or
6 the appropriate committee of the obligations under the Campaign
7 Financing Act as provided in the general election law. Such
8 notice shall be given on a form prescribed by the State Board
9 of Elections and in accordance with the requirements of the
10 general election law. The county clerk or county board of
11 election commissioners shall within 7 days of filing or on the
12 last day for filing, whichever is earlier, acknowledge to the
13 petitioner in writing the office's acceptance of the petition.

14 A candidate for membership on the board of education or for
15 office as a school director, who has petitioned for nomination
16 to fill a full term and to fill a vacant term to be voted upon
17 at the same election, must withdraw his or her petition for
18 nomination from either the full term or the vacant term by
19 written declaration.

20 In all newly organized districts the petition for the
21 nomination of candidates for members of the board of education
22 at the first election shall be addressed to and filed with the
23 regional superintendent of schools in the manner herein
24 specified for the petitions for members of a board of
25 education. For such election the regional superintendent shall
26 fulfill all duties otherwise assigned to the secretary of the

1 board of education.

2 (Source: P.A. 98-115, eff. 7-29-13.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.".