



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB5289

by Rep. Ed Sullivan, Jr.

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the Election Code. Provides that, at a State convention, each county shall be entitled to one delegate for each 500 ballots voted by the primary electors of the party in such county at the most recent general primary held prior to the convention (instead of the primary to be held next after the call for the convention). Provides that the State Board of Elections or the appropriate election authority or local election official shall notify a person for whom a petition for nomination has been filed of the obligation to file campaign disclosure documents (now, those documents are listed). Provides that an election authority shall, at least 46 days (now, 45 days) prior to the date of the primary election, have a sufficient number of ballots printed so that the ballots will be available for mailing 45 days prior to the primary election. Provides that the State Board of Elections shall send a written notice of any fine or penalty assessed or imposed against the political committee by first class mail (instead of certified mail) to the address of the political committee. Makes other changes. Makes various technical corrections. Effective immediately.

LRB098 16382 MGM 51447 b

1 AN ACT concerning elections.

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

4 Section 5. The Election Code is amended by changing  
5 Sections 5-18, 7-9, 7-12, 7-16, 7-43, 9-3, 9-8.6, 9-15, 10-6,  
6 10-6.1, 10-8, 19-4, 19-6, 19A-70, 28-12, and 29B-10 as follows:

7 (10 ILCS 5/5-18) (from Ch. 46, par. 5-18)

8 Sec. 5-18. At least 20 days prior to the precinct  
9 registration under Section 5-6 of this Article 5, ~~and at least~~  
10 ~~20 days prior to any registration that may be provided under~~  
11 ~~Section 5-17 of this Article 5,~~ the County Clerk shall publish  
12 a notice of registration, giving the dates, hours and places of  
13 registration, in a newspaper of general circulation published  
14 in the county.

15 (Source: P.A. 79-75.)

16 (10 ILCS 5/7-9) (from Ch. 46, par. 7-9)

17 Sec. 7-9. County central committee; county and State  
18 conventions.

19 (a) On the 29th day next succeeding the primary at which  
20 committeemen are elected, the county central committee of each  
21 political party shall meet within the county and proceed to  
22 organize by electing from its own number a chairman and either

1 from its own number, or otherwise, such other officers as such  
2 committee may deem necessary or expedient. Such meeting of the  
3 county central committee shall be known as the county  
4 convention.

5 The chairman of each county committee shall within 10 days  
6 after the organization, forward to the State Board of  
7 Elections, the names and post office addresses of the officers,  
8 precinct committeemen and representative committeemen elected  
9 by his political party.

10 The county convention of each political party shall choose  
11 delegates to the State convention of its party; but in any  
12 county having within its limits any city having a population of  
13 200,000, or over the delegates from such city shall be chosen  
14 by wards, the ward committeemen from the respective wards  
15 choosing the number of delegates to which such ward is entitled  
16 on the basis prescribed in paragraph (e) of this Section such  
17 delegates to be members of the delegation to the State  
18 convention from such county. In all counties containing a  
19 population of 2,000,000 or more outside of cities having a  
20 population of 200,000 or more, the delegates from each of the  
21 townships or parts of townships as the case may be shall be  
22 chosen by townships or parts of townships as the case may be,  
23 the township committeemen from the respective townships or  
24 parts of townships as the case may be choosing the number of  
25 delegates to which such townships or parts of townships as the  
26 case may be are entitled, on the basis prescribed in paragraph

1 (e) of this Section such delegates to be members of the  
2 delegation to the State convention from such county.

3 Each member of the State Central Committee of a political  
4 party which elects its members by Alternative B under paragraph  
5 (a) of Section 7-8 shall be a delegate to the State Convention,  
6 ex officio.

7 Each member of the State Central Committee of a political  
8 party which elects its members by Alternative B under paragraph  
9 (a) of Section 7-8 may appoint 2 delegates to the State  
10 Convention who must be residents of the member's Congressional  
11 District.

12 (b) State conventions shall be held within 180 days after  
13 the general primary in the year 2000 and every 4 years  
14 thereafter. In the year 1998, and every 4 years thereafter, the  
15 chairman of a State central committee may issue a call for a  
16 State convention within 180 days after the general primary.

17 The State convention of each political party has power to  
18 make nominations of candidates of its political party for the  
19 electors of President and Vice President of the United States,  
20 and to adopt any party platform, and, to the extent determined  
21 by the State central committee as provided in Section 7-14, to  
22 choose and select delegates and alternate delegates at large to  
23 national nominating conventions. The State Central Committee  
24 may adopt rules to provide for and govern the procedures of the  
25 State convention.

26 (c) The chairman and secretary of each State convention

1 shall, within 2 days thereafter, transmit to the State Board of  
2 Elections of this State a certificate setting forth the names  
3 and addresses of all persons nominated by such State convention  
4 for electors of President and Vice President of the United  
5 States, and of any persons selected by the State convention for  
6 delegates and alternate delegates at large to national  
7 nominating conventions; and the names of such candidates so  
8 chosen by such State convention for electors of President and  
9 Vice President of the United States, shall be caused by the  
10 State Board of Elections to be printed upon the official ballot  
11 at the general election, in the manner required by law, and  
12 shall be certified to the various county clerks of the proper  
13 counties in the manner as provided in Section 7-60 of this  
14 Article 7 for the certifying of the names of persons nominated  
15 by any party for State offices. If and as long as this Act  
16 prescribes that the names of such electors be not printed on  
17 the ballot, then the names of such electors shall be certified  
18 in such manner as may be prescribed by the parts of this Act  
19 applicable thereto.

20 (d) Each convention may perform all other functions  
21 inherent to such political organization and not inconsistent  
22 with this Article.

23 (e) At least 33 days before the date of a State convention,  
24 the chairman of the State central committee of each political  
25 party shall file in the principal office of the State Board of  
26 Elections a call for the State convention. Such call shall

1 state, among other things, the time and place (designating the  
2 building or hall) for holding the State convention. Such call  
3 shall be signed by the chairman and attested by the secretary  
4 of the committee. In such convention each county shall be  
5 entitled to one delegate for each 500 ballots voted by the  
6 primary electors of the party in such county at the most recent  
7 general primary ~~to be held~~ prior to the convention ~~next after~~  
8 ~~the issuance of such call~~; and if in such county, less than 500  
9 ballots are so voted or if the number of ballots so voted is  
10 not exactly a multiple of 500, there shall be one delegate for  
11 such group which is less than 500, or for such group  
12 representing the number of votes over the multiple of 500,  
13 which delegate shall have 1/500 of one vote for each primary  
14 vote so represented by him. The call for such convention shall  
15 set forth this paragraph (e) of Section 7-9 in full and shall  
16 direct that the number of delegates to be chosen be calculated  
17 in compliance herewith and that such number of delegates be  
18 chosen.

19 (f) All precinct, township and ward committeemen when  
20 elected as provided in this Section shall serve as though  
21 elected at large irrespective of any changes that may be made  
22 in precinct, township or ward boundaries and the voting  
23 strength of each committeeman shall remain as provided in this  
24 Section for the entire time for which he is elected.

25 (g) The officers elected at any convention provided for in  
26 this Section shall serve until their successors are elected as

1 provided in this Act.

2 (h) A special meeting of any central committee may be  
3 called by the chairman, or by not less than 25% of the members  
4 of such committee, by giving 5 days notice to members of such  
5 committee in writing designating the time and place at which  
6 such special meeting is to be held and the business which it is  
7 proposed to present at such special meeting.

8 (i) Except as otherwise provided in this Act, whenever a  
9 vacancy exists in the office of precinct committeeman because  
10 no one was elected to that office or because the precinct  
11 committeeman ceases to reside in the precinct or for any other  
12 reason, the chairman of the county central committee of the  
13 appropriate political party may fill the vacancy in such office  
14 by appointment of a qualified resident of the county and the  
15 appointed precinct committeeman shall serve as though elected;  
16 however, no such appointment may be made between the general  
17 primary election and the 30th day after the general primary  
18 election.

19 (j) If the number of Congressional Districts in the State  
20 of Illinois is reduced as a result of reapportionment of  
21 Congressional Districts following a federal decennial census,  
22 the State Central Committeemen and Committeewomen of a  
23 political party which elects its State Central Committee by  
24 either Alternative A or by Alternative B under paragraph (a) of  
25 Section 7-8 who were previously elected shall continue to serve  
26 as if no reapportionment had occurred until the expiration of

1 their terms.

2 (Source: P.A. 93-847, eff. 7-30-04.)

3 (10 ILCS 5/7-12) (from Ch. 46, par. 7-12)

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

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

21 Where a vacancy occurs in the office of Supreme,  
22 Appellate or Circuit Court Judge within the 3-week period  
23 preceding the 106th day before a general primary election,  
24 petitions for nomination for the office in which the  
25 vacancy has occurred shall be filed in the principal office



1 of the State Board of Elections not more than 92 nor less  
2 than 85 days prior to the date of the general primary  
3 election.

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

20 (2) Where the nomination is to be made for a county  
21 office or trustee of a sanitary district then such petition  
22 shall be filed in the office of the county clerk not more  
23 than 113 nor less than 106 days prior to the date of the  
24 primary.

25 (3) Where the nomination is to be made for a municipal  
26 or township office, such petitions for nomination shall be

1 filed in the office of the local election official, not  
2 more than 99 nor less than 92 days prior to the date of the  
3 primary; provided, where a municipality's or township's  
4 boundaries are coextensive with or are entirely within the  
5 jurisdiction of a municipal board of election  
6 commissioners, the petitions shall be filed in the office  
7 of such board; and provided, that petitions for the office  
8 of multi-township assessor shall be filed with the election  
9 authority.

10 (4) The petitions of candidates for State central  
11 committeeman shall be filed in the principal office of the  
12 State Board of Elections not more than 113 nor less than  
13 106 days prior to the date of the primary.

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

18 (6) The State Board of Elections and the various  
19 election authorities and local election officials with  
20 whom such petitions for nominations are filed shall specify  
21 the place where filings shall be made and upon receipt  
22 shall endorse thereon the day and hour on which each  
23 petition was filed. All petitions filed by persons waiting  
24 in line as of 8:00 a.m. on the first day for filing, or as  
25 of the normal opening hour of the office involved on such  
26 day, shall be deemed filed as of 8:00 a.m. or the normal

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

1 the day of election. The State Board of Elections, election  
2 authority or local election official shall post in a  
3 conspicuous, open and public place, at the entrance of the  
4 office, notice of the time and place of such lottery. The  
5 State Board of Elections shall adopt rules and regulations  
6 governing the procedures for the conduct of such lottery.  
7 All candidates shall be certified in the order in which  
8 their petitions have been filed. Where candidates have  
9 filed simultaneously, they shall be certified in the order  
10 determined by lot and prior to candidates who filed for the  
11 same office at a later time.

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

23 (8) Nomination papers filed under this Section are not  
24 valid if the candidate named therein fails to file a  
25 statement of economic interests as required by the Illinois  
26 Governmental Ethics Act in relation to his candidacy with

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

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

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

22 (10)(a) Notwithstanding the provisions of any other  
23 statute, no primary shall be held for an established  
24 political party in any township, municipality, or ward  
25 thereof, where the nomination of such party for every  
26 office to be voted upon by the electors of such township,

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

16 (b) Notwithstanding the provisions of any other  
17 statute, no primary election shall be held for an  
18 established political party for any special primary  
19 election called for the purpose of filling a vacancy in the  
20 office of representative in the United States Congress  
21 where the nomination of such political party for said  
22 office is uncontested. For the purposes of this Article,  
23 the nomination of an established political party of a  
24 candidate for election to said office shall be deemed to be  
25 uncontested where not more than the number of persons to be  
26 nominated have timely filed valid nomination papers

1 seeking the nomination of such established party for  
2 election to said office. This subsection (b) shall not  
3 apply if such primary election is conducted on a regularly  
4 scheduled election day.

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



1 statement or notice meeting the requirements of this  
2 Section is filed in a timely manner.

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

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

25 (Source: P.A. 96-1008, eff. 7-6-10; 97-81, eff. 7-5-11;  
26 97-1044, eff. 1-1-13.)

1 (10 ILCS 5/7-16) (from Ch. 46, par. 7-16)

2 Sec. 7-16. Each election authority in each county shall  
3 prepare and cause to be printed the primary ballot of each  
4 political party for each precinct in the election authority's  
5 ~~his~~ respective jurisdiction.

6 The election authority shall, at least 46 ~~45~~ days prior to  
7 the date of the primary election, have a sufficient number of  
8 ballots printed so that such ballots will be available for  
9 mailing 45 days prior to the primary election to persons who  
10 have filed application for a ballot under the provisions of  
11 Article 20 of this Act.

12 (Source: P.A. 80-1469.)

13 (10 ILCS 5/7-43) (from Ch. 46, par. 7-43)

14 Sec. 7-43. Every person having resided in this State 6  
15 months and in the precinct 30 days next preceding any primary  
16 therein who shall be a citizen of the United States of the age  
17 of 18 or more years shall be entitled to vote at such primary.

18 The following regulations shall be applicable to  
19 primaries:

20 No person shall be entitled to vote at a primary:

21 (a) Unless he declares his party affiliations as  
22 required by this Article.

23 (b) (Blank).

24 (c) (Blank).

1 (c.5) If that person has participated in the town  
2 political party caucus, under Section 45-50 of the  
3 Township Code, of another political party by signing an  
4 affidavit of voters attending the caucus within 87 ~~45~~  
5 days before the first day of the calendar month in  
6 which the primary is held.

7 (d) (Blank).

8 In cities, villages and incorporated towns having a  
9 board of election commissioners only voters registered as  
10 provided by Article 6 of this Act shall be entitled to vote  
11 at such primary.

12 No person shall be entitled to vote at a primary unless  
13 he is registered under the provisions of Articles 4, 5 or 6  
14 of this Act, when his registration is required by any of  
15 said Articles to entitle him to vote at the election with  
16 reference to which the primary is held.

17 A person (i) who filed a statement of candidacy for a  
18 partisan office as a qualified primary voter of an established  
19 political party or (ii) who voted the ballot of an established  
20 political party at a general primary election may not file a  
21 statement of candidacy as a candidate of a different  
22 established political party or as an independent candidate for  
23 a partisan office to be filled at the general election  
24 immediately following the general primary for which the person  
25 filed the statement or voted the ballot. A person may file a  
26 statement of candidacy for a partisan office as a qualified

1 primary voter of an established political party regardless of  
2 any prior filing of candidacy for a partisan office or voting  
3 the ballot of an established political party at any prior  
4 election.

5 (Source: P.A. 97-681, eff. 3-30-12; 98-463, eff. 8-16-13.)

6 (10 ILCS 5/9-3) (from Ch. 46, par. 9-3)

7 Sec. 9-3. Political committee statement of organization.

8 (a) Every political committee shall file with the State  
9 Board of Elections a statement of organization within 10  
10 business days of the creation of such committee, except any  
11 political committee created within the 30 days before an  
12 election shall file a statement of organization within 2  
13 business days in person, by facsimile transmission, or by  
14 electronic mail. Any change in information previously  
15 submitted in a statement of organization shall be reported, as  
16 required for the original statement of organization by this  
17 Section, within 10 days following that change. ~~A political~~  
18 ~~committee that acts as both a state political committee and a~~  
19 ~~local political committee shall file a copy of each statement~~  
20 ~~of organization with the State Board of Elections and the~~  
21 ~~county clerk.~~ The Board shall impose a civil penalty of \$50 per  
22 business day upon political committees for failing to file or  
23 late filing of a statement of organization. Such penalties  
24 shall not exceed \$5,000, and shall not exceed \$10,000 for  
25 statewide office political committees. There shall be no fine

1 if the statement is mailed and postmarked at least 72 hours  
2 prior to the filing deadline.

3 In addition to the civil penalties authorized by this  
4 Section, the State Board of Elections or any other political  
5 committee may apply to the circuit court for a temporary  
6 restraining order or a preliminary or permanent injunction  
7 against the political committee to cease the expenditure of  
8 funds and to cease operations until the statement of  
9 organization is filed.

10 For the purpose of this Section, "statewide office" means  
11 the Governor, Lieutenant Governor, Secretary of State,  
12 Attorney General, State Treasurer, and State Comptroller.

13 (b) The statement of organization shall include:

14 (1) the name and address of the political committee and  
15 the designation required by Section 9-2;

16 (2) the scope, area of activity, party affiliation, and  
17 purposes of the political committee;

18 (3) the name, address, and position of each custodian  
19 of the committee's books and accounts;

20 (4) the name, address, and position of the committee's  
21 principal officers, including the chairman, treasurer, and  
22 officers and members of its finance committee, if any;

23 (5) the name and address of any sponsoring entity;

24 (6) a statement of what specific disposition of  
25 residual fund will be made in the event of the dissolution  
26 or termination of the committee;



1 filing a false or incomplete statement is subject to a civil  
2 penalty of at least \$1,001 and up to \$5,000.

3 .....

4 (date of filing) (signature of person making the statement)".

5 (d) The statement of organization for a ballot initiative  
6 committee also shall include a verification signed by the  
7 chairperson of the committee that (i) the committee is formed  
8 for the purpose of supporting or opposing a question of public  
9 policy, (ii) all contributions and expenditures of the  
10 committee will be used for the purpose described in the  
11 statement of organization, (iii) the committee may accept  
12 unlimited contributions from any source, provided that the  
13 ballot initiative committee does not make contributions or  
14 expenditures in support of or opposition to a candidate or  
15 candidates for nomination for election, election, or  
16 retention, and (iv) failure to abide by these requirements  
17 shall deem the committee in violation of this Article.

18 (d-5) The statement of organization for an independent  
19 expenditure committee also shall include a verification signed  
20 by the chairperson of the committee that (i) the committee is  
21 formed for the exclusive purpose of making independent  
22 expenditures, (ii) all contributions and expenditures of the  
23 committee will be used for the purpose described in the  
24 statement of organization, (iii) the committee may accept  
25 unlimited contributions from any source, provided that the  
26 independent expenditure committee does not make contributions

1 to any candidate political committee, political party  
2 committee, or political action committee, and (iv) failure to  
3 abide by these requirements shall deem the committee in  
4 violation of this Article.

5 (e) For purposes of implementing the changes made by this  
6 amendatory Act of the 96th General Assembly, every political  
7 committee in existence on the effective date of this amendatory  
8 Act of the 96th General Assembly shall file the statement  
9 required by this Section with the Board by December 31, 2010.

10 (Source: P.A. 96-832, eff. 7-1-10; 97-766, eff. 7-6-12.)

11 (10 ILCS 5/9-8.6)

12 Sec. 9-8.6. Independent expenditures.

13 (a) An independent expenditure is not considered a  
14 contribution to a political committee. An expenditure made by a  
15 natural person or political committee for an electioneering  
16 communication in connection, consultation, or concert with or  
17 at the request or suggestion of the public official or  
18 candidate, the public official's or candidate's candidate  
19 political committee, or the agent or agents of the public  
20 official, candidate, or political committee or campaign shall  
21 not be considered an independent expenditure but rather shall  
22 be considered a contribution to the public official's or  
23 candidate's candidate political committee.

24 A natural person who makes an independent expenditure  
25 supporting or opposing a public official or candidate that,



1 alone or in combination with any other independent expenditure  
2 made by that natural person supporting or opposing that public  
3 official or candidate during any 12-month period, equals an  
4 aggregate value of at least \$3,000 must file a written  
5 disclosure with the State Board of Elections within 2 business  
6 days after making any expenditure that results in the natural  
7 person meeting or exceeding the \$3,000 threshold. A natural  
8 person who has made a written disclosure with the State Board  
9 of Elections shall have a continuing obligation to report  
10 further expenditures in relation to the same election, in  
11 \$1,000 increments, to the State Board until the conclusion of  
12 that election. A natural person who makes an independent  
13 expenditure supporting or opposing a public official or  
14 candidate that, alone or in combination with any other  
15 independent expenditure made by that natural person supporting  
16 or opposing that public official or candidate during the  
17 election cycle, equals an aggregate value of more than (i)  
18 \$250,000 for statewide office or (ii) \$100,000 for all other  
19 elective offices must file a written disclosure with the State  
20 Board of Elections within 2 business days after making any  
21 expenditure that results in the natural person exceeding the  
22 applicable threshold. Each disclosure must identify the  
23 natural person, the public official or candidate supported or  
24 opposed, the date, amount, and nature of each independent  
25 expenditure, and the natural person's occupation and employer.

26 (b) Any entity other than a natural person that makes

1 expenditures of any kind in an aggregate amount exceeding  
2 \$5,000 ~~\$3,000~~ during any 12-month period supporting or opposing  
3 a public official or candidate must organize as a political  
4 committee in accordance with this Article.

5 (c) Every political committee that makes independent  
6 expenditures must report all such independent expenditures as  
7 required under Section 9-10 of this Article.

8 (d) In the event that a political committee organized as an  
9 independent expenditure committee makes a contribution to any  
10 other political committee other than another independent  
11 expenditure committee or a ballot initiative committee, the  
12 State Board shall assess a fine equal to the amount of any  
13 contribution received in the preceding 2 years by the  
14 independent expenditure committee that exceeded the limits for  
15 a political action committee set forth in subsection (d) of  
16 Section 9-8.5.

17 (Source: P.A. 96-832, eff. 7-1-10; 97-766, eff. 7-6-12.)

18 (10 ILCS 5/9-15) (from Ch. 46, par. 9-15)

19 Sec. 9-15. It shall be the duty of the Board-

20 (1) to develop prescribed forms for filing statements  
21 of organization and required reports;

22 (2) to prepare, publish, and furnish to the appropriate  
23 persons a manual of instructions setting forth recommended  
24 uniform methods of bookkeeping and reporting under this  
25 Article;

1           (3) to prescribe suitable rules and regulations to  
2 carry out the provisions of this Article. Such rules and  
3 regulations shall be published and made available to the  
4 public;

5           (4) to send by first class mail, after the general  
6 primary election in even numbered years, to the chairman of  
7 each regularly constituted State central committee, county  
8 central committee and, in counties with a population of  
9 more than 3,000,000, to the committeemen of each township  
10 and ward organization of each political party notice of  
11 their obligations under this Article, along with a form for  
12 filing the statement of organization;

13           (5) to promptly make all reports and statements filed  
14 under this Article available for public inspection and  
15 copying no later than 2 business days after their receipt  
16 and to permit copying of any such report or statement at  
17 the expense of the person requesting the copy;

18           (6) to develop a filing, coding, and cross-indexing  
19 system consistent with the purposes of this Article;

20           (7) to compile and maintain a list of all statements or  
21 parts of statements pertaining to each candidate;

22           (8) to prepare and publish such reports as the Board  
23 may deem appropriate;

24           (9) to annually notify each political committee that  
25 has filed a statement of organization with the Board of the  
26 filing dates for each quarterly report, provided that such

1 notification shall be made by first-class mail unless the  
2 political committee opts to receive notification  
3 electronically via email; and

4 (10) to promptly send, by first class mail directed  
5 only to the officers of a political committee, and by first  
6 class ~~certified~~ mail to the address of the political  
7 committee, written notice of any fine or penalty assessed  
8 or imposed against the political committee under this  
9 Article.

10 (Source: P.A. 96-1263, eff. 1-1-11; 97-766, eff. 7-6-12.)

11 (10 ILCS 5/10-6) (from Ch. 46, par. 10-6)

12 Sec. 10-6. Time and manner of filing. Certificates of  
13 nomination and nomination papers for the nomination of  
14 candidates for offices to be filled by electors of the entire  
15 State, or any district not entirely within a county, or for  
16 congressional, state legislative or judicial offices, shall be  
17 presented to the principal office of the State Board of  
18 Elections not more than 141 nor less than 134 days previous to  
19 the day of election for which the candidates are nominated. The  
20 State Board of Elections shall endorse the certificates of  
21 nomination or nomination papers, as the case may be, and the  
22 date and hour of presentment to it. Except as otherwise  
23 provided in this section, all other certificates for the  
24 nomination of candidates shall be filed with the county clerk  
25 of the respective counties not more than 141 but at least 134

1 days previous to the day of such election. Certificates of  
2 nomination and nomination papers for the nomination of  
3 candidates for the offices of political subdivisions to be  
4 filled at regular elections other than the general election  
5 shall be filed with the appropriate election official ~~local~~  
6 ~~election official of such subdivision:~~

7 (1) (Blank);

8 (2) not more than 113 nor less than 106 days prior to  
9 the consolidated election; or

10 (3) not more than 113 nor less than 106 days prior to  
11 the general primary in the case of municipal offices to be  
12 filled at the general primary election; or

13 (4) not more than 99 nor less than 92 days before the  
14 consolidated primary in the case of municipal offices to be  
15 elected on a nonpartisan basis that is subject to a primary  
16 election pursuant to law ~~(including without limitation,~~  
17 ~~those municipal offices subject to Articles 4 and 5 of the~~  
18 ~~Municipal Code); or~~

19 (5) not more than 113 nor less than 106 days before the  
20 municipal primary in even numbered years for such  
21 nonpartisan municipal offices where annual elections are  
22 provided; or

23 (6) in the case of petitions for the office of  
24 multi-township assessor, such petitions shall be filed  
25 with the election authority not more than 113 nor less than  
26 106 days before the consolidated election.

1           However, where a political subdivision's boundaries are  
2 co-extensive with or are entirely within the jurisdiction of a  
3 municipal board of election commissioners, the certificates of  
4 nomination and nomination papers for candidates for such  
5 political subdivision offices shall be filed in the office of  
6 such Board.

7           (Source: P.A. 95-699, eff. 11-9-07; 96-1008, eff. 7-6-10.)

8           (10 ILCS 5/10-6.1) (from Ch. 46, par. 10-6.1)

9           Sec. 10-6.1. The board or clerk with whom a certificate of  
10 nomination or nomination papers are filed shall notify the  
11 person for whom such papers are filed of the obligation to file  
12 campaign disclosure documents ~~statements of organization,~~  
13 ~~reports of campaign contributions, and annual reports of~~  
14 ~~campaign contributions and expenditures~~ under Article 9 of this  
15 Act and the penalties for failure to file. Such notice shall be  
16 given in the manner prescribed in ~~by paragraph (7) of~~ Section  
17 9-16 of this Code.

18           (Source: P.A. 81-1189.)

19           (10 ILCS 5/10-8) (from Ch. 46, par. 10-8)

20           Sec. 10-8. Certificates of nomination and nomination  
21 papers, and petitions to submit public questions to a  
22 referendum, being filed as required by this Code, and being in  
23 apparent conformity with the provisions of this Act, shall be  
24 deemed to be valid unless objection thereto is duly made in

1 writing within 5 business days after the last day for filing  
2 the certificate of nomination or nomination papers or petition  
3 for a public question, with the following exceptions:

4           A. In the case of petitions to amend Article IV of the  
5 Constitution of the State of Illinois, there shall be a  
6 period of 35 business days after the last day for the  
7 filing of such petitions in which objections can be filed.

8           B. In the case of petitions for advisory questions of  
9 public policy to be submitted to the voters of the entire  
10 State, there shall be a period of 35 business days after  
11 the last day for the filing of such petitions in which  
12 objections can be filed.

13           Any legal voter of the political subdivision or district in  
14 which the candidate or public question is to be voted on, or  
15 any legal voter in the State in the case of a proposed  
16 amendment to Article IV of the Constitution or an advisory  
17 public question to be submitted to the voters of the entire  
18 State, having objections to any certificate of nomination or  
19 nomination papers or petitions filed, shall file an objector's  
20 petition together with 2 copies ~~a copy~~ thereof in the principal  
21 office or the permanent branch office of the State Board of  
22 Elections, or in the office of the election authority or local  
23 election official with whom the certificate of nomination,  
24 nomination papers or petitions are on file. In the case of  
25 nomination papers or certificates of nomination, the State  
26 Board of Elections, election authority or local election

1 official shall note the day and hour upon which such objector's  
2 petition is filed, and shall, not later than 12:00 noon on the  
3 second business day after receipt of the petition, transmit by  
4 registered mail or receipted personal delivery the certificate  
5 of nomination or nomination papers and the original objector's  
6 petition to the chairman of the proper electoral board  
7 designated in Section 10-9 hereof, or his authorized agent, and  
8 shall transmit a copy by registered mail or receipted personal  
9 delivery of the objector's petition, to the candidate whose  
10 certificate of nomination or nomination papers are objected to,  
11 addressed to the place of residence designated in said  
12 certificate of nomination or nomination papers. In the case of  
13 objections to a petition for a proposed amendment to Article IV  
14 of the Constitution or for an advisory public question to be  
15 submitted to the voters of the entire State, the State Board of  
16 Elections shall note the day and hour upon which such  
17 objector's petition is filed and shall transmit a copy of the  
18 objector's petition by registered mail or receipted personal  
19 delivery to the person designated on a certificate attached to  
20 the petition as the principal proponent of such proposed  
21 amendment or public question, or as the proponents' attorney,  
22 for the purpose of receiving notice of objections. In the case  
23 of objections to a petition for a public question, to be  
24 submitted to the voters of a political subdivision, or district  
25 thereof, the election authority or local election official with  
26 whom such petition is filed shall note the day and hour upon



1 which such objector's petition was filed, and shall, not later  
2 than 12:00 noon on the second business day after receipt of the  
3 petition, transmit by registered mail or receipted personal  
4 delivery the petition for the public question and the original  
5 objector's petition to the chairman of the proper electoral  
6 board designated in Section 10-9 hereof, or his authorized  
7 agent, and shall transmit a copy by registered mail or  
8 receipted personal delivery, of the objector's petition to the  
9 person designated on a certificate attached to the petition as  
10 the principal proponent of the public question, or as the  
11 proponent's attorney, for the purposes of receiving notice of  
12 objections.

13 The objector's petition shall give the objector's name and  
14 residence address, and shall state fully the nature of the  
15 objections to the certificate of nomination or nomination  
16 papers or petitions in question, and shall state the interest  
17 of the objector and shall state what relief is requested of the  
18 electoral board.

19 The provisions of this Section and of Sections 10-9, 10-10  
20 and 10-10.1 shall also apply to and govern objections to  
21 petitions for nomination filed under Article 7 or Article 8,  
22 except as otherwise provided in Section 7-13 for cases to which  
23 it is applicable, and also apply to and govern petitions for  
24 the submission of public questions under Article 28.

25 (Source: P.A. 86-1348.)

1 (10 ILCS 5/19-4) (from Ch. 46, par. 19-4)

2 Sec. 19-4. Mailing or delivery of ballots; time. ~~ballots~~

3 ~~Time.~~) Immediately upon the receipt of such application either

4 by mail or electronic means, not more than 40 days nor less

5 than 5 days prior to such election, or by personal delivery not

6 more than 40 days nor less than one day prior to such election,

7 at the office of such election authority, it shall be the duty

8 of such election authority to examine the records to ascertain

9 whether or not such applicant is lawfully entitled to vote as

10 requested, including a verification of the applicant's

11 signature by comparison with the signature on the official

12 registration record card, and if found so to be entitled to

13 vote, to post within one business day thereafter the name,

14 street address, ward and precinct number or township and

15 district number, as the case may be, of such applicant given on

16 a list, the pages of which are to be numbered consecutively to

17 be kept by such election authority for such purpose in a

18 conspicuous, open and public place accessible to the public at

19 the entrance of the office of such election authority, and in

20 such a manner that such list may be viewed without necessity of

21 requesting permission therefor. Within one day after posting

22 the name and other information of an applicant for an absentee

23 ballot, the election authority shall transmit by electronic

24 means pursuant to a process established by the State Board of

25 Elections that name and other posted information to the State

26 Board of Elections, which shall maintain those names and other

1 information in an electronic format on its website, arranged by  
2 county and accessible to State and local political committees.  
3 Within 2 business days after posting a name and other  
4 information on the list within its office, the election  
5 authority shall mail, postage prepaid, or deliver in person in  
6 such office an official ballot or ballots if more than one are  
7 to be voted at said election. Mail delivery of Temporarily  
8 Absent Student ballot applications pursuant to Section 19-12.3  
9 shall be by nonforwardable mail. However, for the consolidated  
10 election, absentee ballots for certain precincts may be  
11 delivered to applicants not less than 25 days before the  
12 election if so much time is required to have prepared and  
13 printed the ballots containing the names of persons nominated  
14 for offices at the consolidated primary. The election authority  
15 shall enclose with each absentee ballot or application written  
16 instructions on how voting assistance shall be provided  
17 pursuant to Section 17-14 and a document, written and approved  
18 by the State Board of Elections, enumerating the circumstances  
19 under which a person is authorized to vote by absentee ballot  
20 pursuant to this Article; such document shall also include a  
21 statement informing the applicant that if he or she falsifies  
22 or is solicited by another to falsify his or her eligibility to  
23 cast an absentee ballot, such applicant or other is subject to  
24 penalties pursuant to Section 29-10 and Section 29-20 of the  
25 Election Code. Each election authority shall maintain a list of  
26 the name, street address, ward and precinct, or township and

1 district number, as the case may be, of all applicants who have  
2 returned absentee ballots to such authority, and the name of  
3 such absent voter shall be added to such list within one  
4 business day from receipt of such ballot. If the absentee  
5 ballot envelope indicates that the voter was assisted in  
6 casting the ballot, the name of the person so assisting shall  
7 be included on the list. The list, the pages of which are to be  
8 numbered consecutively, shall be kept by each election  
9 authority in a conspicuous, open, and public place accessible  
10 to the public at the entrance of the office of the election  
11 authority and in a manner that the list may be viewed without  
12 necessity of requesting permission for viewing.

13 Each election authority shall maintain a list for each  
14 election of the voters to whom it has issued absentee ballots.  
15 The list shall be maintained for each precinct within the  
16 jurisdiction of the election authority. Prior to the opening of  
17 the polls on election day, the election authority shall deliver  
18 to the judges of election in each precinct the list of  
19 registered voters in that precinct to whom absentee ballots  
20 have been issued by mail.

21 Each election authority shall maintain a list for each  
22 election of voters to whom it has issued temporarily absent  
23 student ballots. The list shall be maintained for each election  
24 jurisdiction within which such voters temporarily abide.  
25 Immediately after the close of the period during which  
26 application may be made by mail or electronic means for

1 absentee ballots, each election authority shall mail to each  
2 other election authority within the State a certified list of  
3 all such voters temporarily abiding within the jurisdiction of  
4 the other election authority.

5 In the event that the return address of an application for  
6 ballot by a physically incapacitated elector is that of a  
7 facility licensed or certified under the Nursing Home Care Act,  
8 the Specialized Mental Health Rehabilitation Act of 2013, or  
9 the ID/DD Community Care Act, within the jurisdiction of the  
10 election authority, and the applicant is a registered voter in  
11 the precinct in which such facility is located, the ballots  
12 shall be prepared and transmitted to a responsible judge of  
13 election no later than 9 a.m. on the Friday, Saturday, Sunday  
14 or Monday immediately preceding the election as designated by  
15 the election authority under Section 19-12.2. Such judge shall  
16 deliver in person on the designated day the ballot to the  
17 applicant on the premises of the facility from which  
18 application was made. The election authority shall by mail  
19 notify the applicant in such facility that the ballot will be  
20 delivered by a judge of election on the designated day.

21 All applications for absentee ballots shall be available at  
22 the office of the election authority for public inspection upon  
23 request from the time of receipt thereof by the election  
24 authority until 30 days after the election, except during the  
25 time such applications are kept in the office of the election  
26 authority pursuant to Section 19-7, and except during the time

1 such applications are in the possession of the judges of  
2 election.

3 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
4 eff. 7-13-12; 98-104, eff. 7-22-13; 98-115, eff. 7-29-13;  
5 revised 8-9-13.)

6 (10 ILCS 5/19-6) (from Ch. 46, par. 19-6)

7 Sec. 19-6. Such absent voter shall make and subscribe to  
8 the certifications provided for in the application and on the  
9 return envelope for the ballot, and such ballot or ballots  
10 shall be folded by such voter in the manner required to be  
11 folded before depositing the same in the ballot box, and be  
12 deposited in such envelope and the envelope securely sealed.  
13 Except as provided in Section 19-12.2, the ~~The~~ voter shall then  
14 endorse his certificate upon the back of the envelope and the  
15 envelope shall be mailed in person by such voter, postage  
16 prepaid, to the election authority issuing the ballot or, if  
17 more convenient, it may be delivered in person, by either the  
18 voter or by a spouse, parent, child, brother or sister of the  
19 voter, or by a company licensed as a motor carrier of property  
20 by the Illinois Commerce Commission under the Illinois  
21 Commercial Transportation Law, which is engaged in the business  
22 of making deliveries. It shall be unlawful for any person not  
23 the voter, his or her spouse, parent, child, brother, or  
24 sister, or a representative of a company engaged in the  
25 business of making deliveries to the election authority to take

1 the ballot and ballot envelope of a voter for deposit into the  
 2 mail unless the ballot has been issued pursuant to application  
 3 by a physically incapacitated elector under Section 3-3 or a  
 4 hospitalized voter under Section 19-13, in which case any  
 5 employee or person under the direction of the facility in which  
 6 the elector or voter is located may deposit the ballot and  
 7 ballot envelope into the mail. If an absentee voter gives his  
 8 ballot and ballot envelope to a spouse, parent, child, brother  
 9 or sister of the voter or to a company which is engaged in the  
 10 business of making deliveries for delivery to the election  
 11 authority, the voter shall give an authorization form to the  
 12 person making the delivery. The person making the delivery  
 13 shall present the authorization to the election authority. The  
 14 authorization shall be in substantially the following form:

15 I ..... (absentee voter) authorize .....  
 16 to take my ballot to the office of the election authority.

17 .....  
 18 Date Signature of voter

19 .....  
 20 Hour Address

21 .....  
 22 Date Signature of Authorized  
 23 Individual

1 ..... ..

2 Hour Relationship (if any)

3 (Source: P.A. 89-653, eff. 8-14-96.)

4 (10 ILCS 5/19A-70)

5 Sec. 19A-70. Advertising or campaigning in proximity of  
6 polling place; penalty. During the period prescribed in Section  
7 19A-15 for early voting by personal appearance, no advertising  
8 pertaining to any candidate or proposition to be voted on may  
9 be displayed in or within 100 feet of any polling place used by  
10 voters under this Article. No person may engage in  
11 electioneering in or within 100 feet of any polling place used  
12 by voters under this Article. The provisions of Section 17-29  
13 with respect to establishment of a campaign free zone,  
14 including, but not limited to, the provisions for placement of  
15 signage on public property beyond the campaign free zone, apply  
16 to polling places under this Article.

17 Any person who violates this Section may be punished for  
18 contempt of court.

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

20 (10 ILCS 5/28-12) (from Ch. 46, par. 28-12)

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

- 24 1. Based on the sample, calculate the ratio of invalid



1 or valid signatures in each election jurisdiction.

2 2. Apply the ratio of invalid to valid signatures in an  
3 election jurisdiction sample to the total number of  
4 petition signatures submitted from that election  
5 jurisdiction.

6 3. Compute the degree of multiple signature  
7 contamination in each election jurisdiction sample.

8 4. Adjust for multiple signature contamination and the  
9 invalid signatures, project the total number of valid  
10 petition signatures submitted from each election  
11 jurisdiction.

12 5. Aggregate the total number of projected valid  
13 signatures from each election jurisdiction and project the  
14 total number of valid signatures on the petition statewide.

15 If such statewide projection establishes a total number of  
16 valid petition signatures not greater than 95.0% of the minimum  
17 number of signatures required to qualify the proposed statewide  
18 advisory public question for the ballot, the petition shall be  
19 presumed invalid; provided that, prior to the last day for  
20 ballot certification for the general election, the Board shall  
21 conduct a hearing for the purpose of allowing the proponents to  
22 present competent evidence or an additional sample to rebut the  
23 presumption of invalidity. At the conclusion of such hearing,  
24 and after the resolution of any specific objection filed  
25 pursuant to Section 10-8 of this Code, the Board shall issue a  
26 final order declaring the petition to be valid or invalid and

1 shall, in accordance with its order, certify or not certify the  
2 proposition for the ballot.

3 If such statewide projection establishes a total number of  
4 valid petition signatures greater than 95.0% of the minimum  
5 number of signatures required to qualify the proposed  
6 ~~Constitutional amendment or~~ statewide advisory public question  
7 for the ballot, the results of the sample shall be considered  
8 inconclusive and, if no specific objections to the petition are  
9 filed pursuant to Section 10-8 of this Code, the Board shall  
10 issue a final order declaring the petition to be valid and  
11 shall certify the proposition for the ballot.

12 In either event, the Board shall append to its final order  
13 the detailed results of the sample from each election  
14 jurisdiction which shall include: (a) specific page and line  
15 numbers of signatures actually verified or determined to be  
16 invalid by the respective election authorities, and (b) the  
17 calculations and projections performed by the Board for each  
18 election jurisdiction.

19 (Source: P.A. 97-81, eff. 7-5-11.)

20 (10 ILCS 5/29B-10) (from Ch. 46, par. 29B-10; formerly Ch.  
21 46, par. 1103)

22 Sec. 29B-10. Code of Fair Campaign Practices. At the time a  
23 political committee, as defined in Article 9, files its  
24 statements of organization, the State Board of Elections, ~~in~~  
25 ~~the case of a state political committee or a political~~

1 ~~committee acting as both a state political committee and a~~  
2 ~~local political committee, or the county clerk, in the case of~~  
3 ~~a local political committee,~~ shall give the political committee  
4 a blank form of the Code of Fair Campaign Practices and a copy  
5 of the provisions of this Article. The State Board of Elections  
6 ~~or county clerk~~ shall inform each political committee that  
7 subscription to the Code is voluntary. The text of the Code  
8 shall read as follows:

9 CODE OF FAIR CAMPAIGN PRACTICES

10 There are basic principles of decency, honesty, and fair  
11 play that every candidate for public office in the State of  
12 Illinois has a moral obligation to observe and uphold, in order  
13 that, after vigorously contested but fairly conducted  
14 campaigns, our citizens may exercise their constitutional  
15 right to a free and untrammelled choice and the will of the  
16 people may be fully and clearly expressed on the issues.

17 THEREFORE:

18 (1) I will conduct my campaign openly and publicly, and  
19 limit attacks on my opponent to legitimate challenges to his  
20 record.

21 (2) I will not use or permit the use of character  
22 defamation, whispering campaigns, libel, slander, or  
23 scurrilous attacks on any candidate or his personal or family  
24 life.

25 (3) I will not use or permit any appeal to negative  
26 prejudice based on race, sex, sexual orientation, religion or

1 national origin.

2 (4) I will not use campaign material of any sort that  
3 misrepresents, distorts, or otherwise falsifies the facts, nor  
4 will I use malicious or unfounded accusations that aim at  
5 creating or exploiting doubts, without justification, as to the  
6 personal integrity or patriotism of my opposition.

7 (5) I will not undertake or condone any dishonest or  
8 unethical practice that tends to corrupt or undermine our  
9 American system of free elections or that hampers or prevents  
10 the full and free expression of the will of the voters.

11 (6) I will defend and uphold the right of every qualified  
12 American voter to full and equal participation in the electoral  
13 process.

14 (7) I will immediately and publicly repudiate methods and  
15 tactics that may come from others that I have pledged not to  
16 use or condone. I shall take firm action against any  
17 subordinate who violates any provision of this Code or the laws  
18 governing elections.

19 I, the undersigned, candidate for election to public office  
20 in the State of Illinois or chairman of a political committee  
21 in support of or opposition to a question of public policy,  
22 hereby voluntarily endorse, subscribe to, and solemnly pledge  
23 myself to conduct my campaign in accordance with the above  
24 principles and practices.

25 \_\_\_\_\_

26 Date

\_\_\_\_\_

Signature

1 (Source: P.A. 86-873; 87-1052.)

2 Section 10. The Township Code is amended by changing  
3 Sections 45-20 and 45-35 as follows:

4 (60 ILCS 1/45-20)

5 Sec. 45-20. Caucus result; filing nomination papers;  
6 certifying candidates.

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

9 (b) The chairman of the township central committee shall,  
10 not more than 113 nor less than 106 days before the township  
11 election, file nomination papers as provided in this Section.  
12 The nomination papers shall consist of (i) a certification by  
13 the chairman of the names of all candidates for office in the  
14 township nominated at the caucus and (ii) a statement of  
15 candidacy by each candidate in the form prescribed in the  
16 general election law. The nomination papers shall be filed in  
17 the office of the township clerk, except that if the township  
18 is entirely within the corporate limits of a city, village, or  
19 incorporated town under the jurisdiction of a board of election  
20 commissioners, the nomination papers shall be filed in the  
21 office of the board of election commissioners instead of the  
22 township clerk.

23 (c) The township clerk shall certify the candidates so  
24 nominated to the proper election authorities not less than 68

1 ~~61~~ days before the township election. The election shall be  
2 conducted in accordance with the general election law.

3 (Source: P.A. 97-81, eff. 7-5-11.)

4 (60 ILCS 1/45-35)

5 Sec. 45-35. Notice to candidates to file reports. The  
6 township clerk or board of election commissioners, as the case  
7 may be, shall notify the person for whom such nomination papers  
8 are filed of the obligation to file campaign disclosure  
9 documents ~~statements of organization, reports of campaign~~  
10 ~~contributions, and annual reports of campaign contributions~~  
11 ~~and expenditures~~ in the manner prescribed by the general  
12 election law.

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

14 Section 15. The School Code is amended by changing Section  
15 9-11.1 as follows:

16 (105 ILCS 5/9-11.1) (from Ch. 122, par. 9-11.1)

17 Sec. 9-11.1. The county clerk or the county board of  
18 election commissioners, as the case may be, of the county in  
19 which the principal office of the school district is located  
20 ~~local election official~~ shall conduct a lottery to determine  
21 the ballot order of candidates for full terms in the event of  
22 any simultaneous petition filings. Such candidate lottery  
23 shall be conducted as follows:

1 All petitions filed by persons waiting in line as of 8:00  
2 a.m. on the first day for filing, or as of the normal opening  
3 hour of the office involved on such day, shall be deemed  
4 simultaneously filed as of 8:00 a.m. or the normal opening  
5 hour, as the case may be. Petitions filed by mail and received  
6 after midnight of the first day for filing and in the first  
7 mail delivery or pickup of that day shall be deemed  
8 simultaneously filed as of 8:00 a.m. of that day or as of the  
9 normal opening hour of such day, as the case may be. All  
10 petitions received thereafter shall be deemed filed in the  
11 order of actual receipt. However, 2 or more petitions filed  
12 within the last hour of the filing deadline shall be deemed  
13 filed simultaneously.

14 Where 2 or more petitions are received simultaneously for  
15 the same office as of 8:00 a.m. on the first day for petition  
16 filing, or as of the normal opening hour of the office of the  
17 local election official, the county clerk of the county board  
18 of election commissioners, as the case may be, the county clerk  
19 or the county board of election commissioners ~~local election~~  
20 ~~official~~ with whom such petitions are filed shall break ties  
21 and determine the order of filing by means of a lottery or  
22 other fair and impartial method of random selection. Such  
23 lottery shall be conducted within 9 days following the last day  
24 for petition filing and shall be open to the public. Seven days  
25 written notice of the time and place of conducting such random  
26 selection shall be given by the county clerk or the county

1 board of election commissioners ~~local election official~~ to all  
2 candidates who filed their petitions simultaneously and to each  
3 organization of citizens within the election jurisdiction  
4 which was entitled, under the general election law, at the next  
5 preceding election, to have pollwatchers present on the day of  
6 election. The county clerk or the county board of election  
7 commissioners ~~local election official~~ shall post in a  
8 conspicuous, open and public place, at the entrance of his or  
9 her office, notice of the time and place of such lottery.

10 All candidates shall be certified in the order in which  
11 their petitions have been filed and in the manner prescribed by  
12 Section 10-15 of the general election law. Where candidates  
13 have filed simultaneously, they shall be certified in the order  
14 prescribed by this Section and prior to candidates who filed  
15 for the same office at a later time.

16 Where elections are conducted for unexpired terms, a second  
17 lottery to determine ballot order shall be conducted for  
18 candidates who simultaneously file petitions for such  
19 unexpired terms. Such lottery shall be conducted in the same  
20 manner as prescribed by this Section for full term candidates.

21 (Source: P.A. 84-1338.)

22 Section 20. The Fox Waterway Agency Act is amended by  
23 changing Section 5 as follows:

24 (615 ILCS 90/5) (from Ch. 19, par. 1205)



1           Sec. 5. The Agency shall be governed by a Board of  
2 Directors, which shall consist of 6 directors and one chairman  
3 elected pursuant to this Section.

4           Three directors shall be elected from within the territory  
5 of each member county. Any resident of a member county and the  
6 territory of the Agency, at least 18 years of age, may become a  
7 candidate for election as a director by filing a nominating  
8 petition with the State Board of Elections containing the  
9 verified signatures of at least 200 of the registered voters of  
10 such county who reside within the territory of the Agency. Such  
11 petition shall be filed not more than 113 nor less than 106  
12 days prior to the date of election.

13           The chairman shall be elected at large from the territory  
14 of the Agency. Any person eligible to become a candidate for  
15 election as director may become a candidate for election as  
16 chairman by filing a nominating petition with the State Board  
17 of Elections containing the verified signatures of at least 200  
18 of the registered voters of each member county who reside  
19 within the territory of the Agency. Such petition shall be  
20 filed not more than 113 nor less than 106 days prior to the  
21 date of the election.

22           Within 7 days after each consolidated election at which the  
23 chairman is elected, the county clerk of each member county  
24 shall transmit the returns for the election to the office of  
25 chairman to the State Board of Elections. The State Board of  
26 Elections shall immediately canvass the returns and proclaim

1 the results thereof and shall issue a certificate of election  
2 to the person so elected.

3 Beginning in 1985, the directors and chairman shall be  
4 elected at the consolidated election and shall serve from the  
5 third Monday in May following their respective elections until  
6 their respective successors are elected and qualified. The term  
7 of office of a director shall be for 4 years, except that of  
8 the directors elected at the consolidated election of 1985, 3  
9 shall serve until the first Monday in May 1987 and 3 shall  
10 serve until the first Monday in May 1989. The term of office of  
11 a chairman shall be 4 years.

12 At least 90 days before the consolidated election of 1985  
13 the State Board of Elections shall meet to determine by lot  
14 which 3 director positions shall be elected for terms to expire  
15 on the first Monday in May 1987 and which 3 director positions  
16 shall be elected for terms to expire on the first Monday in May  
17 1989. At least one director position from each member county  
18 shall be elected for a term to expire on the first Monday in  
19 May 1987.

20 The county clerks of the member counties shall provide  
21 notice of each election for chairman and director in the manner  
22 prescribed in Article 12 of The Election Code, with the notice  
23 of the elections to be held at the consolidated election of  
24 1985 to include a statement as to whether the director is to be  
25 elected for a term of 2 years or for a term of 4 years.

26 A chairman shall be elected at the consolidated election of

1 1985 and at each consolidated election every 4 years  
2 thereafter. Six directors shall be elected at the consolidated  
3 election of 1985. At the consolidated election of 1987, and at  
4 each consolidated election every 4 years thereafter, directors  
5 shall be elected from the constituencies of the directors who  
6 were elected at the consolidated election of 1985 and whose  
7 terms expired on the first Monday in May 1987. At the  
8 consolidated election of 1989, and at each consolidated  
9 election every 4 years thereafter, directors shall be elected  
10 from the constituencies of the directors who were elected at  
11 the consolidated election of 1985 and whose terms expired on  
12 the first Monday in May 1989.

13 Vacancies in the office of director or chairman shall be  
14 filled by the remaining members of the Board, who shall appoint  
15 to fill the vacated office for the remainder of the term of  
16 such office an individual who would be eligible for election to  
17 such office. If, however, a vacancy occurs in the office of  
18 chairman or director with at least 28 months remaining in the  
19 term of such office, the office shall be filled for the  
20 remainder of the term at the next consolidated election. Until  
21 the office is filled by election, the remaining members of the  
22 Board shall appoint a qualified person to the office in the  
23 manner provided in this Section.

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

25 (10 ILCS 5/5-17 rep.)

1 (10 ILCS 5/5-35 rep.)

2 (10 ILCS 5/6-71 rep.)

3 Section 25. The Election Code is amended by repealing  
4 Sections 5-17, 5-35, and 6-71.

5 Section 99. Effective date. This Act takes effect upon  
6 becoming law.

1

## INDEX

2

## Statutes amended in order of appearance

3	10 ILCS 5/5-18	from Ch. 46, par. 5-18
4	10 ILCS 5/7-9	from Ch. 46, par. 7-9
5	10 ILCS 5/7-12	from Ch. 46, par. 7-12
6	10 ILCS 5/7-16	from Ch. 46, par. 7-16
7	10 ILCS 5/7-43	from Ch. 46, par. 7-43
8	10 ILCS 5/9-3	from Ch. 46, par. 9-3
9	10 ILCS 5/9-8.6	
10	10 ILCS 5/9-15	from Ch. 46, par. 9-15
11	10 ILCS 5/10-6	from Ch. 46, par. 10-6
12	10 ILCS 5/10-6.1	from Ch. 46, par. 10-6.1
13	10 ILCS 5/10-8	from Ch. 46, par. 10-8
14	10 ILCS 5/19-4	from Ch. 46, par. 19-4
15	10 ILCS 5/19-6	from Ch. 46, par. 19-6
16	10 ILCS 5/19A-70	
17	10 ILCS 5/28-12	from Ch. 46, par. 28-12
18	10 ILCS 5/29B-10	from Ch. 46, par. 29B-10; formerly Ch. 46, par. 1103
19	60 ILCS 1/45-20	
20	60 ILCS 1/45-35	
21	105 ILCS 5/9-11.1	from Ch. 122, par. 9-11.1
22	615 ILCS 90/5	from Ch. 19, par. 1205
23	10 ILCS 5/5-17 rep.	
24	10 ILCS 5/5-35 rep.	

1 10 ILCS 5/6-71 rep.