



**98TH GENERAL ASSEMBLY**

**State of Illinois**

**2013 and 2014**

**HOUSE JOINT RESOLUTION**

**CONSTITUTIONAL AMENDMENT**

**HC0043**

Introduced , by Rep. Jim Durkin

**SYNOPSIS AS INTRODUCED:**

ILCON Art. IV, Sec. 4  
ILCON Art. IV, Sec. 5  
ILCON Art. IV, Sec. 6  
ILCON Art. V, Sec. 2

Proposes to amend the Legislature Article of the Illinois Constitution to provide that (i) the proclamation of results of each election of members of the General Assembly must take place as soon as practical after the general election, but in no case later than seven days prior to the date the General Assembly first convenes, (ii) the General Assembly shall convene each year on the second Wednesday of December, and (iii) the General Assembly may not be in session in any general election year from the date of the general election until the second Wednesday of December, except upon a joint proclamation stating the purpose of the session. Proposes to amend the Executive Article of the Illinois Constitution to provide that (i) the proclamation of results of each election of the Governor and Lieutenant Governor must take place as soon as practical after the general election, but in no case later than seven days prior to the date the General Assembly first convenes in accordance with specified provisions and (ii) the Governor and Lieutenant Governor shall hold office for four years beginning on the second Wednesday of December. Effective upon being declared adopted.

LRB098 16881 OMW 52292 e

1 HOUSE JOINT RESOLUTION  
2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE  
4 NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE  
5 SENATE CONCURRING HEREIN, that there shall be submitted to the  
6 electors of the State for adoption or rejection at the general  
7 election next occurring at least 6 months after the adoption of  
8 this resolution a proposition to amend Sections 4, 5, and 6 of  
9 Article IV and Section 2 of Article V of the Illinois  
10 Constitution as follows:

11 ARTICLE IV  
12 THE LEGISLATURE

13 (ILCON Art. IV, Sec. 4)

14 SECTION 4. ELECTION

15 (a) Members of the General Assembly shall be elected at the  
16 general election in even-numbered years.

17 (b) The proclamation of results of each election of members  
18 of the General Assembly must take place as soon as practical  
19 after the general election, but in no case later than seven  
20 days prior to the date the General Assembly first convenes  
21 under subsection (b) of Section 6 of this Article.

22 (Source: Illinois Constitution.)

1 (ILCON Art. IV, Sec. 5)

2 SECTION 5. SESSIONS

3 (a) The General Assembly shall convene each year on the  
4 second Wednesday of December ~~January~~.

5 The General Assembly shall be a continuous body during the  
6 term for which members of the House of Representatives are  
7 elected.

8 (b) The Governor may convene the General Assembly or the  
9 Senate alone in special session by a proclamation stating the  
10 purpose of the session; and only business encompassed by such  
11 purpose, together with any impeachments or confirmation of  
12 appointments shall be transacted. Special sessions of the  
13 General Assembly may also be convened by joint proclamation of  
14 the presiding officers of both houses, issued as provided by  
15 law.

16 (c) Sessions of each house of the General Assembly and  
17 meetings of committees, joint committees and legislative  
18 commissions shall be open to the public. Sessions and committee  
19 meetings of a house may be closed to the public if two-thirds  
20 of the members elected to that house determine that the public  
21 interest so requires; and meetings of joint committees and  
22 legislative commissions may be so closed if two-thirds of the  
23 members elected to each house so determine.

24 (d) Notwithstanding any other provision of this Section,  
25 the General Assembly may not be in session in any general  
26 election year from the date of the general election until the

1 second Wednesday of December, except upon a joint proclamation  
2 stating the purpose of the session signed by the Speaker and  
3 the Minority Leader of the House of Representatives, the  
4 President and the Minority Leader of the Senate, and the  
5 Governor; and only business encompassed by such purpose shall  
6 be transacted.

7 (Source: Illinois Constitution.)

8 (ILCON Art. IV, Sec. 6)

9 SECTION 6. ORGANIZATION

10 (a) A majority of the members elected to each house  
11 constitutes a quorum.

12 (b) On the second Wednesday ~~first day~~ of December following  
13 a general election ~~the January session of the General Assembly~~  
14 ~~in odd-numbered years~~, the Secretary of State shall convene the  
15 House of Representatives to elect from its membership a Speaker  
16 of the House of Representatives as presiding officer, and the  
17 Governor shall convene the Senate to elect from its membership  
18 a President of the Senate as presiding officer.

19 (c) For purposes of powers of appointment conferred by this  
20 Constitution, the Minority Leader of either house is a member  
21 of the numerically strongest political party other than the  
22 party to which the Speaker or the President belongs, as the  
23 case may be.

24 (d) Each house shall determine the rules of its  
25 proceedings, judge the elections, returns and qualifications

1 of its members and choose its officers. No member shall be  
2 expelled by either house, except by a vote of two-thirds of the  
3 members elected to that house. A member may be expelled only  
4 once for the same offense. Each house may punish by  
5 imprisonment any person, not a member, guilty of disrespect to  
6 the house by disorderly or contemptuous behavior in its  
7 presence. Imprisonment shall not extend beyond twenty-four  
8 hours at one time unless the person persists in disorderly or  
9 contemptuous behavior.

10 (Source: Illinois Constitution.)

11 ARTICLE V

12 THE EXECUTIVE

13 (ILCON Art. V, Sec. 2)

14 SECTION 2. TERMS

15 (a) The Attorney General, the Secretary of State, the  
16 Comptroller, and the Treasurer ~~These elected officers of the~~  
17 ~~Executive Branch~~ shall hold office for four years beginning on  
18 the second Monday of January after their election and, ~~except~~  
19 ~~in the case of the Lieutenant Governor,~~ until their successors  
20 are qualified. The Governor shall hold office for four years  
21 beginning on the second Wednesday of December after his or her  
22 election and until his or her successor is qualified. The  
23 Lieutenant Governor shall hold office for four years beginning  
24 on the second Wednesday of December after his or her election.

1           All of the elected officers of the executive branch ~~They~~  
2 shall be elected at the general election in 1978 and every four  
3 years thereafter.

4           (b) The proclamation of results of each election of the  
5 Governor and Lieutenant Governor must take place as soon as  
6 practical after the general election, but in no case later than  
7 seven days prior to the date the General Assembly first  
8 convenes under subsection (b) of Section 6 of Article IV.

9           (Source: Illinois Constitution.)

10                                       SCHEDULE

11           This Constitutional Amendment takes effect upon being  
12 declared adopted in accordance with Section 7 of the Illinois  
13 Constitutional Amendment Act.