



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

SB1819

Introduced 2/15/2013, by Sen. Dave Syverson

#### SYNOPSIS AS INTRODUCED:

5 ILCS 430/Art. 7 heading new	
5 ILCS 430/7-5 new	
5 ILCS 430/50-5	
10 ILCS 5/7-10	from Ch. 46, par. 7-10
10 ILCS 5/8-8	from Ch. 46, par. 8-8
10 ILCS 5/10-5	from Ch. 46, par. 10-5
10 ILCS 5/10-8	from Ch. 46, par. 10-8

Amends the State Officials and Employees Ethics Act. Requires each public official who, on or after the effective date of the amendatory Act, is elected or appointed to office to complete an 8-hour continuing education program established by the Community College Board within 2 years after the date he or she is first elected or appointed, on or after the effective date of the amendatory Act, to that office and every 2 years thereafter for as long as he or she remains a public official. Authorizes a fine to be levied against a public official who fails to timely complete the continuing education requirement. Prohibits a public official from being elected or appointed to public office if he or she fails to timely pay the fine and complete the required continuing education.

LRB098 07046 JDS 40856 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning government.

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

4 Section 5. The State Officials and Employees Ethics Act is  
5 amended by adding Article 7 and changing Section 50-5 as  
6 follows:

7 (5 ILCS 430/Art. 7 heading new)

8 ARTICLE 7. CONTINUING EDUCATION FOR PUBLIC OFFICIALS

9 (5 ILCS 430/7-5 new)

10 Sec. 7-5. Continuing education for public officials.

11 (a) Each public official who, on or after the effective  
12 date of this Section, is elected or appointed to office must  
13 complete at his or her own expense the 8-hour continuing  
14 education program established under subsection (b) of this  
15 Section within 2 years after the date he or she is first  
16 elected or appointed, on or after the effective date of this  
17 Section, to that office and every 2 years thereafter for as  
18 long as he or she remains a public official. However, a public  
19 official who is elected or appointed to more than one public  
20 office must complete the 8-hour continuing education program  
21 established under subsection (b) of this Section only once  
22 every 2 years.

1       (b) The Community College Board shall establish and approve  
2 an 8-hour continuing education program for public officials.  
3 The Community College Board shall consult with business and  
4 agricultural groups, including, but not limited to,  
5 representatives of the Illinois Manufacturers' Association,  
6 the Illinois Chamber of Commerce, the Illinois Farm Bureau, and  
7 the National Federation of Independent Business. The Community  
8 College Board may approve curriculum provided by private  
9 vendors which meets the programming requirements established  
10 by the Board. The continuing education program curriculum shall  
11 consist of courses focusing on economic theories and the  
12 interaction between economic theory and governmental policy,  
13 including, but not limited to, the impact of government policy  
14 on individuals and businesses.

15       (c) A public official who fails to timely complete the  
16 continuing education program required under this Section is  
17 subject to the penalties specified in subsection (e) of Section  
18 50-5 of this Act, and if that official does not timely pay the  
19 fine levied under that Section and complete the continuing  
20 education program, then he or she may not subsequently be  
21 elected or appointed to public office.

22       (d) For the purposes of this subsection (d), "public  
23 official" means the Governor, a member of the General Assembly,  
24 and any of the corporate authorities of a county or  
25 municipality.

1 (5 ILCS 430/50-5)

2 Sec. 50-5. Penalties.

3 (a) A person is guilty of a Class A misdemeanor if that  
4 person intentionally violates any provision of Section 5-15,  
5 5-30, 5-40, or 5-45 or Article 15.

6 (a-1) An ethics commission may levy an administrative fine  
7 for a violation of Section 5-45 of this Act of up to 3 times the  
8 total annual compensation that would have been obtained in  
9 violation of Section 5-45.

10 (b) A person who intentionally violates any provision of  
11 Section 5-20, 5-35, 5-50, or 5-55 is guilty of a business  
12 offense subject to a fine of at least \$1,001 and up to \$5,000.

13 (c) A person who intentionally violates any provision of  
14 Article 10 is guilty of a business offense and subject to a  
15 fine of at least \$1,001 and up to \$5,000.

16 (d) Any person who intentionally makes a false report  
17 alleging a violation of any provision of this Act to an ethics  
18 commission, an inspector general, the State Police, a State's  
19 Attorney, the Attorney General, or any other law enforcement  
20 official is guilty of a Class A misdemeanor.

21 (e) An ethics commission may levy an administrative fine of  
22 up to \$5,000 against any person who violates this Act, who  
23 intentionally obstructs or interferes with an investigation  
24 conducted under this Act by an inspector general, or who  
25 intentionally makes a false, frivolous, or bad faith  
26 allegation. A person who violates Section 7-5 and is not

1 subject to the jurisdiction of an ethics commission is guilty  
2 of a business offense and is subject to a fine of up to \$5,000.

3 (f) In addition to any other penalty that may apply,  
4 whether criminal or civil, a State employee who intentionally  
5 violates any provision of Section 5-5, 5-15, 5-20, 5-30, 5-35,  
6 5-45, or 5-50, Article 10, Article 15, or Section 20-90 or  
7 25-90 is subject to discipline or discharge by the appropriate  
8 ultimate jurisdictional authority.

9 (Source: P.A. 96-555, eff. 8-18-09.)

10 Section 10. The Election Code is amended by changing  
11 Sections 7-10, 8-8, 10-5, and 10-8 as follows:

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

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

21 We, the undersigned, members of and affiliated with the  
22 .... party and qualified primary electors of the .... party, in  
23 the .... of ....., in the county of .... and State of Illinois,  
24 do hereby petition that the following named person or persons

1 shall be a candidate or candidates of the .... party for the  
 2 nomination for (or in case of committeemen for election to) the  
 3 office or offices hereinafter specified, to be voted for at the  
 4 primary election to be held on (insert date).

5	Name	Office	Address
6	John Jones	Governor	Belvidere, Ill.
7	Jane James	Lieutenant Governor	Peoria, Ill.
8	Thomas Smith	Attorney General	Oakland, Ill.

9 Name..... Address.....

10 State of Illinois)

11 ) ss.

12 County of.....)

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

22 .....

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

24 .....

1           Each sheet of the petition other than the statement of  
2           candidacy and candidate's statement shall be of uniform size  
3           and shall contain above the space for signatures an appropriate  
4           heading giving the information as to name of candidate or  
5           candidates, in whose behalf such petition is signed; the  
6           office, the political party represented and place of residence;  
7           and the heading of each sheet shall be the same.

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

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

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

17 The person circulating the petition, or the candidate on  
18 whose behalf the petition is circulated, may strike any  
19 signature from the petition, provided that:

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

22 (2) the person striking the signature shall sign a  
23 certification listing the page number and line number of  
24 each signature struck from the petition. Such  
25 certification shall be filed as a part of the petition.

26 Such sheets before being filed shall be neatly fastened



1 together in book form, by placing the sheets in a pile and  
2 fastening them together at one edge in a secure and suitable  
3 manner, and the sheets shall then be numbered consecutively.  
4 The sheets shall not be fastened by pasting them together end  
5 to end, so as to form a continuous strip or roll. All petition  
6 sheets which are filed with the proper local election  
7 officials, election authorities or the State Board of Elections  
8 shall be the original sheets which have been signed by the  
9 voters and by the circulator thereof, and not photocopies or  
10 duplicates of such sheets. Each petition must include as a part  
11 thereof, a statement of candidacy for each of the candidates  
12 filing, or in whose behalf the petition is filed. This  
13 statement shall set out the address of such candidate and τ the  
14 office for which he is a candidate;τ shall state that the  
15 candidate is a qualified primary voter of the party to which  
16 the petition relates and is qualified for the office specified  
17 (in the case of a candidate for State's Attorney it shall state  
18 that the candidate is at the time of filing such statement a  
19 licensed attorney-at-law of this State);τ shall state that he  
20 has filed (or will file before the close of the petition filing  
21 period) a statement of economic interests as required by the  
22 Illinois Governmental Ethics Act;τ shall state that he or she is  
23 not barred from being elected or appointed to public office by  
24 subsection (c) of Section 7-5 of the State Officials and  
25 Employees Ethics Act;τ shall request that the candidate's name  
26 be placed upon the official ballot;τ and shall be subscribed

1 and sworn to by such candidate before some officer authorized  
 2 to take acknowledgment of deeds in the State and shall be in  
 3 substantially the following form:

4 Statement of Candidacy

5 Name	Address	Office	District	Party
6 John Jones	102 Main St. 7 Belvidere, 8 Illinois	Governor	Statewide	Republican

9 State of Illinois)

10 ) ss.

11 County of .....)

12 I, ....., being first duly sworn, say that I reside at ....  
 13 Street in the city (or village) of ....., in the county of .....,  
 14 State of Illinois; that I am a qualified voter therein and am a  
 15 qualified primary voter of the .... party; that I am a  
 16 candidate for nomination (for election in the case of  
 17 committeeman and delegates and alternate delegates) to the  
 18 office of .... to be voted upon at the primary election to be  
 19 held on (insert date); that I am legally qualified (including  
 20 being the holder of any license that may be an eligibility  
 21 requirement for the office I seek the nomination for) to hold  
 22 such office; that I am not barred from being elected or  
 23 appointed to public office by subsection (c) of Section 7-5 of  
 24 the State Officials and Employees Ethics Act; and that I have  
 25 filed (or I will file before the close of the petition filing

1 period) a statement of economic interests as required by the  
 2 Illinois Governmental Ethics Act and I hereby request that my  
 3 name be printed upon the official primary ballot for nomination  
 4 for (or election to in the case of committeemen and delegates  
 5 and alternate delegates) such office.

6 Signed .....

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

9 Signed .....

10 (Official Character)

11 (Seal, if officer has one.)

12 The petitions, when filed, shall not be withdrawn or added  
 13 to, and no signatures shall be revoked except by revocation  
 14 filed in writing with the State Board of Elections, election  
 15 authority or local election official with whom the petition is  
 16 required to be filed, and before the filing of such petition.  
 17 Whoever forges the name of a signer upon any petition required  
 18 by this Article is deemed guilty of a forgery and on conviction  
 19 thereof shall be punished accordingly.

20 A candidate for the offices listed in this Section must  
 21 obtain the number of signatures specified in this Section on  
 22 his or her petition for nomination.

23 (a) Statewide office or delegate to a national nominating  
 24 convention. If a candidate seeks to run for statewide office or  
 25 as a delegate or alternate delegate to a national nominating

1 convention elected from the State at-large, then the  
2 candidate's petition for nomination must contain at least 5,000  
3 but not more than 10,000 signatures.

4 (b) Congressional office or congressional delegate to a  
5 national nominating convention. If a candidate seeks to run for  
6 United States Congress or as a congressional delegate or  
7 alternate congressional delegate to a national nominating  
8 convention elected from a congressional district, then the  
9 candidate's petition for nomination must contain at least the  
10 number of signatures equal to 0.5% of the qualified primary  
11 electors of his or her party in his or her congressional  
12 district. In the first primary election following a  
13 redistricting of congressional districts, a candidate's  
14 petition for nomination must contain at least 600 signatures of  
15 qualified primary electors of the candidate's political party  
16 in his or her congressional district.

17 (c) County office. If a candidate seeks to run for any  
18 countywide office, including but not limited to county board  
19 chairperson or county board member, elected on an at-large  
20 basis, in a county other than Cook County, then the candidate's  
21 petition for nomination must contain at least the number of  
22 signatures equal to 0.5% of the qualified electors of his or  
23 her party who cast votes at the last preceding general election  
24 in his or her county. If a candidate seeks to run for county  
25 board member elected from a county board district, then the  
26 candidate's petition for nomination must contain at least the

1 number of signatures equal to 0.5% of the qualified primary  
2 electors of his or her party in the county board district. In  
3 the first primary election following a redistricting of county  
4 board districts or the initial establishment of county board  
5 districts, a candidate's petition for nomination must contain  
6 at least the number of signatures equal to 0.5% of the  
7 qualified electors of his or her party in the entire county who  
8 cast votes at the last preceding general election divided by  
9 the total number of county board districts comprising the  
10 county board; provided that in no event shall the number of  
11 signatures be less than 25.

12 (d) County office; Cook County only.

13 (1) If a candidate seeks to run for countywide office  
14 in Cook County, then the candidate's petition for  
15 nomination must contain at least the number of signatures  
16 equal to 0.5% of the qualified electors of his or her party  
17 who cast votes at the last preceding general election in  
18 Cook County.

19 (2) If a candidate seeks to run for Cook County Board  
20 Commissioner, then the candidate's petition for nomination  
21 must contain at least the number of signatures equal to  
22 0.5% of the qualified primary electors of his or her party  
23 in his or her county board district. In the first primary  
24 election following a redistricting of Cook County Board of  
25 Commissioners districts, a candidate's petition for  
26 nomination must contain at least the number of signatures

1 equal to 0.5% of the qualified electors of his or her party  
2 in the entire county who cast votes at the last preceding  
3 general election divided by the total number of county  
4 board districts comprising the county board; provided that  
5 in no event shall the number of signatures be less than 25.

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

24 (e) Municipal or township office. If a candidate seeks to  
25 run for municipal or township office, then the candidate's  
26 petition for nomination must contain at least the number of

1 signatures equal to 0.5% of the qualified primary electors of  
2 his or her party in the municipality or township. If a  
3 candidate seeks to run for alderman of a municipality, then the  
4 candidate's petition for nomination must contain at least the  
5 number of signatures equal to 0.5% of the qualified primary  
6 electors of his or her party of the ward. In the first primary  
7 election following redistricting of aldermanic wards or  
8 trustee districts of a municipality or the initial  
9 establishment of wards or districts, a candidate's petition for  
10 nomination must contain the number of signatures equal to at  
11 least 0.5% of the total number of votes cast for the candidate  
12 of that political party who received the highest number of  
13 votes in the entire municipality at the last regular election  
14 at which an officer was regularly scheduled to be elected from  
15 the entire municipality, divided by the number of wards or  
16 districts. In no event shall the number of signatures be less  
17 than 25.

18 (f) State central committeeperson. If a candidate seeks to  
19 run for State central committeeperson, then the candidate's  
20 petition for nomination must contain at least 100 signatures of  
21 the primary electors of his or her party of his or her  
22 congressional district.

23 (g) Sanitary district trustee. If a candidate seeks to run  
24 for trustee of a sanitary district in which trustees are not  
25 elected from wards, then the candidate's petition for  
26 nomination must contain at least the number of signatures equal

1 to 0.5% of the primary electors of his or her party from the  
2 sanitary district. If a candidate seeks to run for trustee of a  
3 sanitary district in which trustees are elected from wards,  
4 then the candidate's petition for nomination must contain at  
5 least the number of signatures equal to 0.5% of the primary  
6 electors of his or her party in the ward of that sanitary  
7 district. In the first primary election following  
8 redistricting of sanitary districts elected from wards, a  
9 candidate's petition for nomination must contain at least the  
10 signatures of 150 qualified primary electors of his or her ward  
11 of that sanitary district.

12 (h) Judicial office. If a candidate seeks to run for  
13 judicial office in a district, then the candidate's petition  
14 for nomination must contain the number of signatures equal to  
15 0.4% of the number of votes cast in that district for the  
16 candidate for his or her political party for the office of  
17 Governor at the last general election at which a Governor was  
18 elected, but in no event less than 500 signatures. If a  
19 candidate seeks to run for judicial office in a circuit or  
20 subcircuit, then the candidate's petition for nomination must  
21 contain the number of signatures equal to 0.25% of the number  
22 of votes cast for the judicial candidate of his or her  
23 political party who received the highest number of votes at the  
24 last general election at which a judicial officer from the same  
25 circuit or subcircuit was regularly scheduled to be elected,  
26 but in no event less than 1,000 signatures in circuits and



1 subcircuits located in the First Judicial District or 500  
2 signatures in every other Judicial District.

3 (i) Precinct, ward, and township committeeperson. If a  
4 candidate seeks to run for precinct committeeperson, then the  
5 candidate's petition for nomination must contain at least 10  
6 signatures of the primary electors of his or her party for the  
7 precinct. If a candidate seeks to run for ward committeeperson,  
8 then the candidate's petition for nomination must contain no  
9 less than the number of signatures equal to 10% of the primary  
10 electors of his or her party of the ward, but no more than 16%  
11 of those same electors; provided that the maximum number of  
12 signatures may be 50 more than the minimum number, whichever is  
13 greater. If a candidate seeks to run for township  
14 committeeperson, then the candidate's petition for nomination  
15 must contain no less than the number of signatures equal to 5%  
16 of the primary electors of his or her party of the township,  
17 but no more than 8% of those same electors; provided that the  
18 maximum number of signatures may be 50 more than the minimum  
19 number, whichever is greater.

20 (j) State's attorney or regional superintendent of schools  
21 for multiple counties. If a candidate seeks to run for State's  
22 attorney or regional Superintendent of Schools who serves more  
23 than one county, then the candidate's petition for nomination  
24 must contain at least the number of signatures equal to 0.5% of  
25 the primary electors of his or her party in the territory  
26 comprising the counties.

1           (k) Any other office. If a candidate seeks any other  
2 office, then the candidate's petition for nomination must  
3 contain at least the number of signatures equal to 0.5% of the  
4 registered voters of the political subdivision, district, or  
5 division for which the nomination is made or 25 signatures,  
6 whichever is greater.

7           For purposes of this Section the number of primary electors  
8 shall be determined by taking the total vote cast, in the  
9 applicable district, for the candidate for that political party  
10 who received the highest number of votes, statewide, at the  
11 last general election in the State at which electors for  
12 President of the United States were elected. For political  
13 subdivisions, the number of primary electors shall be  
14 determined by taking the total vote cast for the candidate for  
15 that political party who received the highest number of votes  
16 in the political subdivision at the last regular election at  
17 which an officer was regularly scheduled to be elected from  
18 that subdivision. For wards or districts of political  
19 subdivisions, the number of primary electors shall be  
20 determined by taking the total vote cast for the candidate for  
21 that political party who received the highest number of votes  
22 in the ward or district at the last regular election at which  
23 an officer was regularly scheduled to be elected from that ward  
24 or district.

25           A "qualified primary elector" of a party may not sign  
26 petitions for or be a candidate in the primary of more than one

1 party.

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

5 Petitions of candidates for nomination for offices herein  
6 specified, to be filed with the same officer, may contain the  
7 names of 2 or more candidates of the same political party for  
8 the same or different offices. In the case of the offices of  
9 Governor and Lieutenant Governor, a joint petition including  
10 one candidate for each of those offices must be filed.

11 (Source: P.A. 96-1018, eff. 1-1-11; 97-81, eff. 7-5-11.)

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

13 Sec. 8-8. Form of petition for nomination. The name of no  
14 candidate for nomination shall be printed upon the primary  
15 ballot unless a petition for nomination shall have been filed  
16 in his behalf as provided for in this Section. Each such  
17 petition shall include as a part thereof the oath required by  
18 Section 7-10.1 of this Act and a statement of candidacy by the  
19 candidate filing or in whose behalf the petition is filed. This  
20 statement shall set out the address of such candidate, the  
21 office for which he is a candidate, shall state that the  
22 candidate is a qualified primary voter of the party to which  
23 the petition relates, is qualified for the office specified, is  
24 not barred from being elected or appointed to public office by  
25 subsection (c) of Section 7-5 of the State Officials and

1 Employees Ethics Act, and has filed a statement of economic  
 2 interests as required by the Illinois Governmental Ethics Act,  
 3 shall request that the candidate's name be placed upon the  
 4 official ballot and shall be subscribed and sworn by such  
 5 candidate before some officer authorized to take  
 6 acknowledgment of deeds in this State and may be in  
 7 substantially the following form:

8 State of Illinois)

9 ) ss.

10 County .....

11 I, ....., being first duly sworn, say that I reside at ....  
 12 street in the city (or village of) .... in the county of ....  
 13 State of Illinois; that I am a qualified voter therein and am a  
 14 qualified primary voter of .... party; that I am a candidate  
 15 for nomination to the office of .... to be voted upon at the  
 16 primary election to be held on (insert date); that I am legally  
 17 qualified to hold such office; that I am not barred from being  
 18 elected or appointed to public office by subsection (c) of  
 19 Section 7-5 of the State Officials and Employees Ethics Act;  
 20 and that I have filed a statement of economic interests as  
 21 required by the Illinois Governmental Ethics Act and I hereby  
 22 request that my name be printed upon the official primary  
 23 ballot for nomination for such office.

24 Signed .....

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

1 Signed . . . . (Official Character)

2 (Seal if officer has one.)

3 The receipt issued by the Secretary of State indicating  
4 that the candidate has filed the statement of economic  
5 interests required by the Illinois Governmental Ethics Act must  
6 be filed with the petitions for nomination as provided in  
7 subsection (8) of Section 7-12 of this Code.

8 All petitions for nomination for the office of State  
9 Senator shall be signed by at least 1,000 but not more than  
10 3,000 of the qualified primary electors of the candidate's  
11 party in his legislative district.

12 All petitions for nomination for the office of  
13 Representative in the General Assembly shall be signed by at  
14 least 500 but not more than 1,500 of the qualified primary  
15 electors of the candidate's party in his or her representative  
16 district.

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

25 For the purposes of this Section, the number of primary  
26 electors shall be determined by taking the total vote cast, in

1 the applicable district, for the candidate for such political  
2 party who received the highest number of votes, state-wide, at  
3 the last general election in the State at which electors for  
4 President of the United States were elected.

5 A "qualified primary elector" of a party may not sign  
6 petitions for or be a candidate in the primary of more than one  
7 party.

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

19 In the affidavit at the bottom of each petition sheet, the  
20 petition circulator shall either (1) indicate the dates on  
21 which he or she circulated that sheet, or (2) indicate the  
22 first and last dates on which the sheet was circulated, or (3)  
23 certify that none of the signatures on the sheet were signed  
24 more than 90 days preceding the last day for the filing of the  
25 petition. No petition sheet shall be circulated more than 90  
26 days preceding the last day provided in Section 8-9 for the

1 filing of such petition.

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

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

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

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

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

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

17 Sec. 10-5. All petitions for nomination shall, besides  
18 containing the names of candidates, specify as to each:

19 1. The office or offices to which such candidate or  
20 candidates shall be nominated.

21 2. The new political party, if any, represented, expressed  
22 in not more than 5 words. However, such party shall not bear  
23 the same name as, nor include the name of any established  
24 political party as defined in this Article. This prohibition  
25 does not preclude any established political party from making

1 nominations in those cases in which it is authorized to do so.

2 3. The place of residence of any such candidate or  
3 candidates with the street and number thereof, if any. In the  
4 case of electors for President and Vice-President of the United  
5 States, the names of candidates for President and  
6 Vice-President may be added to the party name or appellation.

7 Such certificate of nomination or nomination papers in  
8 addition shall include as a part thereof, the oath required by  
9 Section 7-10.1 of this Act and must include a statement of  
10 candidacy for each of the candidates named therein, except  
11 candidates for electors for President and Vice-President of the  
12 United States. Each such statement shall set out the address of  
13 such candidate, the office for which he is a candidate, shall  
14 state that the candidate is qualified for the office specified,  
15 is not barred from being elected or appointed to public office  
16 by subsection (c) of Section 7-5 of the State Officials and  
17 Employees Ethics Act, and has filed (or will file before the  
18 close of the petition filing period) a statement of economic  
19 interests as required by the Illinois Governmental Ethics Act,  
20 shall request that the candidate's name be placed upon the  
21 official ballot and shall be subscribed and sworn to by such  
22 candidate before some officer authorized to take  
23 acknowledgments of deeds in this State, and may be in  
24 substantially the following form:

25 State of Illinois)

26 ) SS.



1 County of.....)

2 I,....., being first duly sworn, say that I reside at....  
3 street, in the city (or village) of.... in the county of....  
4 State of Illinois; and that I am a qualified voter therein;  
5 that I am a candidate for election to the office of.... to be  
6 voted upon at the election to be held on the.... day  
7 of.....,.....; ~~and~~ that I am legally qualified to hold such  
8 office; that I am not barred from being elected or appointed to  
9 public office by subsection (c) of Section 7-5 of the State  
10 Officials and Employees Ethics Act; and that I have filed (or  
11 will file before the close of the petition filing period) a  
12 statement of economic interests as required by the Illinois  
13 Governmental Ethics Act, and I hereby request that my name be  
14 printed upon the official ballot for election to such office.

15 Signed.....

16 Subscribed and sworn to (or affirmed) before me by.... who  
17 is to me personally known, this.... day of.....,.....

18 Signed.....

19 (Official Character)

20 (Seal, if officer has one.)

21 In addition, a new political party petition shall have  
22 attached thereto a certificate stating the names and addresses  
23 of the party officers authorized to fill vacancies in  
24 nomination pursuant to Section 10-11.

25 Nomination papers filed under this Section are not valid if  
26 the candidate named therein fails to file a statement of

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

15 (Source: P.A. 84-551.)

16 (10 ILCS 5/10-8) (from Ch. 46, par. 10-8)

17 Sec. 10-8. Certificates of nomination and nomination  
18 papers, and petitions to submit public questions to a  
19 referendum, being filed as required by this Code, and being in  
20 apparent conformity with the provisions of this Act, shall be  
21 deemed to be valid unless objection thereto is duly made in  
22 writing within 5 business days after the last day for filing  
23 the certificate of nomination or nomination papers or petition  
24 for a public question, with the following exceptions:

25 A. In the case of petitions to amend Article IV of the

1 Constitution of the State of Illinois, there shall be a  
2 period of 35 business days after the last day for the  
3 filing of such petitions in which objections can be filed.

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

9 Notwithstanding any other provision of law to the contrary,  
10 the electoral board designated in Section 10-9 for the purpose  
11 of hearing and passing upon objector's petitions shall  
12 independently verify that no candidate under its jurisdiction  
13 is barred from being elected or appointed under subsection (c)  
14 of Section 7-5 of the State Officials and Employees Ethics Act.  
15 If the electoral board finds that a candidate is barred from  
16 being elected or appointed under subsection (c) of Section 7-5  
17 of the State Officials and Employees Ethics Act, then that  
18 candidate shall be removed from the ballot regardless of  
19 whether or not an objection has been filed. Such a finding by  
20 the electoral board is subject to judicial review as provided  
21 in Section 10-10.1.

22 Any legal voter of the political subdivision or district in  
23 which the candidate or public question is to be voted on, or  
24 any legal voter in the State in the case of a proposed  
25 amendment to Article IV of the Constitution or an advisory  
26 public question to be submitted to the voters of the entire

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

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

22 The objector's petition shall give the objector's name and  
23 residence address, and shall state fully the nature of the  
24 objections to the certificate of nomination or nomination  
25 papers or petitions in question, and shall state the interest  
26 of the objector and shall state what relief is requested of the

1 electoral board.

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

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