



Rep. Thaddeus Jones

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LRB099 00146 AWJ 33274 a

1 AMENDMENT TO HOUSE BILL 1401

2 AMENDMENT NO. _____. Amend House Bill 1401 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Municipal Code is amended by
5 changing Sections 3.1-10-65, 3.1-10-75, 3.1-15-40, and
6 3.1-20-22 as follows:

7 (65 ILCS 5/3.1-10-65) (from Ch. 24, par. 3.1-10-65)

8 Sec. 3.1-10-65. Referendum to reduce terms.

9 (a) Except as otherwise provided in subsection (c), in ~~In~~
10 any municipality of less than 500,000 inhabitants, a
11 proposition to reduce the terms of the elective officers of the
12 municipality from 4 years to 2 years may be submitted, within
13 the discretion of the corporate authorities, to the electors of
14 the municipality. The proposition shall also be submitted if a
15 petition requesting that action is signed by electors of the
16 municipality numbering not less than 10% of the total vote cast

1 at the last election for mayor or president of the municipality
2 and the petition is filed with the municipal clerk and
3 certified in accordance with the general election law. The
4 proposition shall be substantially in the following form:

5 Shall the term of the elective officers of (name of
6 municipality) be reduced from 4 years to 2 years?

7 (b) If a majority of the electors voting on the proposition
8 vote against it, the terms of the officers shall remain 4
9 years. If, however, a majority of those voting on the
10 proposition vote in favor of it, the officers elected at the
11 next regular election for officers in the municipality shall
12 hold their offices for a term of 2 years and until their
13 successors are elected and have qualified, except in the case
14 of trustees and aldermen. In the case of aldermen and trustees:

15 (i) at the first election of aldermen or trustees that occurs
16 in an odd numbered year following the vote to reduce the length
17 of terms, successors to aldermen or trustees whose terms expire
18 in that year shall be elected for a term of one year and until
19 their successors are elected and have qualified and (ii)
20 thereafter, one-half of the aldermen or trustees shall be
21 elected each year for terms of 2 years and until their
22 successors are elected and have qualified.

23 (c) On or after 60 days from the effective date of this
24 amendatory Act of the 99th General Assembly, the corporate
25 authorities of each municipality with a population of less than
26 40,000, where the length of the terms of aldermen or trustees

1 are 2 years, shall by lot designate one-half of their number
2 whose terms shall be extended to 4 years. Within 7 days after
3 the corporate authorities determine by lot the extension of the
4 aldermen's or trustees' terms, but no later than August 1,
5 2015, the corporate authorities shall report and certify to the
6 election authority the aldermen or trustees whose terms have
7 been extended. Thereafter, all aldermen or trustees shall be
8 elected for terms of 4 years.

9 Notwithstanding the provisions of subsections (a) and (b),
10 on and after the effective date of this amendatory Act of the
11 99th General Assembly, a municipality with a population of less
12 than 40,000 may not reduce the length of terms of its aldermen
13 or trustees from 4 years to 2 years by referendum or otherwise.

14 (Source: P.A. 87-1119.)

15 (65 ILCS 5/3.1-10-75) (from Ch. 24, par. 3.1-10-75)

16 Sec. 3.1-10-75. Referendum to lengthen terms.

17 (a) Except as otherwise provided in subsection (c), in ~~in~~
18 any municipality of less than 500,000 inhabitants that, under
19 Section 3.1-10-65, has voted to shorten the terms of elective
20 officers, a proposition to lengthen the terms of the elective
21 officers of the municipality from 2 years to 4 years may be
22 submitted, within the discretion of the corporate authorities,
23 to the electors of the municipality. The proposition shall be
24 certified by the municipal clerk to the appropriate election
25 authorities, who shall submit the proposition at an election in

1 accordance with the general election law. The proposition shall
2 also be submitted at an election if a petition requesting that
3 action is signed by electors of the municipality numbering not
4 less than 10% of the total vote cast at the last election for
5 mayor or president of the municipality and the petition is
6 filed with the municipal clerk. The proposition shall be
7 substantially in the following form:

8 Shall the term of the elective officers of (name of
9 municipality) be lengthened from 2 years to 4 years?

10 (b) If a majority of the electors voting on the proposition
11 vote against it, the terms of the officers shall remain 2
12 years. If, however, a majority of those voting on the
13 proposition vote in favor of it, the officers elected at the
14 next regular election for officers in the municipality shall
15 hold their offices for a term of 4 years and until their
16 successors are elected and have qualified, except in the case
17 of trustees and aldermen. In the case of aldermen and trustees:

18 (i) if the first election for aldermen or trustees, after
19 approval of the proposition, occurs in an even numbered year,
20 the aldermen or trustees elected in that even numbered year
21 shall serve for terms of 3 years and until their successors are
22 elected and have qualified, the terms for successors to those
23 elected at the first even numbered year election shall be 4
24 years and until successors are elected and have qualified, the
25 aldermen or trustees elected at the first odd numbered year
26 election next following the first even numbered year election

1 shall serve for terms of 4 years and until successors are
2 elected and have qualified, and successors elected after the
3 first odd numbered year shall also serve 4 year terms and until
4 their successors are elected and have qualified and (ii) if the
5 first election for aldermen or trustees, after approval of the
6 proposition, occurs in an odd numbered year, the aldermen or
7 trustees elected in that odd numbered year shall serve for
8 terms of 4 years and until their successors are elected and
9 have qualified, the terms for successors to those elected at
10 the first odd numbered year election shall be for 4 years and
11 until successors are elected and have qualified, the aldermen
12 or trustees elected at the first even numbered year election
13 next following the first odd numbered year election shall serve
14 for terms of one year and until their successors are elected
15 and have qualified, and the terms for successors to those
16 elected at the first odd numbered year election shall be 4
17 years and until their successors are elected and have
18 qualified.

19 (c) Notwithstanding the provisions of subsections (a) and
20 (b), on or after 60 days from the effective date of this
21 amendatory Act of the 99th General Assembly, the corporate
22 authorities of each municipality with a population of less than
23 40,000, where the length of the terms of aldermen or trustees
24 are 2 years, shall by lot designate one-half of their number
25 whose terms shall be extended to 4 years. Within 7 days after
26 the corporate authorities determine by lot the extension of the

1 aldermen's or trustees' terms, but no later than August 1,
2 2015, the corporate authorities shall report and certify to the
3 election authority the aldermen or trustees whose terms have
4 been extended. Thereafter, all aldermen or trustees shall be
5 elected for terms of 4 years.

6 (Source: P.A. 87-1119.)

7 (65 ILCS 5/3.1-15-40) (from Ch. 24, par. 3.1-15-40)

8 Sec. 3.1-15-40. Staggered elections under minority plans.
9 On or after 60 days from the effective date of this amendatory
10 Act of the 99th General Assembly, the corporate authorities of
11 each municipality with a population of less than 40,000, where
12 the length of the terms of aldermen or trustees are 2 years,
13 shall by lot designate one-half of their number whose terms
14 shall be extended to 4 years. Within 7 days after the corporate
15 authorities determine by lot the extension of the aldermen's or
16 trustees' terms, but no later than August 1, 2015, the
17 corporate authorities shall report and certify to the election
18 authority the aldermen or trustees whose terms have been
19 extended. Thereafter, all aldermen or trustees shall be elected
20 for terms of 4 years. In all other cities that adopt or have
21 adopted the minority representation plan for the election of
22 aldermen and have not already staggered the terms of their
23 aldermen, the city council may provide by ordinance that at any
24 ensuing general municipal election for city officers the
25 aldermen in every alternate district shall be elected for one

1 term of 2 years and, at the expiration of that term of 2 years,
2 for regular terms of 4 years. This Section does not prohibit a
3 city from voting in favor of a 2 year term for city officers as
4 provided in Section 3.1-10-65. The provisions of the general
5 election law shall govern elections under this Section.

6 (Source: P.A. 87-1119.)

7 (65 ILCS 5/3.1-20-22) (from Ch. 24, par. 3.1-20-22)

8 Sec. 3.1-20-22. Aldermen; staggered terms.

9 (a) Except as otherwise provided in subsection (b), in ~~In~~
10 any city of less than 100,000 inhabitants, a proposition to
11 stagger the terms of aldermen, with as nearly as possible
12 one-half of the aldermen elected every 2 years, shall be
13 certified by the city clerk to the proper election authority,
14 who shall submit the proposition at an election in accordance
15 with the general election law, if a petition requesting that
16 action is signed by electors of the city numbering at least 10%
17 of the total vote cast at the last election for mayor of the
18 city and is filed with the city clerk.

19 The ballot shall have printed on it, but not as a part of
20 the proposition submitted, the following information for
21 voters: one alderman elected from each even-numbered ward shall
22 serve a term of 2 years; one alderman elected from each
23 odd-numbered ward shall serve a term of 4 years.

24 The proposition shall be substantially in the following
25 form:

1 Shall (name of city) adopt a system of staggered terms
2 for aldermen?

3 If a majority of those voting on the proposition vote in
4 favor of it, then at the next regular election for aldermen one
5 alderman shall be elected from each even-numbered ward for a
6 term of 2 years and one alderman shall be elected from each
7 odd-numbered ward for a term of 4 years. Thereafter, their
8 successors shall be elected for terms of 4 years.

9 (b) On or after 60 days from the effective date of this
10 amendatory Act of the 99th General Assembly, the corporate
11 authorities of each municipality with a population of less than
12 40,000, where the length of the terms of aldermen or trustees
13 are 2 years, shall by lot designate one-half of their number
14 whose terms shall be extended to 4 years. Within 7 days after
15 the corporate authorities determine by lot the extension of the
16 aldermen's or trustees' terms, but no later than August 1,
17 2015, the corporate authorities shall report and certify to the
18 election authority the aldermen or trustees whose terms have
19 been extended. Thereafter, all aldermen or trustees shall be
20 elected for terms of 4 years.

21 (Source: P.A. 87-1119.)".