

HB4356



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB4356

by Rep. La Shawn K. Ford

SYNOPSIS AS INTRODUCED:

65 ILCS 20/21-24.5 new

Amends the Revised Cities and Villages Act of 1941. Establishes a procedure for an election to recall the Mayor of Chicago. Effective immediately.

LRB099 15577 MGM 39868 b

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Revised Cities and Villages Act of 1941 is
5 amended by adding Section 21-24.5 as follows:

6 (65 ILCS 20/21-24.5 new)

7 Sec. 21-24.5. Recall election-Mayor of Chicago.

8 (a) The recall of the Mayor of Chicago may be proposed by a
9 petition signed by a number of electors equal in number to at
10 least 15% of the total votes cast for Mayor in the preceding
11 election, with at least 50 signatures from each ward. A
12 petition shall have been signed by the petitioning electors not
13 more than 150 days after an affidavit has been filed with the
14 board of election commissioners providing notice of intent to
15 circulate a petition to recall the Mayor. The affidavit may be
16 filed no sooner than 6 months after the beginning of the
17 Mayor's term of office. The affidavit shall have been signed by
18 the proponent of the recall petition and at least 2 aldermen.

19 (b) The form of the petition, circulation, and procedure
20 for determining the validity and sufficiency of a petition
21 shall be as provided by law. If the petition is valid and
22 sufficient, the board of election commissioners shall certify
23 the petition not more than 100 days after the date the petition

1 was filed, and the question "Shall (name) be recalled from the
2 office of Mayor?" must be submitted to the electors at a
3 special recall election called by the board of election
4 commissioners, to occur not more than 100 days after
5 certification of the petition. A recall petition certified by
6 the board of election commissioners may not be withdrawn and
7 another recall petition may not be initiated against the Mayor
8 during the remainder of the current term of office. Any recall
9 petition or recall election pending on the date of the next
10 election at which a candidate for Mayor is elected is void.

11 (c) If a petition to recall the Mayor has been filed with
12 the board of election commissioners, a person eligible to serve
13 as Mayor may propose his or her candidacy for the special
14 successor primary election by a petition signed by at least
15 12,500 legal voters of the city, signed not more than 50 days
16 after a recall petition has been filed with the board of
17 election commissioners. All such petitions, and procedure with
18 respect thereto, shall conform in other respects to the
19 provisions of the election and ballot laws then in force in the
20 city of Chicago concerning the nomination of independent
21 candidates for public office by petition. If the successor
22 election petition is valid and sufficient, the board of
23 election commissioners shall certify the petition not more than
24 100 days after the date the petition to recall the Mayor was
25 filed.

26 If the Mayor is removed by the special recall election, the

1 names of candidates for Mayor must be submitted to the electors
2 at a special successor primary election called by the board of
3 election commissioners to be held 60 days after the special
4 recall election. If no candidate receives a majority of the
5 votes in the special successor primary election, a special
6 runoff election shall be held no later than 60 days after the
7 special successor primary election, and only the names of the
8 candidates receiving the highest and second highest number of
9 votes at the special successor primary election shall appear on
10 the ballot. If more than one candidate received the highest or
11 second highest number of votes at the special successor primary
12 election, the names of all candidates receiving the highest and
13 second highest number of votes shall appear on the ballot at
14 the special runoff election. The candidate receiving the
15 highest number of votes at the special runoff election shall be
16 declared elected.

17 (d) The Mayor is immediately removed upon certification of
18 the special recall election results if a majority of the
19 electors voting on the question vote to recall the Mayor. If
20 the Mayor is removed, then (i) the Vice Mayor shall serve until
21 the Mayor elected at the special successor primary election or
22 special runoff election is qualified and (ii) the candidate who
23 receives a majority of votes in the special primary election or
24 the candidate who receives the highest number of votes in the
25 special runoff election is elected Mayor for the balance of the
26 term.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.