

## LRB099 04679 RJF 48049 a

1	AMENDMENT	ТО	HOUSE	JOINT	RESOL	UTION
2	CONST	ITU	TIONAL	AMEND	MENT	5

3 AMENDMENT NO. . Amend House Joint Resolution Constitutional Amendment 5 by replacing lines 3 through 21 on 4 page 1 and all of pages 2 through 5 with the following: 5

6 "RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE 7 NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE 8 SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general 9 election next occurring at least 6 months after the adoption of 10 11 this resolution a proposition to amend Article V of the 12 Illinois Constitution by changing Sections 1, 2, 3, 6, and 7 13 and by repealing Sections 4 and 14 as follows:

ARTICLE V

THE EXECUTIVE

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1	(ILCON Art. V, Sec. 1)
2	SECTION 1. OFFICERS
3	The Executive Branch shall include a Governor, <del>Lieutenant</del>
4	Governor, Attorney General, Secretary of State, Comptroller
5	and Treasurer elected by the electors of the State. They shall
6	keep the public records and maintain a residence at the seat of
7	government during their terms of office.
8	(Source: Illinois Constitution.)
9	(ILCON Art. V, Sec. 2)
10	SECTION 2. TERMS
11	These elected officers of the Executive Branch shall hold
12	office for four years beginning on the second Monday of January
13	after their election and, except in the case of the Lieutenant
14	Governor, until their successors are qualified. They shall be
15	elected at the general election in 1978 and every four years
16	thereafter.
17	(Source: Illinois Constitution.)
18	(ILCON Art. V, Sec. 3)
19	SECTION 3. ELIGIBILITY
20	To be eligible to hold the office of Governor, <del>Lieutenant</del>
21	Governor, Attorney General, Secretary of State, Comptroller or
22	Treasurer, a person must be a United States citizen, at least
23	25 years old, and a resident of this State for the three years

preceding his or her election. 1 2 (Source: Illinois Constitution.) 3 (ILCON Art. V, Sec. 4) 4 SECTION 4. JOINT ELECTION (REPEALED) 5 In the general election for Governor and Lieutenant 6 Governor, one vote shall be cast jointly for the candidates 7 nominated by the same political party or petition. The General 8 Assembly may provide by law for the joint nomination of 9 candidates for Covernor and Lieutenant Governor. 10 (Source: Illinois Constitution.) 11 (ILCON Art. V, Sec. 6) SECTION 6. GUBERNATORIAL SUCCESSION 12 13 (a) In the event of a vacancy, the order of succession to 14 the office of Governor or to the position of Acting Governor shall be the Lieutenant Governor, the elected Attorney General, 15 the elected Secretary of State, the elected Comptroller, the 16 17 elected Treasurer, the President of the Senate, the Speaker of 18 the House of Representatives, the Minority Leader of the 19 Senate, and the Minority Leader of the House of 20 Representatives. If an officer next in the line of succession 21 is of a different political party than the Governor he or she 22 is replacing, then that officer, and each officer thereafter, 23 shall be skipped in the line of succession until an officer of 24 the same political party may succeed the Governor. If there is

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no officer in the line of succession of the same political party as the Governor to be replaced, then succession shall proceed according to the order of succession provided in this subsection (a), regardless of the political party of the succeeding officer and then as provided by law.

6 (b) If the Governor is unable to serve because of death, 7 conviction on impeachment, failure to qualify, resignation or 8 other disability, the office of Governor shall be filled by the 9 officer next in line of succession for the remainder of the 10 term or until the disability is removed.

11 (c) Whenever the Governor determines that he may be 12 seriously impeded in the exercise of his <u>or her</u> powers, he <u>or</u> 13 <u>she</u> shall so notify the Secretary of State and the officer next 14 in line of succession. The latter shall thereafter become 15 Acting Governor with the duties and powers of Governor. When 16 the Governor is prepared to resume office, he <u>or she</u> shall do 17 so by notifying the Secretary of State and the Acting Governor.

(d) The General Assembly by law shall specify by whom and by what procedures the ability of the Governor to serve or to resume office may be questioned and determined. The Supreme Court shall have original and exclusive jurisdiction to review such a law and any such determination and, in the absence of such a law, shall make the determination under such rules as it may adopt.

25 (Source: Illinois Constitution.)

1	(ILCON Art. V, Sec. 7)
2	SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES
3	If the Attorney General, Secretary of State, Comptroller or
4	Treasurer fails to qualify or if his or her office becomes
5	vacant, the Governor shall fill the office by appointment. The
6	appointee shall hold office until the elected officer qualifies
7	or until a successor is elected and qualified as may be
8	provided by law and shall not be subject to removal by the
9	Governor. If the Licutenant Governor fails to qualify or if his
10	office becomes vacant, it shall remain vacant until the end of
11	the term.
12	(Source: Illinois Constitution.)

13 (ILCON Art. V, Sec. 14)

14 SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REPEALED)

15 The Lieutenant Governor shall perform the duties and 16 exercise the powers in the Executive Branch that may be 17 delegated to him by the Governor and that may be prescribed by 18 <del>law.</del>

19 (Source: Illinois Constitution.)

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## SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies beginning with the term of office otherwise commencing in 2019.".