

1 AN ACT in relation to alcoholic liquor.

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

4 Section 5. The Liquor Control Act of 1934 is amended by  
5 changing Sections 9-1, 9-2, 9-2a, 9-4, 9-6, 9-7, 9-8, 9-10,  
6 9-11, and 9-13 as follows:

7 (235 ILCS 5/9-1) (from Ch. 43, par. 166)

8 Sec. 9-1. The words and phrases defined in this section  
9 and used in this Article, unless inconsistent with the  
10 context, shall be construed as follows:

11 "Precinct" means any part of a city, village or  
12 incorporated town of over 200,000 population which was a  
13 "voting precinct" or an "election precinct" for voting at the  
14 last general election.

15 "Political subdivision" means a township, road district,  
16 city, village or incorporated town, as the case may be.

17 "Legal voter", insofar as the signing of a petition for a  
18 local option election is concerned, means a person who is  
19 registered to vote at the address shown opposite his  
20 signature on the petition or was registered to vote at such  
21 address when he signed the petition.

22 "Annexed area" means a territory which has attached to  
23 and become a part of a different political subdivision or  
24 precinct. The term shall be an appropriate designation only  
25 until the area to which it attaches holds a referendum  
26 hereunder.

27 "Disconnected area" means a territory which has detached  
28 or separated from a political subdivision or precinct.

29 "Licensed establishment" means the premises specified in  
30 a retailer's license pursuant to paragraph (d) of Section 5-1  
31 and whose primary business is the sale of alcoholic beverages

1 on the premises, which premises are located in any  
2 municipality having more than 2,000,000 inhabitants.

3 In the phrase, "Shall the sale at retail of alcoholic  
4 liquor ~~(or alcoholic liquor other than beer containing not~~  
5 ~~more than 4% of alcohol by weight)~~ ~~(or alcoholic liquor~~  
6 ~~containing more than 4% of alcohol by weight except in the~~  
7 ~~original package and not for consumption on the premises)~~ be  
8 prohibited in (or at) ....?" the proper name, whether of a  
9 "township", "road district", "precinct", "city", "village" or  
10 "incorporated town", or the street address of the licensed  
11 establishment, shall be understood to be inserted in the  
12 blank, and the same shall be inserted in the petitions filed  
13 by and the ballots prepared for the voters of any precinct,  
14 township, road district, city, village or incorporated town.

15 "Clerk", with reference to cities, villages and  
16 incorporated towns, and precinct situated therein, means the  
17 town, city or village clerk, as the case may be; with  
18 reference to cities, villages and incorporated towns which  
19 have by ordinance created a Board of Election Commissioners,  
20 it means the Board of Election Commissioners; with reference  
21 to road districts in counties not under township  
22 organization, it means the road district clerk; with  
23 reference to townships or parts of townships lying outside of  
24 cities, villages and incorporated towns in counties under  
25 township organization, it means the township clerk.

26 "Election" as used in reference to cities, villages and  
27 incorporated towns, means an election at a time fixed by the  
28 general election law for choosing city, village or  
29 incorporated town officers. "Election" also means an election  
30 at a time fixed by the general election law for choosing  
31 county, township or road district officers.

32 In case an election is to be held for officers of the  
33 city, village, incorporated town, township, or road district  
34 to which a proposition requested pursuant to this Article

1 shall be submitted, or for the election of officers of a  
2 township or road district in which it is requested that such  
3 proposition be submitted to that part of a township or road  
4 district lying outside the corporate limits of a city,  
5 village or incorporated town, not less than 90 days nor more  
6 than 6 months following the filing of such petition, then the  
7 words "next ensuing election" as used herein shall mean the  
8 next ensuing election for officers of such city, village,  
9 incorporated town, township or road district, regardless of  
10 any intervening elections at which residents of such city,  
11 village, incorporated town, township or road district may  
12 vote.

13 (Source: P.A. 86-861; 87-347.)

14 (235 ILCS 5/9-2) (from Ch. 43, par. 167)

15 Sec. 9-2. When any legal voters of a precinct in any  
16 city, village or incorporated town of more than 200,000  
17 inhabitants, as determined by the last preceding Federal  
18 census, desire to pass upon the question of whether the sale  
19 at retail of alcoholic liquor shall be prohibited in the  
20 precinct or at a particular street address within the  
21 precinct, they shall, at least 90 days before an election,  
22 file in the office of the clerk of such city, village or  
23 incorporated town, a petition directed to the clerk,  
24 containing the signatures of not less than 25% of the legal  
25 voters registered with the board of election commissioners or  
26 county clerk, as the case may be, from the precinct.  
27 Provided, however, that when the petition seeks to prohibit  
28 the sale at retail of alcoholic liquor at a particular street  
29 address of a licensed establishment within the precinct the  
30 petition shall contain the signatures of not less than 40% of  
31 the legal voters requested from that precinct. The petition  
32 shall request that the proposition "Shall the sale at retail  
33 of alcoholic liquor be prohibited in (or at) ....?" be

1 submitted to the voters of the precinct at the next ensuing  
2 election at which such proposition may be voted upon. The  
3 submission of the question to the voters of such precinct at  
4 such election shall be mandatory when the petition has been  
5 filed in proper form with the clerk. If more than one set of  
6 petitions are presented to the clerk for submission at the  
7 same election, the petition presented first shall be given  
8 preference; however, the clerk shall provisionally accept any  
9 other set of petitions setting forth the same (or  
10 substantially the same) proposition. If the first set of  
11 petitions for a proposition is found to be in proper form and  
12 is not found to be invalid, it shall be accepted by the clerk  
13 and all provisionally accepted sets of petitions setting  
14 forth the same (or substantially the same) proposition shall  
15 be rejected by the clerk. If the first set of petitions for  
16 a proposition is found not to be in proper form or is found  
17 to be invalid, the clerk shall (i) reject the first set of  
18 petitions, (ii) accept the first provisionally accepted set  
19 of petitions that is in proper form and is not found to be  
20 invalid, and (iii) reject all other provisionally accepted  
21 sets of petitions setting forth the same (or substantially  
22 the same) proposition. Notice of the filing of the petition  
23 and the result of the election shall be given to the  
24 Secretary of State at his offices in both, Chicago and  
25 Springfield, Illinois. A return of the result of the election  
26 shall be made to the clerk of the city, village or  
27 incorporated town in which the precinct is located. If a  
28 majority of the voters voting upon such proposition vote  
29 "YES", the sale at retail of alcoholic liquor shall be  
30 prohibited in the precinct or at the street address. If the  
31 sale at retail of alcoholic liquor at a particular street  
32 address is prohibited pursuant to this Section, the license  
33 for any establishment at that street address shall be void,  
34 and no person may apply for a license for the sale at retail

1 of alcoholic liquor at an establishment at that street  
2 address unless such prohibition is discontinued pursuant to  
3 Section 9-10.

4 In cities, villages and incorporated towns of 200,000 or  
5 less population, as determined by the last preceding Federal  
6 census, the vote upon the question of prohibiting the sale at  
7 retail of alcoholic liquor, ~~or alcoholic liquor other than~~  
8 ~~beer containing not more than 4% of alcohol by volume, or~~  
9 ~~alcoholic liquor containing more than 4% of alcohol by weight~~  
10 ~~in the original package and not for consumption on the~~  
11 ~~premises,~~ shall be by the voters of the political subdivision  
12 as a unit. When any legal voters of such a city, village or  
13 incorporated town desire to pass upon the question of whether  
14 the sale at retail of alcoholic liquor shall be prohibited in  
15 the municipality, they shall, at least 90 days before an  
16 election, file in the office of the clerk of the  
17 municipality, a petition directed to the clerk, containing  
18 the signatures of not less than 25% of the legal voters  
19 registered with the board of election commissioners or county  
20 clerk, as the case may be, from the municipality. The  
21 petition shall request that the proposition, "Shall the sale  
22 at retail of alcoholic liquor be prohibited in....?" be  
23 submitted to the voters of the municipality at the next  
24 ensuing election at which the proposition may be voted upon.  
25 The submission of the question to the voters of the  
26 municipality at such election shall be mandatory when the  
27 petition has been filed in proper form with the clerk. If  
28 more than one set of petitions are presented to the clerk for  
29 submission at the same election, setting forth the same or  
30 different propositions, the petition presented first shall be  
31 given preference and the clerk shall refuse to accept any  
32 other set of petitions. Notice of the filing of the petition  
33 and the result of the election shall be given to the  
34 Secretary of State at his offices in both Chicago and

1 Springfield, Illinois. A return of the result of the election  
2 shall be made to the clerk of the city, village or  
3 incorporated town. If a majority of the voters voting upon  
4 the proposition vote "Yes", the sale at retail of alcoholic  
5 liquor shall be prohibited in the municipality.

6 In the event a municipality does not vote to prohibit the  
7 sale at retail of alcoholic liquor, the council or governing  
8 body shall ascertain and determine what portions of the  
9 municipality are predominantly residence districts. No  
10 license permitting the sale of alcoholic liquors shall be  
11 issued by the local liquor commissioner or licensing officer  
12 permitting the sale of alcoholic liquors at any place within  
13 the residence district so determined, unless the owner or  
14 owners of at least two-thirds of the frontage, 200 feet in  
15 each direction along the street and streets adjacent to the  
16 place of business for which a license is sought, file with  
17 the local liquor commissioner or licensing officer, his or  
18 their written consent to the use of such place for the sale  
19 of alcoholic liquors.

20 In each township or road district lying outside the  
21 corporate limits of a city, village or incorporated town, or  
22 in a part of a township or road district lying partly within  
23 and partly outside a city, village or incorporated town, the  
24 vote of such township, road district or part thereof, shall  
25 be as a unit. When any legal voters of any such township, or  
26 part thereof, in counties under township organization, or any  
27 legal voters of such road district or part thereof, in  
28 counties not under township organization, desire to vote upon  
29 the proposition as to whether the sale at retail of alcoholic  
30 liquor shall be prohibited in such township or road district  
31 or part thereof, they shall, at least 90 days before an  
32 election, file in the office of the township or road district  
33 clerk, of the township or road district within which the  
34 election is to be held, a petition directed to the clerk and

1 containing the signatures of not less than 25% of the legal  
 2 voters registered with the county clerk from such township or  
 3 road district or part thereof. The submission of the question  
 4 to the voters of the township, road district or part thereof,  
 5 at the next ensuing election shall be mandatory when the  
 6 petition has been filed in proper form with the clerk. If  
 7 more than one set of petitions are presented to the clerk for  
 8 submission at the same election, setting forth the same or  
 9 different propositions, the petition presented first shall be  
 10 given preference and the clerk shall refuse to accept any  
 11 other set of petitions. A return of the result of such  
 12 election shall be made to the clerk of the township or road  
 13 district in which the territory is situated, and shall also  
 14 be made to the Secretary of State at his offices in both  
 15 Chicago and Springfield, Illinois.

16 (Source: P.A. 88-613, eff. 1-1-95.)

17 (235 ILCS 5/9-2a) (from Ch. 43, par. 167a)

18 Sec. 9-2a. Sports Facilities. Any vote under this  
 19 Article, whenever held, to prohibit sales at retail of  
 20 alcoholic liquor ~~(or--alcoholic--liquor--other--than--liquor~~  
 21 ~~containing--not--more--than--4%--of--alcohol--by--weight)~~ in a  
 22 precinct in a city, village or incorporated town of more than  
 23 200,000 inhabitants shall not apply to such sales at any new  
 24 sports facility owned by any unit of local government and  
 25 constructed after July 7, 1988, or at any new stadium  
 26 described in subsection (a) of Section 10-215 of the Property  
 27 Tax Code, or to a sports stadium having more than 15,000 but  
 28 less than 50,000 seats in any municipality having more than  
 29 2,000,000 inhabitants, and such sales shall not be prohibited  
 30 pursuant to any vote of the legal voters in such a precinct.  
 31 It is declared to be the law of this State, pursuant to  
 32 subsections (h) and (i) of Section 6 of Article VII of the  
 33 Illinois Constitution of 1970 that the power to determine the

1 application of any local referendum with respect to sales of  
2 alcoholic liquors as provided herein is an exercise of  
3 exclusive State power and may not be exercised concurrently  
4 by any unit of local government, including home rule units.

5 (Source: P.A. 88-670, eff. 12-2-94.)

6 (235 ILCS 5/9-4) (from Ch. 43, par. 169)

7 Sec. 9-4. A petition for submission of the proposition  
8 shall be in substantially the following form:

9 To the .... clerk of the (here insert the corporate or  
10 legal name of the county, township, road district, city,  
11 village or incorporated town):

12 The undersigned, residents and legal voters of the ....  
13 (insert the legal name or correct designation of the  
14 political subdivision or precinct, as the case may be),  
15 respectfully petition that you cause to be submitted, in the  
16 manner provided by law, to the voters thereof, at the next  
17 election, the proposition "Shall the sale at retail of  
18 alcoholic liquor ~~(or--alcoholic--liquor--other--than--beer~~  
19 ~~containing--not--more--than--4%--of--alcohol--by--weight)~~--~~(or~~  
20 ~~alcoholic-liquor-containing-more-than-4%-of-alcohol-by-weight~~  
21 ~~except-in-the-original-package-and-not-for-consumption-on-the~~  
22 ~~premises)~~ be prohibited in this .... (or at the following  
23 address ....)?"

24 -----

25	Name of	P. O. address	Description of precinct	Date of
26	signer	(including	township, road district	signing
27		street no.,	or part thereof, as of	
28		if any).	the last general	
29			election	

30 -----

31 A petition for a proposition to be submitted to the  
32 voters of a precinct shall also contain in plain and nonlegal  
33 language a description of the precinct to which the



1 proposition is to be submitted at the election. The  
2 description shall describe the territory of the precinct by  
3 reference to streets, natural or artificial landmarks,  
4 addresses, or by any other method which would enable a voter  
5 signing such petition to be informed of the territory of the  
6 precinct. Each such petition for a precinct referendum shall  
7 also contain a list of the names and addresses of all  
8 licensees in the precinct.

9 Such petition shall conform to the requirements of the  
10 general election law, as to form and signature requirements.  
11 The circulator's statement shall include an attestation of:  
12 (1) that none of the signatures on this petition sheet were  
13 signed more than 4 months before the filing of this petition,  
14 or (2) the dates on which the petitioners signed the  
15 petition, and shall be sworn to before an officer residing in  
16 the county where such legal voters reside and authorized to  
17 administer oaths therein. No signature shall be revoked  
18 except by a revocation filed within 20 days from the filing  
19 of the petition with the clerk with whom the petition is  
20 required to be filed. Upon request of any citizen for a  
21 photostatic copy of the petition and paying or tendering to  
22 the clerk the costs of making the photostatic copy, the clerk  
23 shall immediately make, or cause to be made a photostatic  
24 copy of such petition. The clerk shall also deliver to such  
25 person, his official certification that such copy is a true  
26 copy of the original, stating the day when such original was  
27 filed in his office. Any 5 legal voters or any affected  
28 licensee of any political subdivision, district or precinct  
29 in which a proposed election is about to be held as provided  
30 for in this Act, within any time up to 30 days immediately  
31 prior to the date of such proposed election and upon filing a  
32 bond for costs, may contest the validity of the petitions for  
33 such election by filing a verified petition in the Circuit  
34 Court for the county in which the political subdivision,

1 district or precinct is situated, setting forth the grounds  
 2 for contesting the validity of such petitions. Upon the  
 3 filing of the petition, a summons shall be issued by the  
 4 Court, addressed to the appropriate city, village, town,  
 5 township or road district clerk, notifying the clerk of the  
 6 filing of the petition and directing him to appear before the  
 7 Court on behalf of the political subdivision or district at  
 8 the time named in the summons; provided, the time shall not  
 9 be less than 5 days nor more than 15 days after the filing of  
 10 the petition. The procedure in these cases, as far as may be  
 11 applicable, shall be the same as that provided for the  
 12 objections to petitions in the general election law. Any  
 13 legal voter in the political subdivision or precinct in which  
 14 such election is to be held may appear in person or by  
 15 counsel, in any such contest to defend or oppose the validity  
 16 of the petition for election.

17 The municipal, town or road district clerk shall certify  
 18 the proposition to be submitted at the election to the  
 19 appropriate election officials, in accordance with the  
 20 general election law, unless the petition has been determined  
 21 to be invalid. If the court determines the petitions to be  
 22 invalid subsequent to the certification by the clerk, the  
 23 court's order shall be transmitted to the election officials  
 24 and shall nullify such certification.

25 (Source: P.A. 86-861; 87-347.)

26 (235 ILCS 5/9-6) (from Ch. 43, par. 171)

27 Sec. 9-6. The proposition shall be in substantially the  
 28 following form:

29 -----

30 Shall the sale at retail of  
 31 alcoholic liquor ~~(or-alcoholic~~  
 32 ~~liquor-ether-than-beer-containing~~ YES  
 33 ~~not-more-than-4%-of-alcohol-by~~

1 ~~weight)-(or-alcoholic-liquor -----~~  
2 ~~containing-more-than-4%-alcohol-by~~  
3 ~~weight-in-the-original-package~~  
4 ~~and-not-for-consumption-on-the NO~~  
5 ~~premises) be prohibited in (or at) ....?~~

6 -----  
7       In a precinct referendum, the proposition ballot shall  
8 also contain a common description of the precinct in plain  
9 and nonlegal language, which may be prepared by the election  
10 official or adopted from the description on the petition,  
11 unless the election official responsible for conducting the  
12 election determines that a description cannot be included  
13 within the space limitations on the ballot to be used in the  
14 election. If the description is not to be included on the  
15 ballot, the election officials shall prepare large printed  
16 copies of the description of the precinct together with a  
17 notice of the proposition which shall be prominently  
18 displayed in the precinct polling place at the election.

19 (Source: P.A. 86-861.)

20 (235 ILCS 5/9-7) (from Ch. 43, par. 172)

21       Sec. 9-7. The clerk shall record in a well bound book,  
22 to be kept in his office by himself and his successor, the  
23 result of the vote upon the proposition. The result of the  
24 vote may be proved in all courts and in all proceedings by  
25 this record or by the official certification of the clerk. In  
26 cases where the record or certification shows that a majority  
27 of the voters voting upon the proposition voted "YES", the  
28 record or certification shall be prima facie evidence that  
29 the sale at retail of alcoholic liquor ~~or-the-sale-at-retail~~  
30 ~~of-alcoholic-liquor-other-than-beer-containing-not-more--than~~  
31 ~~4%--of--alcohol--by-weight-or-the-sale-at-retail-of-alcoholic~~  
32 ~~liquor-containing-more-than-4%-of-alcohol-by-weight-except-in~~  
33 ~~the-original-package-and-not-for-consumption-on-the-premises,~~

1 as--the--ease--may--be, is prohibited in the political  
2 subdivision or precinct or at the licensed establishment to  
3 which such vote was applicable.

4 (Source: P.A. 86-861.)

5 (235 ILCS 5/9-8) (from Ch. 43, par. 173)

6 Sec. 9-8. The status of all the territory within any  
7 political subdivision or precinct, relative to the sale at  
8 retail of alcoholic liquor, ~~or--the--sale--at--retail--of~~  
9 ~~alcoholic-liquor-ether-than-beer-containing-not-more-than--4%~~  
10 ~~of--alcohol--by--weight,--or--the-sale-at-retail-of-alcoholic~~  
11 ~~liquor-containing-more-than-4%-of-alcohol-by-weight-except-in~~  
12 ~~the-original-package-and-not-for-consumption-on-the-premises,~~  
13 as-the-ease-may-be, shall remain the same, notwithstanding  
14 any change which may be made in the limits of any such  
15 political subdivision or precinct until the voters thereof  
16 have changed such status as to annexed or disconnected areas  
17 under the provisions of Section 9-9 of this Article, or until  
18 the voters have changed such status for areas other than  
19 annexed or disconnected areas under the provisions of Section  
20 9-2 or Section 9-10.

21 (Source: P.A. 84-716.)

22 (235 ILCS 5/9-9) (from Ch. 43, par. 173.1)

23 Sec. 9-9. The status of an annexed area or disconnected  
24 area, relative to the sale at retail of alcoholic liquor  
25 pursuant to Section 9-8, shall remain the same until changed  
26 in accordance with the following provisions:

27 (a) Upon the filing, in the office of the clerk of the  
28 political subdivision or precinct of which the annexed area  
29 or disconnected area becomes a part, of a petition directed  
30 to such clerk, containing the signatures of not less than 25%  
31 of the legal voters residing in such annexed or disconnected  
32 area, to submit to the voters thereof the proposition to

1 continue its current status, the clerk shall certify that  
 2 proposition to the proper election officials, who shall  
 3 submit the proposition to the voters of the annexed or  
 4 disconnected area at an election in accordance with the  
 5 general election law. The petition shall be supported by an  
 6 affidavit made by one or more of the petitioners and stating  
 7 that the signatures represent not less than 25% of the legal  
 8 voters residing in the annexed or disconnected area. The  
 9 provisions in Sections 9-1, 9-2, 9-4, 9-5, 9-6 and 9-7 shall  
 10 apply except where they conflict with this Section, in which  
 11 event the provisions of this Section shall control. If a  
 12 majority of the voters voting upon such proposition in any  
 13 such annexed or disconnected area vote "NO", the current  
 14 status shall cease in that area; or

15 (b) Upon the filing in the office of the clerk of the  
 16 political subdivision of which the annexed area or  
 17 disconnected area becomes a part of a petition directed to  
 18 such clerk containing the signatures of not less than 66 2/3%  
 19 of all the legal voters residing in the annexed or  
 20 disconnected area to change the status in that annexed or  
 21 disconnected area relative to the sale at retail of alcoholic  
 22 liquor by either:

- 23 (1) discontinuing any existing prohibition, or
- 24 (2) prohibiting the sale at retail of alcoholic  
 25 liquor, or

26 ~~(3) prohibiting the sale at retail of alcoholic~~  
 27 ~~liquor other than beer containing not more than 4% of~~  
 28 ~~alcohol by weight, or~~

29 ~~(4) prohibiting the sale at retail of alcoholic~~  
 30 ~~liquor containing more than 4% of alcohol by weight~~  
 31 ~~except in the original package and not for consumption on~~  
 32 ~~the premises, the requirements for an election in~~  
 33 subsection (a) above shall be waived.

34 The requirement of Section 9-4 regarding verification of a

1 petition shall apply to this petition. Thirty days following  
 2 the filing of such petition, the requested status, as  
 3 specified in such petition, shall become effective in the  
 4 annexed or disconnected area, unless within the 30 day  
 5 period, written verified objections by a voter residing in  
 6 the annexed or disconnected area are filed with the clerk.  
 7 The objections shall be limited to an attack upon the  
 8 validity of the petition and its execution. In such event,  
 9 the clerk shall forthwith submit to the Circuit Court for the  
 10 county in which the area is located, the petition and  
 11 objections thereto. A hearing shall be held thereon within 30  
 12 days after the petition and objections are filed with the  
 13 court. If the court finds that the petition is valid and  
 14 properly executed, the court shall enter an order finding  
 15 that the petition is valid. Thereupon, the requested status  
 16 shall be effective. If the court finds that the petition is  
 17 not valid, the petition shall be dismissed.

18 (c) A vote under subsection (a) above or the filing of a  
 19 valid petition under subsection (b) above shall bar further  
 20 proceedings under this Section for 47 months thereafter.

21 (Source: P.A. 82-783.)

22 (235 ILCS 5/9-10) (from Ch. 43, par. 174)

23 Sec. 9-10. Upon the filing in the office of the clerk,  
 24 at least 90 days before an election in any political  
 25 subdivision or precinct, as the case may be, of a petition  
 26 directed to such clerk, containing the signatures of not less  
 27 than 25% or 40% of the legal voters of the territory which  
 28 has prohibited the sale at retail of alcoholic liquor ~~or the~~  
 29 ~~sale at retail of alcoholic liquor other than beer containing~~  
 30 ~~not more than 4% of alcohol by weight or the sale at retail~~  
 31 ~~of alcoholic liquor containing more than 4% of alcohol by~~  
 32 ~~weight except in the original package and not for consumption~~  
 33 ~~on the premises,~~ or a petition directed to such clerk

1 containing the signatures of not less than 25% of the legal  
 2 voters of a municipality within which such territory is  
 3 located, to submit to the voters thereof the proposition to  
 4 continue such prohibition, the clerk shall certify such  
 5 proposition to the proper election officials, who shall  
 6 submit the proposition at such election to the voters of such  
 7 political subdivision or precinct. Where such proposition is  
 8 submitted pursuant to a petition signed by not less than 25%  
 9 of the legal voters of a municipality within which such  
 10 territory is located, the legal voters of the entire  
 11 municipality may vote on the proposition. For the purposes of  
 12 this Section, the number of legal voters shall be computed  
 13 upon the same basis as is provided in Section 9-2 for the  
 14 filing of a petition for referendum on the question of  
 15 whether the sale at retail of alcoholic liquor shall be  
 16 prohibited. So far as applicable, the provisions of Sections  
 17 9-1, 9-4, 9-5, 9-6 and 9-7 shall apply. The proposition  
 18 shall be in the following form:

19 -----  
 20 Shall the prohibition of the sale  
 21 at retail of alcoholic liquor (~~or~~  
 22 ~~alcoholic-liquor-other-than-beer~~ YES  
 23 ~~containing-not-more-than-4%-of~~  
 24 ~~alcohol-by-weight)-or-(alcoholic~~ -----  
 25 ~~liquor-containing-more-than-4%-of~~  
 26 ~~alcohol-by-weight-in-the-original~~ NO  
 27 ~~package-and-not-for-consumption~~  
 28 ~~on-the-premises)~~ be continued  
 29 in (or at) .....?  
 30 -----

31 In a precinct referendum, the referendum ballot shall also  
 32 contain a common description of the precinct in plain and  
 33 nonlegal language, which may be prepared by the election  
 34 official or adopted from the description on the petition,

1 unless the election official responsible for conducting the  
2 election determines that a description cannot be included  
3 within the space limitations on the ballots to be used in the  
4 election. If the description is not to be included on the  
5 ballot, the clerk shall prepare large printed copies of the  
6 description of the precinct together with a notice of the  
7 proposition which shall be prominently displayed in the  
8 precinct polling place at the election. If a majority of the  
9 voters voting upon such last mentioned proposition in any  
10 such political subdivision or precinct vote "NO", such  
11 prohibition shall cease in such political subdivision or  
12 precinct or at the applicable licensed establishment; and  
13 where such political subdivision or precinct is a city,  
14 village or incorporated town situated wholly or partly within  
15 the boundaries of a township or road district having a  
16 similar prohibition, a majority vote of the voters voting  
17 "NO" upon such proposition as above described will result in  
18 the prohibition ceasing in that part of the township or road  
19 district situated within such city, village or incorporated  
20 town. In the event the boundaries of such political  
21 subdivision or precinct have been altered or the numbers of  
22 any precincts have been changed subsequent to the original  
23 election making the territory prohibited territory and prior  
24 to the filing of such petition for resubmission of the  
25 question, only those voters actually residing in the  
26 prohibited territory shall be eligible as signers of such  
27 resubmission petition, except that this limitation shall not  
28 apply in the case of a resubmission petition signed by at  
29 least 25% of the legal voters of a municipality in which the  
30 prohibited territory is located. The petition mentioned in  
31 this Section shall be a public document and shall be subject  
32 to inspection by the public.

33 (Source: P.A. 86-861.)



(235 ILCS 5/9-11) (from Ch. 43, par. 175)

Sec. 9-11. A vote under the provisions of this Act in and for any political subdivision or precinct or licensed establishment upon the proposition to prohibit the sale at retail of alcoholic liquor or to prohibit the sale at retail of alcoholic liquor ~~other than beer containing not more than 4% of alcohol by weight or to prohibit the sale at retail of alcoholic liquor containing more than 4% of alcohol by weight except in the original package and not for consumption on the premises~~ or in and for any political subdivision or precinct upon the proposition to continue any of such prohibitions shall be a bar to the submission to the voters thereof of any of such propositions as applied to all or any part of that political subdivision or precinct for 47 months thereafter.

(Source: P.A. 86-861.)

(235 ILCS 5/9-13) (from Ch. 43, par. 176)

Sec. 9-13. It is unlawful to sell alcoholic liquor at retail or to grant or issue, or cause to be granted or issued, any license to sell alcoholic liquor at retail within the limits of any political subdivision or precinct or at any premises while the prohibition against such sales is in effect, ~~or to sell at retail alcoholic liquor other than beer containing not more than 4% of alcohol by weight, or to grant or issue or cause to be granted any license to sell such alcoholic liquor at retail within the limits of such political subdivision or precinct while the prohibition against such sales is in effect, or to sell at retail alcoholic liquor containing more than 4% of alcohol by weight except in the original package and not for consumption on the premises,~~ or to grant or issue or cause to be granted or issued any license to sell such alcoholic liquor at retail within the limits of such political subdivision or precinct while the prohibition against such sales is in effect. If any

1 such license be granted or issued in violation of this  
2 Section, the license shall be void. This section shall not  
3 prohibit the issuance of and operation under a manufacturer's  
4 or distributor's or importing distributor's license in  
5 accordance with law.

6 (Source: P.A. 86-861.)

7 Section 99. Effective date. This Act takes effect upon  
8 becoming law.