

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 Election Code is amended by changing Section  
5 7-11.1 as follows:

6 (10 ILCS 5/7-11.1) (from Ch. 46, par. 7-11.1)

7 Sec. 7-11.1. Whenever a vacancy in any elective county  
8 office is to be filled by election pursuant to Section 25-11 of  
9 this Code or Section 2-6003 of the Counties Code, nominations  
10 shall be made and any vacancy in nomination for a county office  
11 shall be filled pursuant to this Section:

12 (1) If the vacancy in office occurs before the first date  
13 provided in Section 7-12 for filing nomination papers for the  
14 primary in the next even numbered year following the  
15 commencement of the term, nominations for the election for  
16 filling such vacancy shall be made pursuant to this Article 7  
17 as provided for other county offices.

18 (2) Except as otherwise provided in paragraph (3.5), if ~~if~~  
19 the vacancy in office occurs during the time provided in  
20 Section 7-12 for filing nomination papers for county offices  
21 for the primary in the next even-numbered year following  
22 commencement of the term of office in which such vacancy  
23 occurs, the time for filing nomination papers for such office

1 for the primary shall not be more than 91 days and not less  
2 than 85 days prior to the date of the primary election.

3 (3) Except as otherwise provided in paragraph (3.5), if  
4 the vacancy in office occurs after the last day provided in  
5 Section 7-12 for filing nomination papers for any elective  
6 county office a vacancy in nomination shall be deemed to have  
7 occurred and the county central committee or the appropriate  
8 county board district committee of each established political  
9 party shall nominate, by resolution, a candidate to fill such  
10 vacancy in nomination for election to such office at such  
11 general election. In the nomination proceedings to fill such  
12 vacancy in nomination, each member of the county central  
13 committee, or the county board district committee, as the case  
14 may be, shall have the voting strength as set forth in Sections  
15 7-8 and 7-8.01, respectively. The name of the candidate so  
16 nominated shall not appear on the ballot at the general primary  
17 election. Such vacancy in nomination shall be filled prior to  
18 the date of certification of candidates for the general  
19 election.

20 (3.5) If the vacancy in the office of President of the Cook  
21 County Board occurs on or after the first day provided in  
22 Section 7-12 for filing nomination papers for the primary in  
23 the next even-numbered year following the commencement of the  
24 term, a vacancy in nomination shall be deemed to have occurred  
25 and the county central committee of each established political  
26 party shall nominate, by resolution, a candidate to fill such

1 vacancy in nomination for the election to such office at such  
2 general election. In the nomination proceedings to fill such  
3 vacancy in nomination, each member of the county central  
4 committee shall have the voting strength as set forth in  
5 Section 7-8. The office shall not appear on the ballot at the  
6 general primary election. Any vacancy in nomination occurring  
7 on or after the primary and prior to certification must be  
8 filled prior to the date of certification. Any vacancy in  
9 nomination occurring after certification but prior to 15 days  
10 before the general election shall be filled within 8 days after  
11 the event creating the vacancy in nomination.

12 (4) The resolution to fill the vacancy shall be duly  
13 acknowledged before an officer qualified to take  
14 acknowledgments of deeds and shall include, upon its face, the  
15 following information:

16 (a) the name of the original nominee and the office  
17 vacated;

18 (b) the date on which the vacancy occurred;

19 (c) the name and address of the nominee selected to fill  
20 the vacancy and the date of selection.

21 The resolution to fill the vacancy shall be accompanied by  
22 a Statement of Candidacy, as prescribed in Section 7-10,  
23 completed by the selected nominee and a receipt indicating that  
24 such nominee has filed a Statement of Economic Interests as  
25 required by the Illinois Governmental Ethics Act.

26 The provisions of Sections 10-8 through 10-10.1 relating to

1 objections to nomination papers, hearings on objections and  
2 judicial review, shall also apply to and govern objections to  
3 nomination papers and resolutions for filling vacancies in  
4 nomination filed pursuant to this Section.

5 Unless otherwise specified herein, the nomination and  
6 election provided for in this Section shall be governed by this  
7 Code.

8 (Source: P.A. 84-1308.)

9 Section 10. The Counties Code is amended by changing  
10 Section 2-6003 as follows:

11 (55 ILCS 5/2-6003) (from Ch. 34, par. 2-6003)

12 Sec. 2-6003. Vacancy in office of president. In case of the  
13 death, resignation, removal from office or other inability to  
14 act of the president so elected, the board of commissioners  
15 shall within 30 days appoint, by election, one of their number  
16 to serve as president. If ~~if~~ more than 28 months of the  
17 unexpired term remain, a special election shall be held ~~the~~  
18 ~~vacancy shall be filled~~ at the next general election to elect a  
19 person , at which election one of the regularly elected or  
20 appointed members of the board of commissioners shall be  
21 elected to serve the unexpired term of the president. In the  
22 case of a special election under this Section, the appointed  
23 officer shall serve until the election results are certified  
24 and the person elected at the special election is qualified. If

1 28 months or less ~~less than two years and sixty days~~ of the  
2 unexpired term remain, the appointed officer shall serve for  
3 the remainder of the term ~~board of commissioners shall elect~~  
4 ~~one of their number to serve the unexpired term of the~~  
5 ~~president.~~

6 (Source: P.A. 86-962.)

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