



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004
HB4174

Introduced 1/22/2004, by Mike Boland

SYNOPSIS AS INTRODUCED:

10 ILCS 5/28-7

from Ch. 46, par. 28-7

Amends the Election Code. With respect to local referenda authorized by the Illinois Constitution, changes the minimum petition signature requirement to at least 8% of the number of votes cast in the governmental unit for candidates for Governor in the preceding gubernatorial election.

LRB093 15977 JAM 41600 b

1 AN ACT concerning elections.

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 28-7 as follows:

6 (10 ILCS 5/28-7) (from Ch. 46, par. 28-7)

7 Sec. 28-7. In any case in which Article VII or paragraph
8 (a) of Section 5 of the Transition Schedule of the Constitution
9 authorizes any action to be taken by or with respect to any
10 unit of local government, as defined in Section 1 of Article
11 VII of the Constitution, by or subject to approval by
12 referendum, any such public question shall be initiated in
13 accordance with this Section.

14 Any such public question may be initiated by the governing
15 body of the unit of local government by resolution or by the
16 filing with the clerk or secretary of the governmental unit of
17 a petition signed by a number of qualified electors equal in
18 number to at least 8% of the votes cast for candidates for
19 Governor in the preceding gubernatorial election by the
20 registered voters of the ~~to or greater than 10% of the number~~
21 ~~of registered voters in the~~ governmental unit, requesting the
22 submission of the proposal for such action to the voters of the
23 governmental unit at a regular election.

24 If the action to be taken requires a referendum involving 2
25 or more units of local government, the proposal shall be
26 submitted to the voters of such governmental units by the
27 election authorities with jurisdiction over the territory of
28 the governmental units. Such multi-unit proposals may be
29 initiated by appropriate resolutions by the respective
30 governing bodies or by petitions of the voters of the several
31 governmental units filed with the respective clerks or
32 secretaries.

1 This Section is intended to provide a method of submission
2 to referendum in all cases of proposals for actions which are
3 authorized by Article VII of the Constitution by or subject to
4 approval by referendum and supersedes any conflicting
5 statutory provisions except those contained in the "County
6 Executive Act".

7 Referenda provided for in this Section may not be held more
8 than once in any 23-month period on the same proposition,
9 provided that in any municipality a referendum to elect not to
10 be a home rule unit may be held only once within any 47-month
11 period.

12 (Source: P.A. 82-750.)