



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB2368

Introduced 2/19/2009, by Rep. 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 (now, 10% of the number of registered voters).

LRB096 03787 JAM 13817 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.

1           If the action to be taken requires a referendum involving 2  
2 or more units of local government, the proposal shall be  
3 submitted to the voters of such governmental units by the  
4 election authorities with jurisdiction over the territory of  
5 the governmental units. Such multi-unit proposals may be  
6 initiated by appropriate resolutions by the respective  
7 governing bodies or by petitions of the voters of the several  
8 governmental units filed with the respective clerks or  
9 secretaries.

10           This Section is intended to provide a method of submission  
11 to referendum in all cases of proposals for actions which are  
12 authorized by Article VII of the Constitution by or subject to  
13 approval by referendum and supersedes any conflicting  
14 statutory provisions except those contained in the "County  
15 Executive Act".

16           Referenda provided for in this Section may not be held more  
17 than once in any 23-month period on the same proposition,  
18 provided that in any municipality a referendum to elect not to  
19 be a home rule unit may be held only once within any 47-month  
20 period.

21           (Source: P.A. 82-750.)