



Rep. William Davis

Filed: 4/23/2018

10000HB4889ham002

LRB100 17729 JWD 39248 a

1 AMENDMENT TO HOUSE BILL 4889

2 AMENDMENT NO. _____. Amend House Bill 4889, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Election Code is amended by changing
6 Sections 7-10 and 10-5 as follows:

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

8 Sec. 7-10. Form of petition for nomination. The name of no
9 candidate for nomination, or State central committeeman, or
10 township committeeman, or precinct committeeman, or ward
11 committeeman or candidate for delegate or alternate delegate to
12 national nominating conventions, shall be printed upon the
13 primary ballot unless a petition for nomination has been filed
14 in his behalf as provided in this Article in substantially the
15 following form:

16 We, the undersigned, members of and affiliated with the

1 party and qualified primary electors of the party, in
 2 the of, in the county of and State of Illinois,
 3 do hereby petition that the following named person or persons
 4 shall be a candidate or candidates of the party for the
 5 nomination for (or in case of committeemen for election to) the
 6 office or offices hereinafter specified, to be voted for at the
 7 primary election to be held on (insert date).

8	Name	Office	Address
9	John Jones	Governor	Belvidere, Ill.
10	Jane James	Lieutenant Governor	Peoria, Ill.
11	Thomas Smith	Attorney General	Oakland, Ill.

12 Name..... Address.....

13 State of Illinois)
 14) ss.
 15 County of.....)

16 I,, do hereby certify that I reside at No.
 17 street, in the of, county of, and State of
 18, that I am 18 years of age or older, that I am a citizen
 19 of the United States, and that the signatures on this sheet
 20 were signed in my presence, and are genuine, and that to the
 21 best of my knowledge and belief the persons so signing were at
 22 the time of signing the petitions qualified voters of the
 23 party, and that their respective residences are correctly
 24 stated, as above set forth.

1
 2 Subscribed and sworn to before me on (insert date).
 3
 4

5 Each sheet of the petition other than the statement of
 6 candidacy and candidate's statement shall be of uniform size
 7 and shall contain above the space for signatures an appropriate
 8 heading giving the information as to name of candidate or
 9 candidates, in whose behalf such petition is signed; the
 10 office, the political party represented and place of residence;
 11 and the heading of each sheet shall be the same.

12 Such petition shall be signed by qualified primary electors
 13 residing in the political division for which the nomination is
 14 sought in their own proper persons only and opposite the
 15 signature of each signer, his residence address shall be
 16 written or printed. The residence address required to be
 17 written or printed opposite each qualified primary elector's
 18 name shall include the street address or rural route number of
 19 the signer, as the case may be, as well as the signer's county,
 20 and city, village or town, and state. However the county or
 21 city, village or town, and state of residence of the electors
 22 may be printed on the petition forms where all of the electors
 23 signing the petition reside in the same county or city, village
 24 or town, and state. Standard abbreviations may be used in
 25 writing the residence address, including street number, if any.
 At the bottom of each sheet of such petition shall be added a

1 circulator statement signed by a person 18 years of age or
2 older who is a citizen of the United States, stating the street
3 address or rural route number, as the case may be, as well as
4 the county, city, village or town, and state; and certifying
5 that the signatures on that sheet of the petition were signed
6 in his or her presence and certifying that the signatures are
7 genuine; and either (1) indicating the dates on which that
8 sheet was circulated, or (2) indicating the first and last
9 dates on which the sheet was circulated, or (3) certifying that
10 none of the signatures on the sheet were signed more than 90
11 days preceding the last day for the filing of the petition and
12 certifying that to the best of his or her knowledge and belief
13 the persons so signing were at the time of signing the
14 petitions qualified voters of the political party for which a
15 nomination is sought. Such statement shall be sworn to before
16 some officer authorized to administer oaths in this State.

17 No petition sheet shall be circulated more than 90 days
18 preceding the last day provided in Section 7-12 for the filing
19 of such petition.

20 The person circulating the petition, or the candidate on
21 whose behalf the petition is circulated, may strike any
22 signature from the petition, provided that:

23 (1) the person striking the signature shall initial the
24 petition at the place where the signature is struck; and

25 (2) the person striking the signature shall sign a
26 certification listing the page number and line number of

1 each signature struck from the petition. Such
2 certification shall be filed as a part of the petition.

3 Such sheets before being filed shall be neatly fastened
4 together in book form, by placing the sheets in a pile and
5 fastening them together at one edge in a secure and suitable
6 manner, and the sheets shall then be numbered consecutively.
7 The sheets shall not be fastened by pasting them together end
8 to end, so as to form a continuous strip or roll. All petition
9 sheets which are filed with the proper local election
10 officials, election authorities or the State Board of Elections
11 shall be the original sheets which have been signed by the
12 voters and by the circulator thereof, and not photocopies or
13 duplicates of such sheets. Each petition must include as a part
14 thereof, a statement of candidacy for each of the candidates
15 filing, or in whose behalf the petition is filed. This
16 statement shall set out the address of such candidate, the
17 office for which he is a candidate, shall state that the
18 candidate is a qualified primary voter of the party to which
19 the petition relates and is qualified for the office specified
20 (in the case of a candidate for State's Attorney it shall state
21 that the candidate is at the time of filing such statement a
22 licensed attorney-at-law of this State), shall state that he
23 has filed (or will file before the close of the petition filing
24 period) a statement of economic interests as required by the
25 Illinois Governmental Ethics Act, shall request that the
26 candidate's name be placed upon the official ballot, and shall

1 be subscribed and sworn to by such candidate before some
2 officer authorized to take acknowledgment of deeds in the State
3 and shall be in substantially the following form:

4 Statement of Candidacy

5	Name	Address	Office	District	Party
6	John Jones	102 Main St.	Governor	Statewide	Republican
7		Belvidere,			
8		Illinois			

9 State of Illinois)

10) ss.

11 County of)

12 I,, being first duly sworn, say that I reside at
13 Street in the city (or village) of, in the county of,
14 State of Illinois; that I am a qualified voter therein and am a
15 qualified primary voter of the party; that I am a
16 candidate for nomination (for election in the case of
17 committeeman and delegates and alternate delegates) to the
18 office of to be voted upon at the primary election to be
19 held on (insert date); that I am legally qualified (including
20 being the holder of any license that may be an eligibility
21 requirement for the office I seek the nomination for) to hold
22 such office and that I have filed (or I will file before the
23 close of the petition filing period) a statement of economic
24 interests as required by the Illinois Governmental Ethics Act
25 and I hereby request that my name be printed upon the official

1 primary ballot for nomination for (or election to in the case
2 of committeemen and delegates and alternate delegates) such
3 office.

4 Signed

5 Subscribed and sworn to (or affirmed) before me by,
6 who is to me personally known, on (insert date).

7 Signed

8 (Official Character)

9 (Seal, if officer has one.)

10 A candidate for an office subject to a limitation on the
11 number of terms an individual may serve for a specific office
12 shall include in the statement of candidacy an affirmation that
13 if elected the person will not exceed any limitations on the
14 number of terms that may be served for the office as
15 established by law, ordinance, or referendum (as applicable). A
16 statement of candidacy for an individual who, if elected, will
17 exceed any limitation on the number of terms for the office
18 shall be presumed invalid and the individual shall be
19 ineligible to appear on the ballot.

20 The petitions, when filed, shall not be withdrawn or added
21 to, and no signatures shall be revoked except by revocation
22 filed in writing with the State Board of Elections, election
23 authority or local election official with whom the petition is
24 required to be filed, and before the filing of such petition.
25 Whoever forges the name of a signer upon any petition required

1 by this Article is deemed guilty of a forgery and on conviction
2 thereof shall be punished accordingly.

3 A candidate for the offices listed in this Section must
4 obtain the number of signatures specified in this Section on
5 his or her petition for nomination.

6 (a) Statewide office or delegate to a national nominating
7 convention. If a candidate seeks to run for statewide office or
8 as a delegate or alternate delegate to a national nominating
9 convention elected from the State at-large, then the
10 candidate's petition for nomination must contain at least 5,000
11 but not more than 10,000 signatures.

12 (b) Congressional office or congressional delegate to a
13 national nominating convention. If a candidate seeks to run for
14 United States Congress or as a congressional delegate or
15 alternate congressional delegate to a national nominating
16 convention elected from a congressional district, then the
17 candidate's petition for nomination must contain at least the
18 number of signatures equal to 0.5% of the qualified primary
19 electors of his or her party in his or her congressional
20 district. In the first primary election following a
21 redistricting of congressional districts, a candidate's
22 petition for nomination must contain at least 600 signatures of
23 qualified primary electors of the candidate's political party
24 in his or her congressional district.

25 (c) County office. If a candidate seeks to run for any
26 countywide office, including but not limited to county board

1 chairperson or county board member, elected on an at-large
2 basis, in a county other than Cook County, then the candidate's
3 petition for nomination must contain at least the number of
4 signatures equal to 0.5% of the qualified electors of his or
5 her party who cast votes at the last preceding general election
6 in his or her county. If a candidate seeks to run for county
7 board member elected from a county board district, then the
8 candidate's petition for nomination must contain at least the
9 number of signatures equal to 0.5% of the qualified primary
10 electors of his or her party in the county board district. In
11 the first primary election following a redistricting of county
12 board districts or the initial establishment of county board
13 districts, a candidate's petition for nomination must contain
14 at least the number of signatures equal to 0.5% of the
15 qualified electors of his or her party in the entire county who
16 cast votes at the last preceding general election divided by
17 the total number of county board districts comprising the
18 county board; provided that in no event shall the number of
19 signatures be less than 25.

20 (d) County office; Cook County only.

21 (1) If a candidate seeks to run for countywide office
22 in Cook County, then the candidate's petition for
23 nomination must contain at least the number of signatures
24 equal to 0.5% of the qualified electors of his or her party
25 who cast votes at the last preceding general election in
26 Cook County.

1 (2) If a candidate seeks to run for Cook County Board
2 Commissioner, then the candidate's petition for nomination
3 must contain at least the number of signatures equal to
4 0.5% of the qualified primary electors of his or her party
5 in his or her county board district. In the first primary
6 election following a redistricting of Cook County Board of
7 Commissioners districts, a candidate's petition for
8 nomination must contain at least the number of signatures
9 equal to 0.5% of the qualified electors of his or her party
10 in the entire county who cast votes at the last preceding
11 general election divided by the total number of county
12 board districts comprising the county board; provided that
13 in no event shall the number of signatures be less than 25.

14 (3) If a candidate seeks to run for Cook County Board
15 of Review Commissioner, which is elected from a district
16 pursuant to subsection (c) of Section 5-5 of the Property
17 Tax Code, then the candidate's petition for nomination must
18 contain at least the number of signatures equal to 0.5% of
19 the total number of registered voters in his or her board
20 of review district in the last general election at which a
21 commissioner was regularly scheduled to be elected from
22 that board of review district. In no event shall the number
23 of signatures required be greater than the requisite number
24 for a candidate who seeks countywide office in Cook County
25 under subsection (d)(1) of this Section. In the first
26 primary election following a redistricting of Cook County

1 Board of Review districts, a candidate's petition for
2 nomination must contain at least 4,000 signatures or at
3 least the number of signatures required for a countywide
4 candidate in Cook County, whichever is less, of the
5 qualified electors of his or her party in the district.

6 (e) Municipal or township office. If a candidate seeks to
7 run for municipal or township office, then the candidate's
8 petition for nomination must contain at least the number of
9 signatures equal to 0.5% of the qualified primary electors of
10 his or her party in the municipality or township. If a
11 candidate seeks to run for alderman of a municipality, then the
12 candidate's petition for nomination must contain at least the
13 number of signatures equal to 0.5% of the qualified primary
14 electors of his or her party of the ward. In the first primary
15 election following redistricting of aldermanic wards or
16 trustee districts of a municipality or the initial
17 establishment of wards or districts, a candidate's petition for
18 nomination must contain the number of signatures equal to at
19 least 0.5% of the total number of votes cast for the candidate
20 of that political party who received the highest number of
21 votes in the entire municipality at the last regular election
22 at which an officer was regularly scheduled to be elected from
23 the entire municipality, divided by the number of wards or
24 districts. In no event shall the number of signatures be less
25 than 25.

26 (f) State central committeeperson. If a candidate seeks to

1 run for State central committeeperson, then the candidate's
2 petition for nomination must contain at least 100 signatures of
3 the primary electors of his or her party of his or her
4 congressional district.

5 (g) Sanitary district trustee. If a candidate seeks to run
6 for trustee of a sanitary district in which trustees are not
7 elected from wards, then the candidate's petition for
8 nomination must contain at least the number of signatures equal
9 to 0.5% of the primary electors of his or her party from the
10 sanitary district. If a candidate seeks to run for trustee of a
11 sanitary district in which trustees are elected from wards,
12 then the candidate's petition for nomination must contain at
13 least the number of signatures equal to 0.5% of the primary
14 electors of his or her party in the ward of that sanitary
15 district. In the first primary election following
16 redistricting of sanitary districts elected from wards, a
17 candidate's petition for nomination must contain at least the
18 signatures of 150 qualified primary electors of his or her ward
19 of that sanitary district.

20 (h) Judicial office. If a candidate seeks to run for
21 judicial office in a district, then the candidate's petition
22 for nomination must contain the number of signatures equal to
23 0.4% of the number of votes cast in that district for the
24 candidate for his or her political party for the office of
25 Governor at the last general election at which a Governor was
26 elected, but in no event less than 500 signatures. If a

1 candidate seeks to run for judicial office in a circuit or
2 subcircuit, then the candidate's petition for nomination must
3 contain the number of signatures equal to 0.25% of the number
4 of votes cast for the judicial candidate of his or her
5 political party who received the highest number of votes at the
6 last general election at which a judicial officer from the same
7 circuit or subcircuit was regularly scheduled to be elected,
8 but in no event less than 1,000 signatures in circuits and
9 subcircuits located in the First Judicial District or 500
10 signatures in every other Judicial District.

11 (i) Precinct, ward, and township committeeperson. If a
12 candidate seeks to run for precinct committeeperson, then the
13 candidate's petition for nomination must contain at least 10
14 signatures of the primary electors of his or her party for the
15 precinct. If a candidate seeks to run for ward committeeperson,
16 then the candidate's petition for nomination must contain no
17 less than the number of signatures equal to 10% of the primary
18 electors of his or her party of the ward, but no more than 16%
19 of those same electors; provided that the maximum number of
20 signatures may be 50 more than the minimum number, whichever is
21 greater. If a candidate seeks to run for township
22 committeeperson, then the candidate's petition for nomination
23 must contain no less than the number of signatures equal to 5%
24 of the primary electors of his or her party of the township,
25 but no more than 8% of those same electors; provided that the
26 maximum number of signatures may be 50 more than the minimum

1 number, whichever is greater.

2 (j) State's attorney or regional superintendent of schools
3 for multiple counties. If a candidate seeks to run for State's
4 attorney or regional Superintendent of Schools who serves more
5 than one county, then the candidate's petition for nomination
6 must contain at least the number of signatures equal to 0.5% of
7 the primary electors of his or her party in the territory
8 comprising the counties.

9 (k) Any other office. If a candidate seeks any other
10 office, then the candidate's petition for nomination must
11 contain at least the number of signatures equal to 0.5% of the
12 registered voters of the political subdivision, district, or
13 division for which the nomination is made or 25 signatures,
14 whichever is greater.

15 For purposes of this Section the number of primary electors
16 shall be determined by taking the total vote cast, in the
17 applicable district, for the candidate for that political party
18 who received the highest number of votes, statewide, at the
19 last general election in the State at which electors for
20 President of the United States were elected. For political
21 subdivisions, the number of primary electors shall be
22 determined by taking the total vote cast for the candidate for
23 that political party who received the highest number of votes
24 in the political subdivision at the last regular election at
25 which an officer was regularly scheduled to be elected from
26 that subdivision. For wards or districts of political

1 subdivisions, the number of primary electors shall be
2 determined by taking the total vote cast for the candidate for
3 that political party who received the highest number of votes
4 in the ward or district at the last regular election at which
5 an officer was regularly scheduled to be elected from that ward
6 or district.

7 A "qualified primary elector" of a party may not sign
8 petitions for or be a candidate in the primary of more than one
9 party.

10 The changes made to this Section of this amendatory Act of
11 the 93rd General Assembly are declarative of existing law,
12 except for item (3) of subsection (d).

13 Petitions of candidates for nomination for offices herein
14 specified, to be filed with the same officer, may contain the
15 names of 2 or more candidates of the same political party for
16 the same or different offices. In the case of the offices of
17 Governor and Lieutenant Governor, a joint petition including
18 one candidate for each of those offices must be filed.

19 (Source: P.A. 96-1018, eff. 1-1-11; 97-81, eff. 7-5-11.)

20 (10 ILCS 5/10-5) (from Ch. 46, par. 10-5)

21 Sec. 10-5. All petitions for nomination shall, besides
22 containing the names of candidates, specify as to each:

23 1. The office or offices to which such candidate or
24 candidates shall be nominated.

25 2. The new political party, if any, represented, expressed

1 in not more than 5 words. However, such party shall not bear
2 the same name as, nor include the name of any established
3 political party as defined in this Article. This prohibition
4 does not preclude any established political party from making
5 nominations in those cases in which it is authorized to do so.

6 3. The place of residence of any such candidate or
7 candidates with the street and number thereof, if any. In the
8 case of electors for President and Vice-President of the United
9 States, the names of candidates for President and
10 Vice-President may be added to the party name or appellation.

11 Such certificate of nomination or nomination papers in
12 addition shall include as a part thereof, the oath required by
13 Section 7-10.1 of this Act and must include a statement of
14 candidacy for each of the candidates named therein, except
15 candidates for electors for President and Vice-President of the
16 United States. Each such statement shall set out the address of
17 such candidate, the office for which he is a candidate, shall
18 state that the candidate is qualified for the office specified
19 and has filed (or will file before the close of the petition
20 filing period) a statement of economic interests as required by
21 the Illinois Governmental Ethics Act, shall request that the
22 candidate's name be placed upon the official ballot and shall
23 be subscribed and sworn to by such candidate before some
24 officer authorized to take acknowledgments of deeds in this
25 State, and may be in substantially the following form:

26 State of Illinois)

1) SS.

2 County of.....)

3 I,....., being first duly sworn, say that I reside at....
4 street, in the city (or village) of.... in the county of....
5 State of Illinois; and that I am a qualified voter therein;
6 that I am a candidate for election to the office of.... to be
7 voted upon at the election to be held on the.... day
8 of.....,.....; and that I am legally qualified to hold such
9 office and that I have filed (or will file before the close of
10 the petition filing period) a statement of economic interests
11 as required by the Illinois Governmental Ethics Act, and I
12 hereby request that my name be printed upon the official ballot
13 for election to such office.

14 Signed.....

15 Subscribed and sworn to (or affirmed) before me by.... who
16 is to me personally known, this.... day of.....,.....

17 Signed.....

18 (Official Character)

19 (Seal, if officer has one.)

20 A candidate for an office subject to a limitation on the
21 number of terms an individual may serve for a specific office
22 shall include in the statement of candidacy an affirmation that
23 if elected the person will not exceed any limitations on the
24 number of terms that may be served for the office as
25 established by law, ordinance, or referendum (as applicable). A
26 statement of candidacy for an individual who, if elected, will

1 exceed any limitation on the number of terms for the office
2 shall be presumed invalid and the individual shall be
3 ineligible to appear on the ballot.

4 In addition, a new political party petition shall have
5 attached thereto a certificate stating the names and addresses
6 of the party officers authorized to fill vacancies in
7 nomination pursuant to Section 10-11.

8 Nomination papers filed under this Section are not valid if
9 the candidate named therein fails to file a statement of
10 economic interests as required by the Illinois Governmental
11 Ethics Act in relation to his candidacy with the appropriate
12 officer by the end of the period for the filing of nomination
13 papers unless he has filed a statement of economic interests in
14 relation to the same governmental unit with that officer during
15 the same calendar year as the year in which such nomination
16 papers were filed. If the nomination papers of any candidate
17 and the statement of economic interest of that candidate are
18 not required to be filed with the same officer, the candidate
19 must file with the officer with whom the nomination papers are
20 filed a receipt from the officer with whom the statement of
21 economic interests is filed showing the date on which such
22 statement was filed. Such receipt shall be so filed not later
23 than the last day on which nomination papers may be filed.

24 (Source: P.A. 84-551.)

25 Section 99. Effective date. This Act takes effect upon

1 becoming law.".