



Rep. Dave Winters

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09700SB3182ham001

LRB097 19641 KMW 68491 a

1 AMENDMENT TO SENATE BILL 3182

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3182 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing  
5 Section 25-11 as follows:

6 (10 ILCS 5/25-11) (from Ch. 46, par. 25-11)

7 Sec. 25-11. When a vacancy occurs in any elective county  
8 office, or in a county of less than 3,000,000 population in the  
9 office of clerk of the circuit court, in a county which is not  
10 a home rule unit, the county board or board of county  
11 commissioners shall at their next meeting declare that such  
12 vacancy exists and notification thereof shall be given to the  
13 county central committee or the appropriate county board or  
14 board of county commissioners district committee of each  
15 established political party within 3 days of the occurrence of  
16 the county board meeting where a vacancy was declared. The

1 vacancy shall be filled within 60 days of the notification by  
2 appointment of the chairman of the county board or board of  
3 county commissioners with the advice and consent of the county  
4 board or board of county commissioners. In counties in which  
5 forest preserve district commissioners are elected by  
6 districts and are not also members of the county board,  
7 however, vacancies in the office of forest preserve district  
8 commissioner shall be filled within 60 days by appointment of  
9 the president of the forest preserve district board of  
10 commissioners with the advice and consent of the forest  
11 preserve district board of commissioners. In counties in which  
12 the forest preserve district president is not also a member of  
13 the county board, vacancies in the office of forest preserve  
14 district president shall be filled within 60 days by the forest  
15 preserve district board of commissioners by appointing one of  
16 the commissioners to serve as president. The appointee shall be  
17 a member of the same political party as the person he succeeds  
18 was at the time of his election and shall be otherwise eligible  
19 to serve. The appointee shall serve the remainder of the  
20 unexpired term. However, if more than 28 months remain in the  
21 term, the appointment shall be until the next general election  
22 at which time the vacated office shall be filled by election  
23 for the remainder of the term. In the case of a vacancy in a  
24 seat on a county board or board of county commissioners which  
25 has been divided into districts under Section 2-3003 or  
26 2-4006.5 of the Counties Code, the appointee must also be a

1 resident of the county board or county commission district. If  
2 a county commissioner ceases to reside in the district that he  
3 or she represents, a vacancy in that office exists.

4 Except as otherwise provided by county ordinance or by law,  
5 in any county which is a home rule unit, vacancies in elective  
6 county offices, other than the office of chief executive  
7 officer, and vacancies in the office of clerk of the circuit  
8 court in a county of less than 3,000,000 population, shall be  
9 filled by the county board or board of county commissioners.

10 (Source: P.A. 92-189, eff. 8-1-01; 92-583, eff. 6-26-02.)

11 Section 10. The Public Officer Prohibited Activities Act is  
12 amended by changing Section 1.2 as follows:

13 (50 ILCS 105/1.2)

14 Sec. 1.2. County board member; education office. A member  
15 of the county board in any ~~a~~ county ~~having fewer than 40,000~~  
16 ~~inhabitants~~, during the term of office for which he or she is  
17 elected, may also hold the office of member of the board of  
18 education, regional board of school trustees, board of school  
19 directors, board of a community college district, or board of  
20 school inspectors.

21 (Source: P.A. 97-460, eff. 8-19-11.)

22 Section 99. Effective date. This Act takes effect upon  
23 becoming law."