



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB4574

Introduced 2/3/2026, by Rep. Carol Ammons

SYNOPSIS AS INTRODUCED:

60 ILCS 1/55-6 rep.

65 ILCS 5/3.1-10-5

65 ILCS 5/6-3-9

from Ch. 24, par. 3.1-10-5

from Ch. 24, par. 6-3-9

Specifies that the amendatory Act may be referred to as the Public Office Eligibility and Criminal Conviction Clarification Act. Amends the Township Code. Repeals a provision that makes a person ineligible to hold any office under the Code if the person, at the time required for taking the oath of office, has been convicted of a felony. Amends the Illinois Municipal Code. In a provision concerning qualification for specified elective offices, deletes provisions which prohibit a person from taking the oath of office if the person has been convicted of a felony.

LRB104 19027 WRO 32472 b

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. References to Act. This Act may be referred to
5 as the Public Office Eligibility and Criminal Conviction
6 Clarification Act.

7 (60 ILCS 1/55-6 rep.)

8 Section 5. The Township Code is amended by repealing
9 Section 55-6.

10 Section 10. The Illinois Municipal Code is amended by
11 changing Sections 3.1-10-5 and 6-3-9 as follows:

12 (65 ILCS 5/3.1-10-5) (from Ch. 24, par. 3.1-10-5)

13 Sec. 3.1-10-5. Qualifications; elective office.

14 (a) A person is not eligible for an elective municipal
15 office unless that person is a qualified elector of the
16 municipality and has resided in the municipality at least one
17 year next preceding the election or appointment, except as
18 provided in Section 3.1-20-25, subsection (b) of Section
19 3.1-25-75, Section 5-2-2, or Section 5-2-11.

20 (b) A person is not eligible to take the oath of office for
21 a municipal office if that person is, at the time required for

1 taking the oath of office, in arrears in the payment of a tax
2 or other indebtedness due to the municipality. ~~or has been~~
3 ~~convicted in any court located in the United States of any~~
4 ~~infamous crime, bribery, perjury, or other felony, unless such~~
5 ~~person is again restored to his or her rights of citizenship~~
6 ~~that may have been forfeited under Illinois law as a result of~~
7 ~~a conviction, which includes eligibility to hold elected~~
8 ~~municipal office, by the terms of a pardon for the offense, has~~
9 ~~received a restoration of rights by the Governor, or otherwise~~
10 ~~according to law. Any time after a judgment of conviction is~~
11 ~~rendered, a person convicted of an infamous crime, bribery,~~
12 ~~perjury, or other felony may petition the Governor for a~~
13 ~~restoration of rights.~~

14 ~~The changes made to this subsection by this amendatory Act~~
15 ~~of the 102nd General Assembly are declarative of existing law~~
16 ~~and apply to all persons elected at the April 4, 2017~~
17 ~~consolidated election and to persons elected or appointed~~
18 ~~thereafter.~~

19 (b-5) (Blank).

20 (c) A person is not eligible for the office of alderperson
21 of a ward unless that person has resided in the ward that the
22 person seeks to represent, and a person is not eligible for the
23 office of trustee of a district unless that person has resided
24 in the municipality, at least one year next preceding the
25 election or appointment, except as provided in Section
26 3.1-20-25, subsection (b) of Section 3.1-25-75, Section 5-2-2,

1 or Section 5-2-11.

2 (d) If a person (i) is a resident of a municipality
3 immediately prior to the active duty military service of that
4 person or that person's spouse, (ii) resides anywhere outside
5 of the municipality during that active duty military service,
6 and (iii) immediately upon completion of that active duty
7 military service is again a resident of the municipality, then
8 the time during which the person resides outside the
9 municipality during the active duty military service is deemed
10 to be time during which the person is a resident of the
11 municipality for purposes of determining the residency
12 requirement under subsection (a).

13 (Source: P.A. 102-15, eff. 6-17-21.)

14 (65 ILCS 5/6-3-9) (from Ch. 24, par. 6-3-9)

15 Sec. 6-3-9. Qualifications of mayor, city clerk, city
16 treasurer and alderpersons - eligibility for other office. No
17 person shall be eligible to the office of mayor, city clerk,
18 city treasurer or alderperson:

19 (1) Unless he is a qualified elector of the
20 municipality and has resided therein at least one year
21 next preceding his election or appointment; or

22 (2) Unless, in the case of alderpersons, he resides
23 within the ward for which he is elected; or

24 (3) If he is in arrears in the payment of any tax or
25 other indebtedness due to the city, ~~or~~

1 ~~(4) If he has been convicted in Illinois state courts~~
2 ~~or in courts of the United States of malfeasance in~~
3 ~~office, bribery, or other infamous crime.~~

4 No alderperson shall be eligible to any office, except
5 that of acting mayor or mayor pro tem, the salary of which is
6 payable out of the city treasury, if at the time of his
7 appointment he is a member of the city council.

8 (Source: P.A. 102-15, eff. 6-17-21.)