

SB3876



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB3876

Introduced 2/6/2026, by Sen. Terri Bryant

SYNOPSIS AS INTRODUCED:

10 ILCS 5/21-1

from Ch. 46, par. 21-1

Amends the Election Code. Provides that electors of President and Vice President of the United States shall be chosen by congressional district. Provides that 2 electors at large shall cast their ballot for the Presidential and Vice Presidential candidate that received the highest number of votes in the State.

LRB104 19627 SPS 33076 b

A BILL FOR

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
5 Section 21-1 as follows:

6 (10 ILCS 5/21-1) (from Ch. 46, par. 21-1)

7 Sec. 21-1. Choosing and election of electors of President
8 and Vice-President of the United States shall be in the
9 following manner:

10 (a) In each year in which a President and Vice-President
11 of the United States are chosen, each political party or group
12 in this State shall choose by its State Convention or State
13 central committee one elector ~~electors~~ and alternate electors
14 of President and Vice-President of the United States from each
15 congressional district and such State Convention or State
16 central committee of such party or group shall also choose 2
17 electors at large and alternate electors at large, if any are
18 to be appointed for this State and such State Convention or
19 State central committee of such party or group shall by its
20 chair and secretary certify the total list of such electors
21 and alternate electors together with electors at large and
22 alternate electors at large so chosen to the State Board of
23 Elections.

1 The filing of such certificate with the Board, of such
2 choosing of electors and alternate electors shall be deemed
3 and taken to be the choosing and selection of the electors and
4 alternate electors for the individual congressional districts
5 of this State, if such party or group is successful at the
6 polls in the individual congressional district as herein
7 provided in choosing their candidates for President and
8 Vice-President of the United States.

9 (b) The names of the candidates of the several political
10 parties or groups for electors and alternate electors of
11 President and Vice-President shall not be printed on the
12 official ballot to be voted in the election to be held on the
13 day in this Act above named. In lieu of the names of the
14 candidates for such electors and alternate electors of
15 President and Vice-President, immediately under the
16 appellation of party name of a party or group in the column of
17 its candidates on the official ballot, to be voted at said
18 election first above named in subsection (1) of Section 2A-1.2
19 and Section 2A-2, there shall be printed within a bracket the
20 name of the candidate for President and the name of the
21 candidate for Vice-President of such party or group with a
22 square to the left of such bracket. Each voter in this State
23 from the several lists or sets of electors and alternate
24 electors so chosen and selected by the said respective
25 political parties or groups, may choose and elect an elector
26 ~~one of such lists or sets of electors~~ and alternate electors by

1 placing a cross in the square to the left of the bracket
2 aforesaid of one of such parties or groups. Placing a cross
3 within the square before the bracket enclosing the names of
4 President and Vice-President shall not be deemed and taken as
5 a direct vote for such candidates for President and
6 Vice-President, or either of them, but shall only be deemed
7 and taken to be a vote for the elector ~~entire list or set of~~
8 ~~electors~~ and alternate electors chosen by that political party
9 or group for that congressional district so certified to the
10 State Board of Elections as herein provided. Voting by means
11 of placing a cross in the appropriate place preceding the
12 appellation or title of the particular political party or
13 group, shall not be deemed or taken as a direct vote for the
14 candidates for President and Vice-President, or either of
15 them, but instead to the Presidential vote, as a vote for the
16 elector ~~entire list or set of electors~~ and alternate electors
17 chosen by that political party or group so certified to the
18 State Board of Elections as herein provided.

19 (c) Such certification by the respective political parties
20 or groups in this State of electors and alternate electors of
21 President and Vice-President shall be made to the State Board
22 of Elections within 2 days after such State convention or
23 meeting of the State central committee in which the electors
24 and alternate electors were chosen.

25 (d) Should more than one certificate of choice and
26 selection of electors and alternate electors of the same

1 political party or group be filed by contesting conventions or
2 contesting groups, it shall be the duty of the State Board of
3 Elections within 10 days after the adjournment of the last of
4 such conventions to meet and determine which set of nominees
5 for electors and alternate electors of such party or group was
6 chosen and selected by the authorized convention of such party
7 or group. The Board, after notice to the chair and secretaries
8 or managers of the conventions or groups and after a hearing
9 shall determine which elector ~~set of electors~~ and alternate
10 electors was so chosen for each congressional district by the
11 authorized convention and shall so announce and publish the
12 fact, and such decision shall be final and the set of electors
13 and alternate electors so determined upon by the electoral
14 board to be so chosen shall be the list or set of electors and
15 alternate electors to be deemed elected if that party shall be
16 successful at the polls in each congressional district, as
17 herein provided.

18 (e) Should a vacancy occur in the office of elector, such
19 vacancy shall be filled in accordance with Section 25 of the
20 Uniform Faithful Presidential Electors Act.

21 (f) Each congressional district presidential elector shall
22 cast his or her ballot for the Presidential and Vice
23 Presidential candidate who received the highest number of
24 votes in his or her congressional district. Each elector at
25 large shall cast his or her ballot for the Presidential and
26 Vice Presidential candidate who received the highest number of

1 votes in the State.

2 (Source: P.A. 103-600, eff. 7-1-24.)