

HB0294



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB0294

by Rep. David S. Olsen

SYNOPSIS AS INTRODUCED:

10 ILCS 5/6A-3

from Ch. 46, par. 6A-3

Amends the County Board of Election Commissioners article of the Election Code. Provides that Commissioners serving under the provisions of that article shall serve in an unpaid capacity. Effective immediately.

LRB100 05316 MLM 15327 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 Section
5 6A-3 as follows:

6 (10 ILCS 5/6A-3) (from Ch. 46, par. 6A-3)

7 Sec. 6A-3. Commissioners; filling vacancies.

8 (a) If the county board adopts an ordinance providing for
9 the establishment of a county board of election commissioners,
10 or if a majority of the votes cast on a proposition submitted
11 in accordance with Section 6A-2(a) are in favor of a county
12 board of election commissioners, a county board of election
13 commissioners shall be appointed in the same manner as is
14 provided in Article 6 for boards of election commissioners in
15 cities, villages and incorporated towns, except that the county
16 board of election commissioners shall be appointed by the
17 chairman of the county board rather than the circuit court.
18 However, before any appointments are made, the appointing
19 authority shall ascertain whether the county clerk desires to
20 be a member of the county board of election commissioners. If
21 the county clerk so desires, he shall be one of the members of
22 the county board of election commissioners, and the appointing
23 authority shall appoint only 2 other members. Commissioners

1 appointed pursuant to this Article shall serve in an unpaid
2 capacity.

3 (b) For any county board of election commissioners
4 established under subsection (b) of Section 6A-1, within 30
5 days after the effective date of this amendatory Act of the
6 98th General Assembly, the chief judge of the circuit court of
7 the county shall appoint 5 commissioners. At least 4 of those
8 commissioners shall be selected from the 2 major established
9 political parties of the State, with at least 2 from each of
10 those parties. Such appointment shall be entered of record in
11 the office of the County Clerk and the State Board of
12 Elections. Those first appointed shall hold their offices for
13 the period of one, 2, and 3 years respectively, and the judge
14 appointing them shall designate the term for which each
15 commissioner shall hold his or her office, whether for one, 2
16 or 3 years except that no more than one commissioner from each
17 major established political party may be designated the same
18 term. After the initial term, each commissioner or his or her
19 successor shall be appointed to a 3 year term. No elected
20 official or former elected official who has been out of elected
21 office for less than 2 years may be appointed to the board.
22 Vacancies shall be filled by the chief judge of the circuit
23 court within 30 days of the vacancy in a manner that maintains
24 the foregoing political party representation.

25 (c) For any county board of election commissioners
26 established under subsection (c) of Section 6A-1, within 30

1 days after the conclusion of the election at which the
2 proposition to establish a county board of election
3 commissioners is approved by the voters, the municipal board
4 shall apply to the circuit court of the county for the chief
5 judge of the circuit court to appoint 2 additional
6 commissioners, one of whom shall be from each major established
7 political party and neither of whom shall reside within the
8 limits of the municipal board, so that 3 commissioners shall
9 reside within the limits of the municipal board and 2 shall
10 reside within the county but not within the municipality, as it
11 may exist from time to time. Not more than 3 of the
12 commissioners shall be members of the same major established
13 political party. Vacancies shall be filled by the chief judge
14 of the circuit court upon application of the remaining
15 commissioners in a manner that maintains the foregoing
16 geographical and political party representation.

17 (Source: P.A. 98-115, eff. 7-29-13.)

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.