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1 AN ACT concerning government.

## Be it enacted by the People of the State of Illinois, represented in the General Assembly:

4

13

## ARTICLE 5.

Section 5-1. Short title. This Act may be cited as the
Uniform Faithful Presidential Electors Act. As used in this
Article, "this Act" refers to this Article.

8 Section 5-5. Definitions. As used in this Act:

9 "Cast" means accepted by the Secretary of State in 10 accordance with subsection (b) of Section 5-30.

"Elector" means an individual selected as a presidentialelector under Article 21 of the Election Code and this Act.

"President" means the President of the United States.

14 "Unaffiliated presidential candidate" means a candidate 15 for President who qualifies for the general election ballot in 16 this State by means other than nomination by a political 17 party.

18 "Vice President" means the Vice President of the United19 States.

20 Section 5-10. Designation of State's electors. For each 21 elector position in this State, a political party contesting HB4488 Enrolled - 2 - LRB103 34630 SPS 64471 b

1 the position, or an unaffiliated presidential candidate, shall 2 submit to the Secretary of State the names of 2 qualified individuals in accordance with Article 21 of the Election 3 Code. One of the individuals must be designated "elector 4 5 nominee" and the other "alternate elector nominee". Except as otherwise provided in Sections 5-20 through 5-35, this State's 6 7 electors are the winning elector nominees under the laws of 8 this State.

9 Section 5-15. Pledge. Each elector nominee and alternate 10 elector nominee of a political party shall execute the 11 following pledge: "If selected for the position of elector, I agree to serve and to mark my ballots for President and Vice 12 13 President for the nominees for those offices of the party that nominated me.". Each elector nominee and alternate elector 14 15 nominee of an unaffiliated presidential candidate shall 16 execute the following pledge: "If selected for the position of nominee of an unaffiliated presidential 17 elector as а 18 candidate, I agree to serve and to mark my ballots for that candidate and for that candidate's vice-presidential running 19 20 mate.". The executed pledges must accompany the submission of 21 the corresponding names to the Secretary of State.

22 Section 5-20. Certification of electors. In submitting 23 this State's certificate of ascertainment as required by 3 24 U.S.C. 6, the Governor shall certify this State's electors and HB4488 Enrolled - 3 - LRB103 34630 SPS 64471 b

1 state in the certificate that:

(1) the electors will serve as electors unless a
vacancy occurs in the office of elector before the end of
the meeting at which elector votes are cast, in which case
an alternate elector will fill the vacancy; and

6 (2) if an alternate elector is appointed to fill a 7 vacancy, the Governor will submit an amended certificate 8 of ascertainment stating the names on the final list of 9 this State's electors.

10 Section 5-25. Presiding officer; elector vacancy.

(a) The Secretary of State shall preside at the meeting ofelectors described in Section 5-30.

(b) The position of an elector not present to vote is
vacant. The Secretary of State shall appoint an individual as
an alternate elector to fill a vacancy as follows:

(1) if the alternate elector is present to vote, by
 appointing the alternate elector for the vacant position;

(2) if the alternate elector for the vacant position
is not present to vote, by appointing an elector chosen by
lot from among the alternate electors present to vote who
were nominated by the same political party or unaffiliated
presidential candidate;

(3) if the number of alternate electors present to
vote is insufficient to fill any vacant position pursuant
to paragraphs (1) and (2), by appointing any immediately

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1 available individual who is qualified to serve as an 2 elector and chosen through nomination by and plurality 3 vote of the remaining electors, including nomination and 4 vote by a single elector if only one remains;

5 (4) if there is a tie between at least 2 nominees for 6 alternate elector in a vote conducted under paragraph (3), 7 by appointing an elector chosen by lot from among those 8 nominees; or

9 (5) if all elector positions are vacant and cannot be 10 filled pursuant to paragraphs (1) through (4), by 11 appointing a single presidential elector, with remaining 12 vacant positions to be filled under paragraph (3) and, if 13 necessary, paragraph (4).

(c) To qualify as an alternate elector under subsection (b) of this Section, an individual who has not executed the pledge required under Section 5-15 shall execute the following pledge: "I agree to serve and to mark my ballots for President and Vice President consistent with the pledge of the individual to whose elector position I have succeeded.".

20

Section 5-30. Elector voting.

(a) At the time designated for elector voting and after
all vacant positions have been filled under Section 5-25, the
Secretary of State shall provide each elector with a
presidential and a vice-presidential ballot. The elector shall
mark the elector's presidential and vice-presidential ballots

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with the elector's votes for the offices of President and Vice
 President, respectively, along with the elector's signature
 and the elector's legibly printed name.

(b) Except as otherwise provided by law of this State 4 5 other than this Act, each elector shall present both completed ballots to the Secretary of State, who shall examine the 6 7 ballots and accept as cast all ballots of electors whose votes 8 are consistent with their pledges executed under Section 5-15 9 or subsection (c) of Section 5-25. Except as otherwise 10 provided by law of this State other than this Act, the 11 Secretary of State may not accept and may not count either an 12 elector's presidential or vice-presidential ballot if the 13 elector has not marked both ballots or has marked a ballot in 14 violation of the elector's pledge.

(c) An elector who refuses to present a ballot, presents an unmarked ballot, or presents a ballot marked in violation of the elector's pledge executed under Section 5-15 or subsection (c) of Section 5-25 vacates the office of elector, creating a vacant position to be filled under Section 5-25.

20 (d) The Secretary of State shall distribute ballots to and collect ballots from an alternate elector and repeat the 21 22 process under this Section of examining ballots, declaring and 23 filling vacant positions as required, and recording 24 appropriately completed ballots from the alternate electors, 25 until all of this State's electoral votes have been cast and 26 recorded.

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Section 5-35. Elector replacement; associated
 certificates.

(a) After the vote of this State's electors is completed, if the final list of electors differs from any list that the Governor previously included on a certificate of ascertainment prepared and transmitted under 3 U.S.C. 6, the Secretary of State immediately shall prepare an amended certificate of ascertainment and transmit it to the Governor for the Governor's signature.

10 (b) The Governor immediately shall deliver the signed 11 amended certificate of ascertainment to the Secretary of State 12 and a signed duplicate original of the amended certificate of 13 ascertainment to all individuals entitled to receive this 14 State's certificate of ascertainment, indicating that the 15 amended certificate of ascertainment is to be substituted for 16 the certificate of ascertainment previously submitted.

17 (c) The Secretary of State shall prepare a certificate of 18 vote. The electors on the final list shall sign the 19 certificate of vote. The Secretary of State shall process and 20 transmit the signed certificate of vote with the amended 21 certificate of ascertainment under 3 U.S.C. Sections 9, 10, 22 and 11.

Section 5-40. Uniformity of application and construction.
In applying and construing this uniform Act, consideration

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1 must be given to the need to promote uniformity of the law with 2 respect to its subject matter among states that enact it.

3 Section 5-90. The Election Code is amended by changing
4 Sections 21-1, 21-2, 21-3, and 21-4 as follows:

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

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

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

The filing of such certificate with the Board, of such choosing of electors <u>and alternate electors</u> shall be deemed and taken to be the choosing and selection of the electors <u>and</u> HB4488 Enrolled - 8 - LRB103 34630 SPS 64471 b

<u>alternate electors</u> of this State, if such party or group is
 successful at the polls as herein provided in choosing their
 candidates for President and Vice-President of the United
 States.

5 (b) The names of the candidates of the several political 6 parties or groups for electors and alternate electors of 7 President and Vice-President shall not be printed on the 8 official ballot to be voted in the election to be held on the 9 day in this Act above named. In lieu of the names of the 10 candidates for such electors and alternate electors of 11 President and Vice-President, immediately under the 12 appellation of party name of a party or group in the column of 13 its candidates on the official ballot, to be voted at said election first above named in subsection (1) of Section 2A-1.2 14 and Section 2A-2, there shall be printed within a bracket the 15 16 name of the candidate for President and the name of the 17 candidate for Vice-President of such party or group with a square to the left of such bracket. Each voter in this State 18 19 from the several lists or sets of electors and alternate 20 electors so chosen and selected by the said respective 21 political parties or groups, may choose and elect one of such 22 lists or sets of electors and alternate electors by placing a 23 cross in the square to the left of the bracket aforesaid of one 24 of such parties or groups. Placing a cross within the square 25 before the bracket enclosing the names of President and 26 Vice-President shall not be deemed and taken as a direct vote

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for such candidates for President and Vice-President, or 1 2 either of them, but shall only be deemed and taken to be a vote 3 for the entire list or set of electors and alternate electors chosen by that political party or group so certified to the 4 5 State Board of Elections as herein provided. Voting by means of placing a cross in the appropriate place preceding the 6 appellation or title of the particular political party or 7 8 group, shall not be deemed or taken as a direct vote for the 9 candidates for President and Vice-President, or either of 10 them, but instead to the Presidential vote, as a vote for the 11 entire list or set of electors and alternate electors chosen 12 by that political party or group so certified to the State Board of Elections as herein provided. 13

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

(d) Should more than one certificate of choice and selection of electors <u>and alternate electors</u> of the same political party or group be filed by contesting conventions or contesting groups, it shall be the duty of the State Board of Elections within 10 days after the adjournment of the last of such conventions to meet and determine which set of nominees for electors <u>and alternate electors</u> of such party or group was HB4488 Enrolled - 10 - LRB103 34630 SPS 64471 b

chosen and selected by the authorized convention of such party 1 or group. The Board, after notice to the chair and secretaries 2 3 or managers of the conventions or groups and after a hearing shall determine which set of electors and alternate electors 4 5 was so chosen by the authorized convention and shall so announce and publish the fact, and such decision shall be 6 final and the set of electors and alternate electors so 7 8 determined upon by the electoral board to be so chosen shall be 9 the list or set of electors and alternate electors to be deemed elected if that party shall be successful at the polls, as 10 11 herein provided.

12 (e) Should a vacancy occur in the choice of an elector in a 13 congressional district, such vacancy may be filled by the 14 executive committee of the party or group for such 15 congressional district, to be certified by such committee to 16 the State Board of Elections. Should a vacancy occur in the office of elector at large, such vacancy shall be filled in 17 accordance with Section 25 of the Uniform Faithful 18 19 Presidential Electors Act. by the State committee of such 20 political party or group, and certified by it to the State Board of Elections. 21

22 (Source: P.A. 99-522, eff. 6-30-16; 100-1027, eff. 1-1-19.)

23 (10 ILCS 5/21-2) (from Ch. 46, par. 21-2)

24 Sec. 21-2. The county clerks of the several counties 25 shall, within 21 days next after holding the election named in HB4488 Enrolled - 11 - LRB103 34630 SPS 64471 b

subsection (1) of Section 2A-1.2 and Section 2A-2, make 2 1 2 copies of the abstract of the votes cast for electors and 3 alternate electors by each political party or group, as indicated by the voter, as aforesaid, by a cross in the square 4 5 to the left of the bracket aforesaid, or as indicated by a cross in the appropriate place preceding the appellation or 6 title of the particular political party or group, and transmit 7 8 by mail one of the copies to the office of the State Board of 9 Elections and retain the other in his office, to be sent for by 10 the electoral board in case the other should be mislaid. 11 Within 31 days after the holding of such election, and sooner 12 if all the returns are received by the State Board of Elections, the State Board of Elections shall proceed to open 13 14 and canvass said election returns and to declare which set of candidates for President and Vice-President received, as 15 16 aforesaid, the highest number of votes cast at such election 17 as aforesaid; and the electors and alternate electors of that party whose candidates for President and Vice-President 18 19 received the highest number of votes so cast shall be taken and 20 deemed to be elected as electors and alternate electors of President and Vice-President, but should 2 or more sets of 21 22 candidates for President and Vice-President be returned with 23 an equal and the highest vote, the State Board of Elections 24 shall cause a notice of the same to be published, which notice 25 shall name some day and place, not less than 5 days from the 26 time of such publication of such notice, upon which the State

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Board of Elections will decide by lot which of the sets of 1 2 candidates for President and Vice-President so equal and 3 highest shall be declared to be highest. And upon the day and at the place so appointed in the notice, the board shall so 4 5 decide by lot and declare which is deemed highest of the sets of candidates for President and Vice-President so equal and 6 7 highest, thereby determining only that the electors and 8 alternate electors chosen as aforesaid by such candidates' 9 party or group are thereby elected by general ticket to be such 10 electors and alternate electors.

11 (Source: P.A. 100-863, eff. 8-14-18.)

12 (10 ILCS 5/21-3) (from Ch. 46, par. 21-3)

Sec. 21-3. Within five days after the votes shall have 13 14 been canvassed and the results declared or the result declared by lot as provided for in Section 21-2 above, the Governor 15 16 shall cause the result of said election to be published, and shall proclaim the persons electors and alternate electors of 17 18 President and Vice-President so chosen composing the list so 19 elected, by transmitting by mail to the several persons so chosen and composing the list or set elected, electors of 20 21 President and Vice-President certificates in triplicate, under 22 the Seal of State of their appointment, and shall also 23 transmit under the Seal of State to the Secretary of State of 24 the United States the certificate of the election of said 25 electors and alternate electors as required by the laws of

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1 Congress.

2 (Source: Laws 1943, vol. 2, p. 1.)

3 (10 ILCS 5/21-4) (from Ch. 46, par. 21-4)

4 Sec. 21-4. Presidential electors; meeting; allowance. The electors and alternate electors, elected under this Article, 5 6 shall meet at the office of the Secretary of State in a room to 7 be designated by the Secretary in the Capitol at Springfield in this State, at the time appointed by the laws of the United 8 9 States at the hour of ten o'clock in the forenoon of that day, 10 and give their votes for President and for Vice-President of 11 the United States, in the manner provided by the Uniform 12 Faithful Presidential Electors Act in this Article, and perform such duties as are or may be required by law. Each 13 14 elector and alternate elector shall receive an allowance for 15 food and lodging equal to the amount per day permitted to be 16 deducted for such expenses under the Internal Revenue Code, plus a mileage allowance at the rate in effect under 17 regulations promulgated pursuant to 5 U.S.C. 5707(b)(2) for 18 19 the number of highway miles necessarily and conveniently traveled, for going to the seat of government to give his or 20 21 her vote and returning to his or her residence and otherwise 22 performing the official duties of an elector and alternate 23 elector, to be paid on the warrant of the State Comptroller, 24 out of any money in the treasury not otherwise appropriated, and any person appointed by the electors assembled to fill a 25

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vacancy shall also receive the allowances provided for
electors appointed. <u>However, an elector who refuses to present</u>
<u>a ballot, presents an unmarked ballot, or presents a ballot</u>
<u>marked in violation of the elector's pledge in the Uniform</u>
<u>Faithful Presidential Electors Act may not receive an</u>
<u>allowance for food and lodging.</u>

7 (Source: P.A. 92-359, eff. 1-1-02.)

8 (10 ILCS 5/21-5 rep.)

11

9 Section 5-95. The Election Code is amended by repealing
10 Section 21-5.

ARTICLE 10.

Section 10-5. The Election Code is amended by changing Sections 1-4, 1A-25, 1A-45, 2A-9, 7-5, 7-12, 8-9, 9-8.5, 9-11, 9-23.5, 9-35, 9-50, 10-6, 10-6.1, 10-10.1, 13-6.1, 14-5.1, 19-12.2, 19A-21, 25-3, 28-8, 29B-10, 29B-15, and 29B-20 as follows:

17 (10 ILCS 5/1-4) (from Ch. 46, par. 1-4)

Sec. 1-4. (a) In any case in which this Act prescribes a period of time within which petitions for nomination must be filed, the office in which petitions must be filed shall remain open for the receipt of such petitions until 5:00 P.M. on the last day of the filing period.

1	(b) (Blank). For the 2013 consolidated election period, an
2	election authority or local election official shall accept
3	until 104 days before the election at which candidates are to
4	be on the ballot any petitions for nomination or certificate
5	of nomination required by this Code to be filed no earlier than
6	113 and no later than 106 days before the consolidated
7	election. Notwithstanding any other provision of this Code,
8	for purposes of this subsection (b) only, signatures and
9	circulator statements on petitions for nomination filed with
10	an election authority or local election official on the final
11	day for filing petitions for nomination shall not be deemed
12	invalid for the sole reason that the petitions were circulated
13	between 90 and 92 days before the last day for filing
14	petitions.

15 (Source: P.A. 97-1134, eff. 12-3-12.)

16 (10 ILCS 5/1A-25)

Sec. 1A-25. Centralized statewide voter registration list.
(a) The centralized statewide voter registration list
required by Title III, Subtitle A, Section 303 of the Help
America Vote Act of 2002 shall be created and maintained by the
State Board of Elections as provided in this Section.

(1) The centralized statewide voter registration list
shall be compiled from the voter registration data bases
of each election authority in this State.

25 (2) With the exception of voter registration forms

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1 submitted electronically through an online voter 2 registration system, all new voter registration forms and 3 applications to register to vote, including those reviewed by the Secretary of State at a driver services facility, 4 5 shall be transmitted only to the appropriate election authority as required by Articles 4, 5, and 6 of this Code 6 7 and not to the State Board of Elections. All voter registration forms submitted electronically to the State 8 9 Board of Elections through an online voter registration 10 system shall be transmitted to the appropriate election 11 authority as required by Section 1A-16.5. The election 12 authority shall process and verify each voter registration form and electronically enter verified registrations on an 13 14 expedited basis onto the statewide voter registration 15 list. All original registration cards shall remain 16 permanently in the office of the election authority as 17 required by this Code.

18 (3) The centralized statewide voter registration list19 shall:

20 (i) Be designed to allow election authorities to utilize the registration data on the statewide voter 21 22 registration list pertinent to voters registered in 23 their election jurisdiction on locally maintained 24 software programs that are unique to each 25 jurisdiction.

26

(ii) Allow each election authority to perform

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1 essential election management functions, including but not limited to production of voter lists, processing 2 3 of vote by mail voters, production of individual, pre-printed applications to vote, administration of 4 5 election judges, and polling place administration, but shall not prevent any election authority from using 6 information from that election authority's 7 own 8 systems.

9 (4) The registration information maintained by each 10 election authority shall be synchronized with that 11 authority's information on the statewide list at least 12 once every 24 hours.

(5) The vote by mail, early vote, and rejected ballot 13 14 information maintained by each election authority shall be 15 synchronized with the election authority's information on 16 the statewide list at least once every 24 hours. The State 17 Board of Elections shall maintain the information required by this paragraph in an electronic format on its website, 18 19 arranged by county and accessible to State and local 20 political committees.

(i) Within one day after receipt of a vote by mail
voter's ballot, the election authority shall transmit
by electronic means the voter's name, street address,
email address and precinct, ward, township, and
district numbers, as the case may be, to the State
Board of Elections.

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(ii) Within one day after receipt of an early
 voter's ballot, the election authority shall transmit
 by electronic means the voter's name, street address,
 email address and precinct, ward, township, and
 district numbers, as the case may be, to the State
 Board of Elections.

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7 (iii) If a vote by mail ballot is rejected for any reason, within one day after the rejection the 8 election authority shall transmit by electronic means 9 10 the voter's name, street address, email address and 11 precinct, ward, township, and district numbers, as the 12 case may be, to the State Board of Elections. If a rejected vote by mail ballot is determined to be 13 14 valid, the election authority shall, within one day after the determination, remove the name of the voter 15 16 from the list transmitted to the State Board of 17 Election.

(6) Beginning no later than January 1, 2024, the
statewide voter registration list shall be updated on a
monthly basis by no sooner than the first of every month;
however, the information required in paragraph (5) shall
be updated at least every 24 hours and made available upon
request to permitted entities as described in this
Section.

25 <u>(b)</u> To protect the privacy and confidentiality of voter 26 registration information, the disclosure of any portion of the

centralized statewide voter registration list to any person or 1 2 entity other than to a State or local political committee and other than to a governmental entity for a governmental purpose 3 is specifically prohibited except as follows: (1) subject to 4 5 security measures adopted by the State Board of Elections 6 which, at a minimum, shall include the keeping of a catalog or 7 database, available for public view, including the name, 8 address, and telephone number of the person viewing the list 9 as well as the time of that viewing, any person may view the 10 list on a computer screen at the Springfield office of the 11 State Board of Elections, during normal business hours other 12 than during the 27 days before an election, but the person viewing the list under this exception may not 13 print, duplicate, transmit, or alter the list; or (2) as may be 14 15 required by an agreement the State Board of Elections has 16 entered into with a multi-state voter registration list 17 maintenance system.

(c) Except during the 27 days immediately preceding any 18 19 election, the State Board of Elections shall make available to 20 the public the statewide voter registration list, allowing for 21 redaction of telephone numbers, social security numbers, 22 street numbers of home addresses, birth dates, identifiable 23 portions of email addresses, and other highly sensitive 24 personal information. Information released under this 25 subsection shall be used only for the purposes defined within the federal National Voter Registration Act, 52 U.S.C. 26

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1 20507(i), ensuring the accuracy and currency of official lists 2 of eligible voters. The State Board of Elections may charge a 3 reasonable fee under this subsection, consisting of the cost of duplication plus a 15% fee for administration. No sooner 4 5 than 14 days after a request for voter registration records is made under this subsection, the State Board of Elections shall 6 publicly disclose the request on a publicly accessible website 7 regardless of whether the request was approved or denied. 8 9 Voter registration records or data shall not be used for any 10 personal, private, or commercial purpose, including, but not 11 limited to, the intimidation, threat, or deception of any 12 person or the advertising, solicitation, sale, or marketing of products or services. The State Board of Elections shall deny 13 14 a request made under this subsection to any person or entity that is the subject of a court order finding a violation of 15 16 this subsection. Upon the entry of a court order finding that a 17 person or entity has violated this subsection, the clerk of the circuit court shall forward a copy of the order to the 18 19 State Board of Elections.

20 (Source: P.A. 103-467, eff. 8-4-23.)

21 (10 ILCS 5/1A-45)

22 Sec. 1A-45. Electronic Registration Information Center.

(a) The State Board of Elections shall enter into an
 agreement with the Electronic Registration Information Center
 effective no later than January 1, 2016, for the purpose of

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maintaining a statewide voter registration database. The State 1 2 Board of Elections shall comply with the requirements of the 3 Electronic Registration Information Center Membership Agreement. The State Board of Elections shall require a term 4 5 in the Electronic Registration Information Center Membership Agreement that requires the State to share identification 6 7 records contained in the Secretary of State's Driver Services 8 Department and Vehicle Services Department, the Department of 9 Human Services, the Department of Healthcare and Family 10 Services, the Department on Aging, and the Department of 11 Employment Security databases (excluding those fields 12 unrelated to voter eligibility, such as income or health 13 information).

The Secretary of State and the State Board of 14 (b) 15 Elections shall enter into an agreement to permit the 16 Secretary of State to provide the State Board of Elections 17 any information required for compliance with the with Center Electronic Registration Information 18 Membership State shall 19 Agreement. The Secretary of deliver this 20 information as frequently as necessary for the State Board of 21 Elections to comply with the Electronic Registration 22 Information Center Membership Agreement.

(b-5) (Blank). The State Board of Elections and the
 Department of Human Services, the Department of Healthcare and
 Family Services, the Department on Aging, and the Department
 of Employment Security shall enter into an agreement to

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require each department to provide the State Board of Elections with any information necessary to transmit member data under the Electronic Registration Information Center Membership Agreement. The director or secretary, as applicable, of each agency shall deliver this information on an annual basis to the State Board of Elections pursuant to the agreement between the entities.

8 (c) Any communication required to be delivered to a 9 registrant or potential registrant pursuant to the Electronic 10 Registration Information Center Membership Agreement shall 11 include at least the following message:

"Our records show people at this address may not be registered to vote at this address, but you may be eligible to register to vote or re-register to vote at this address. If you are a U.S. Citizen, a resident of Illinois, and will be 18 years old or older before the next general election in November, you are qualified to vote.

We invite you to check your registration online at (enter URL) or register to vote online at (enter URL), by requesting a mail-in voter registration form by (enter instructions for requesting a mail-in voter registration form), or visiting the (name of election authority) office at (address of election authority)."

The words "register to vote online at (enter URL)" shall be bolded and of a distinct nature from the other words in the message required by this subsection (c). HB4488 Enrolled - 23 - LRB103 34630 SPS 64471 b

(d) Any communication required to be delivered to a 1 2 potential registrant that has been identified by the Electronic Registration Information Center as eligible to vote 3 but who is not registered to vote in Illinois shall be prepared 4 5 and disseminated at the direction of the State Board of Elections. All other communications with potential registrants 6 7 or re-registrants pursuant to the Electronic Registration 8 Information Center Membership Agreement shall be prepared and 9 disseminated at the direction of the appropriate election 10 authority.

(e) The Executive Director of the State Board of Elections or his or her designee shall serve as the Member Representative to the Electronic Registration Information Center.

15 (f) The State Board of Elections may adopt any rules 16 necessary to enforce this Section or comply with the 17 Electronic Registration Information Center Membership 18 Agreement.

19 (Source: P.A. 102-558, eff. 8-20-21.)

20 (10 ILCS 5/2A-9) (from Ch. 46, par. 2A-9)

(Text of Section WITHOUT the changes made by P.A. 89-719,which has been held unconstitutional)

23 Sec. 2A-9. Supreme, Appellate and Circuit Judges.

(a) If one of the following events occurs <u>134</u> <del>92</del> or more
 days before a general primary election at which judges are to

be nominated, the term of an incumbent judge will expire on the first Monday in December of the next even-numbered year:

3

the judge dies;

4 (2) the Chief Justice receives a written resignation 5 or notice of retirement, signed and submitted by the 6 judge, which specifies a date of resignation or retirement 7 on or before the first Monday in December of the next 8 even-numbered year;

9 (3) a statute mandates the judge's retirement for 10 reason of age on or before the first Monday in December of 11 the next even-numbered year;

12 (4) the judge was eligible to seek retention in the 13 next general election but failed to timely file a 14 declaration of candidacy to succeed himself or, having 15 timely filed such declaration, withdrew it;

16 (5) the judge is convicted of a felony or other 17 infamous crime;

18

(6) the judge is removed from office.

19 If one of the preceding events occurs less than <u>134</u> <del>92</del> days 20 before a primary election at which judges are to be nominated, 21 the term of an incumbent judge will expire on the first Monday 22 in December following the second general election thereafter.

(b) Judges of the Appellate and Circuit Courts shall be elected in their respective districts or circuits at the general election of each even-numbered year immediately preceding the expiration of the term of each incumbent judge, HB4488 Enrolled - 25 - LRB103 34630 SPS 64471 b

not retained, and shall enter upon the duties of their offices
 on the first Monday of December after their election.

3 (c) Whenever an additional appellate or Circuit Judge is 4 authorized by law, the office shall be filled in the manner 5 provided for filling a vacancy in that office.

6 (Source: P.A. 86-1348.)

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

8 Sec. 7-5. (a) Primary elections shall be held on the dates
9 prescribed in Article 2A.

10 (b) Notwithstanding the provisions of any other statute, 11 no primary shall be held for an established political party in any township, municipality, or ward thereof, where the 12 13 nomination of such party for every office to be voted upon by the electors of such township, municipality, or ward thereof, 14 15 is uncontested. Whenever a political party's nomination of 16 candidates is uncontested as to one or more, but not all, of the offices to be voted upon by the electors of a township, 17 18 municipality, or ward thereof, then a primary shall be held for that party in such township, municipality, or ward 19 thereof; provided that the primary ballot shall not include 20 21 those offices within such township, municipality, or ward 22 thereof, for which the nomination is uncontested. For purposes of this Article, the nomination of an established political 23 24 party of a candidate for election to an office shall be deemed 25 to be uncontested where not more than the number of persons to

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be nominated have timely filed valid nomination papers seeking
 the nomination of such party for election to such office.

3 (c) Notwithstanding the provisions of any other statute, no primary election shall be held for an established political 4 party for any special primary election called for the purpose 5 of filling a vacancy in the office of representative in the 6 7 United States Congress where the nomination of such political 8 party for said office is uncontested. For the purposes of this 9 Article, the nomination of an established political party of a 10 candidate for election to said office shall be deemed to be 11 uncontested where not more than the number of persons to be 12 nominated have timely filed valid nomination papers seeking the nomination of such established party for election to said 13 14 office. This subsection (c) shall not apply if such primary 15 election is conducted on a regularly scheduled election day.

16 (d) Notwithstanding the provisions in subsection (b) and 17 (c) of this Section, whenever a person who has not timely filed valid nomination papers and who intends to become a write-in 18 candidate for a political party's nomination for any office 19 20 for which the nomination is uncontested files a written statement or notice of that intent with the State Board of 21 22 Elections or the local election official where the candidate 23 is seeking to appear on the ballot with whom nomination papers for such office are filed, a primary ballot shall be prepared 24 25 and a primary shall be held for that office. Such statement or notice shall be filed on or before the date established in this 26

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Article for certifying candidates for the primary ballot. Such 1 2 statement or notice shall contain (i) the name and address of 3 the person intending to become a write-in candidate, (ii) a statement that the person is a qualified primary elector of 4 5 the political party from whom the nomination is sought, (iii) a statement that the person intends to become a write-in 6 7 candidate for the party's nomination, and (iv) the office the 8 person is seeking as a write-in candidate. An election 9 authority shall have no duty to conduct a primary and prepare a 10 primary ballot for any office for which the nomination is 11 uncontested, unless a statement or notice meeting the 12 requirements of this Section is filed in a timely manner.

13 (e) The polls shall be open from 6:00 a.m. to 7:00 p.m.
14 (Source: P.A. 86-873.)

15 (10 ILCS 5/7-12) (from Ch. 46, par. 7-12)

Sec. 7-12. All petitions for nomination shall be filed by mail or in person as follows:

18 (1) Except as otherwise provided in this Code, where the nomination is to be made for a State, congressional, 19 or judicial office, or for any office a nomination for 20 21 which is made for a territorial division or district which 22 comprises more than one county or is partly in one county and partly in another county or counties (including the 23 Fox Metro Water Reclamation District), then, except as 24 25 otherwise provided in this Section, such petition for

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nomination shall be filed in the principal office of the 1 2 State Board of Elections not more than 141 and not less 3 than 134 days prior to the date of the primary, but, in the case of petitions for nomination to fill a vacancy by 4 5 special election in the office of representative in 6 Congress from this State, such petition for nomination 7 shall be filed in the principal office of the State Board 8 of Elections not more than 85  $\frac{113}{113}$  days and not less than 82 9 110 days prior to the date of the primary.

10 Where a vacancy occurs in the office of Supreme, 11 Appellate or Circuit Court Judge within the 3-week period 12 preceding the 134th day before a general primary election, petitions for nomination for the office in which the 13 14 vacancy has occurred shall be filed in the principal 15 office of the State Board of Elections not more than 120 16 nor less than 113 days prior to the date of the general 17 primary election.

Where the nomination is to be made for delegates or 18 19 alternate delegates to a national nominating convention, 20 then such petition for nomination shall be filed in the principal office of the State Board of Elections not more 21 22 than 141 and not less than 134 days prior to the date of 23 the primary; provided, however, that if the rules or 24 policies of a national political party conflict with such 25 requirements for filing petitions for nomination for 26 delegates or alternate delegates to a national nominating HB4488 Enrolled - 29 - LRB103 34630 SPS 64471 b

convention, the chair of the State central committee of such national political party shall notify the Board in writing, citing by reference the rules or policies of the national political party in conflict, and in such case the Board shall direct such petitions to be filed in accordance with the delegate selection plan adopted by the state central committee of such national political party.

8 (2) Where the nomination is to be made for a county 9 office or trustee of a sanitary district then such 10 petition shall be filed in the office of the county clerk 11 not more than 141 nor less than 134 days prior to the date 12 of the primary.

(3) Where the nomination is to be made for a municipal 13 14 or township office, such petitions for nomination shall be 15 filed in the office of the local election official, not 16 more than 127 nor less than 120 days prior to the date of primary; provided, where a municipality's 17 the or 18 township's boundaries are coextensive with or are entirely 19 within the jurisdiction of a municipal board of election 20 commissioners, the petitions shall be filed in the office 21 of such board; and provided, that petitions for the office 22 multi-township assessor shall be filed with the of 23 election authority.

(4) The petitions of candidates for State central
 committeeperson shall be filed in the principal office of
 the State Board of Elections not more than 141 nor less

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than 134 days prior to the date of the primary.

(5) Petitions of candidates for precinct, township or
ward committeepersons shall be filed in the office of the
county clerk not more than 141 nor less than 134 days prior
to the date of the primary.

The State Board of Elections and the various 6 (6) election authorities and local election officials with 7 whom such petitions for nominations are filed shall 8 9 specify the place where filings shall be made and upon 10 receipt shall endorse thereon the day and hour on which 11 each petition was filed. All petitions filed by persons 12 waiting in line as of 8:00 a.m. on the first day for filing, or as of the normal opening hour of the office 13 14 involved on such day, shall be deemed filed as of 8:00 a.m. 15 or the normal opening hour, as the case may be. Petitions 16 filed by mail and received after midnight of the first day 17 for filing and in the first mail delivery or pickup of that day shall be deemed as filed as of 8:00 a.m. of that day or 18 19 as of the normal opening hour of such day, as the case may 20 be. All petitions received thereafter shall be deemed as 21 filed in the order of actual receipt. However, 2 or more 22 petitions filed within the last hour of the filing 23 deadline shall be deemed filed simultaneously. Where 2 or 24 more petitions are received simultaneously, the State 25 Board of Elections or the various election authorities or 26 local election officials with whom such petitions are

1 filed shall break ties and determine the order of filing, 2 by means of a lottery or other fair and impartial method of 3 random selection approved by the State Board of Elections. Such lottery shall be conducted within 9 days following 4 5 the last day for petition filing and shall be open to the 6 public. Seven days written notice of the time and place of 7 conducting such random selection shall be given by the State Board of Elections to the chair of the State central 8 9 committee of each established political party, and by each 10 election authority or local election official, to the 11 County Chair of each established political party, and to 12 each organization of citizens within the election jurisdiction which was entitled, under this Article, at 13 14 the next preceding election, to have pollwatchers present 15 on the day of election. The State Board of Elections, 16 election authority or local election official shall post 17 in a conspicuous, open and public place, at the entrance of the office, notice of the time and place of such 18 19 lottery. The State Board of Elections shall adopt rules 20 and regulations governing the procedures for the conduct 21 of such lottery. All candidates shall be certified in the 22 order in which their petitions have been filed. Where 23 candidates have filed simultaneously, they shall be 24 certified in the order determined by lot and prior to 25 candidates who filed for the same office at a later time.

(7) The State Board of Elections or the appropriate

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election authority or local election official with whom 1 such a petition for nomination is filed shall notify the 2 3 person for whom a petition for nomination has been filed of the obligation to file statements of organization, 4 5 reports of campaign contributions, and quarterly annual 6 reports of campaign contributions and expenditures under Article 9 of this Code. Such notice shall be given in the 7 manner prescribed by paragraph (7) of Section 9-16 of this 8 9 Code.

10 (8) Nomination papers filed under this Section are not 11 valid if the candidate named therein fails to file a 12 statement of economic interests as required by the Illinois Governmental Ethics Act in relation to 13 his 14 candidacy with the appropriate officer by the end of the 15 period for the filing of nomination papers unless he has 16 filed a statement of economic interests in relation to the 17 same governmental unit with that officer within a year preceding the date on which such nomination papers were 18 19 filed. If the nomination papers of any candidate and the 20 statement of economic interests of that candidate are not 21 required to be filed with the same officer, the candidate 22 must file with the officer with whom the nomination papers 23 filed a receipt from the officer with whom the are 24 statement of economic interests is filed showing the date 25 on which such statement was filed. Such receipt shall be 26 so filed not later than the last day on which nomination HB4488 Enrolled - 33 - LRB103 34630 SPS 64471 b

1 papers may be filed.

2 (9) Except as otherwise provided in this Code, any 3 for whom a petition for nomination, person or for committeeperson or for delegate or alternate delegate to a 4 5 national nominating convention has been filed may cause 6 his name to be withdrawn by request in writing, signed by 7 him and duly acknowledged before an officer qualified to take acknowledgments of deeds, and filed in the principal 8 9 or permanent branch office of the State Board of Elections 10 or with the appropriate election authority or local 11 election official, not later than the date of 12 certification of candidates for the consolidated primary or general primary ballot. No names so withdrawn shall be 13 14 certified or printed on the primary ballot. If petitions 15 for nomination have been filed for the same person with 16 respect to more than one political party, his name shall 17 not be certified nor printed on the primary ballot of any party. If petitions for nomination have been filed for the 18 19 same person for 2 or more offices which are incompatible 20 so that the same person could not serve in more than one of 21 such offices if elected, that person must withdraw as a 22 candidate for all but one of such offices within the 5 23 business days following the last day for petition filing. 24 A candidate in a judicial election may file petitions for 25 nomination for only one vacancy in a subcircuit and only 26 one vacancy in a circuit in any one filing period, and if

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petitions for nomination have been filed for the same 1 2 person for 2 or more vacancies in the same circuit or 3 subcircuit in the same filing period, his or her name shall be certified only for the first vacancy for which 4 5 the petitions for nomination were filed. If he fails to withdraw as a candidate for all but one of such offices 6 7 within such time his name shall not be certified, nor printed on the primary ballot, for any office. For the 8 9 purpose of the foregoing provisions, an office in a 10 political party is not incompatible with any other office.

11 (10) (a) Notwithstanding the provisions of any other 12 statute, no primary shall be held for an established 13 political party in any township, municipality, or ward 14 thereof, where the nomination of such party for every 15 office to be voted upon by the electors of such township, 16 municipality, or ward thereof, is uncontested. Whenever a 17 political party's nomination of candidates is uncontested as to one or more, but not all, of the offices to be voted 18 19 upon by the electors of a township, municipality, or ward 20 thereof, then a primary shall be held for that party in 21 such township, municipality, or ward thereof; provided 22 that the primary ballot shall not include those offices 23 within such township, municipality, or ward thereof, for 24 which the nomination is uncontested. For purposes of this 25 Article, the nomination of an established political party 26 of a candidate for election to an office shall be deemed to

be uncontested where not more than the number of persons to be nominated have timely filed valid nomination papers seeking the nomination of such party for election to such office.

5 (b) Notwithstanding the provisions of any other 6 statute, no primary election shall be held for an 7 established political party for any special primary election called for the purpose of filling a vacancy in 8 9 the office of representative in the United States Congress 10 where the nomination of such political party for said 11 office is uncontested. For the purposes of this Article, 12 the nomination of an established political party of a candidate for election to said office shall be deemed to 13 14 be uncontested where not more than the number of persons 15 to be nominated have timely filed valid nomination papers 16 seeking the nomination of such established party for 17 election to said office. This subsection (b) shall not apply if such primary election is conducted on a regularly 18 19 scheduled election day.

(c) Notwithstanding the provisions in subparagraph (a) and (b) of this paragraph (10), whenever a person who has not timely filed valid nomination papers and who intends to become a write-in candidate for a political party's nomination for any office for which the nomination is uncontested files a written statement or notice of that intent with the State Board of Elections or the local HB4488 Enrolled - 36 - LRB103 34630 SPS 64471 b

1 election official where the candidate is seeking to appear 2 on the ballot with whom nomination papers for such office 3 are filed, a primary ballot shall be prepared and a primary shall be held for that office. Such statement or 4 5 notice shall be filed on or before the date established in this Article for certifying candidates for the primary 6 7 ballot. Such statement or notice shall contain (i) the name and address of the person intending to become a 8 9 write-in candidate, (ii) a statement that the person is a 10 qualified primary elector of the political party from whom 11 the nomination is sought, (iii) a statement that the 12 person intends to become a write-in candidate for the party's nomination, and (iv) the office the person is 13 14 seeking as a write-in candidate. An election authority 15 shall have no duty to conduct a primary and prepare a 16 primary ballot for any office for which the nomination is 17 uncontested unless a statement or notice meeting the requirements of this Section is filed in a timely manner. 18

19 (11) If multiple sets of nomination papers are filed 20 for a candidate to the same office, the State Board of 21 Elections, appropriate election authority or local 22 election official where the petitions are filed shall 23 within 2 business days notify the candidate of his or her 24 multiple petition filings and that the candidate has 3 25 business days after receipt of the notice to notify the 26 State Board of Elections, appropriate election authority HB4488 Enrolled - 37 - LRB103 34630 SPS 64471 b

or local election official that he or she may cancel prior 1 2 sets of petitions. If the candidate notifies the State 3 Board of Elections, appropriate election authority or local election official, the last set of petitions filed 4 5 shall be the only petitions to be considered valid by the State Board of Elections, election authority or local 6 7 election official. If the candidate fails to notify the State Board of Elections, election authority or local 8 9 election official then only the first set of petitions 10 filed shall be valid and all subsequent petitions shall be 11 void.

12 (12) All nominating petitions shall be available for
13 public inspection and shall be preserved for a period of
14 not less than 6 months.

15 (Source: P.A. 102-15, eff. 6-17-21; 102-687, eff. 12-17-21; 16 103-586, eff. 5-3-24.)

17 (10 ILCS 5/8-9) (from Ch. 46, par. 8-9)

Sec. 8-9. All petitions for nomination shall be filed by mail or in person as follows:

(1) Where the nomination is made for a legislative
office, such petition for nomination shall be filed in the
principal office of the State Board of Elections not more
than <u>141</u> <del>113</del> and not less than <u>134</u> <del>106</del> days prior to the
date of the primary.

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(2) The State Board of Elections shall, upon receipt

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1 of each petition, endorse thereon the day and hour on which it was filed. Petitions filed by mail and received 2 3 after midnight on the first day for filing and in the first mail delivery or pickup of that day, shall be deemed as 4 5 filed as of 8:00 a.m. of that day or as of the normal 6 opening hour of such day as the case may be, and all petitions received thereafter shall be deemed as filed in 7 the order of actual receipt. However, 2 or more petitions 8 9 filed within the last hour of the filing deadline shall be 10 deemed to have been filed simultaneously. Where 2 or more 11 petitions are received simultaneously, the State Board of 12 Elections shall break ties and determine the order of filing, by means of a lottery as provided in Section 7-12 13 14 of this Code.

15 (3) Any person for whom a petition for nomination has 16 been filed, may cause his name to be withdrawn by a request in writing, signed by him, duly acknowledged before an 17 officer qualified to take acknowledgments of deeds, and 18 19 filed in the principal or permanent branch office of the State Board of Elections not later than the date of 20 21 certification of candidates for the general primary 22 ballot, and no names so withdrawn shall be certified by 23 the State Board of Elections to the county clerk, or 24 printed on the primary ballot. If petitions for nomination 25 have been filed for the same person with respect to more 26 than one political party, his name shall not be certified

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nor printed on the primary ballot of any party. If 1 2 petitions for nomination have been filed for the same 3 person for 2 or more offices which are incompatible so that the same person could not serve in more than one of 4 5 such offices if elected, that person must withdraw as a candidate for all but one of such offices within the 5 6 7 business days following the last day for petition filing. If he fails to withdraw as a candidate for all but one of 8 9 such offices within such time, his name shall not be 10 certified, nor printed on the primary ballot, for any 11 office. For the purpose of the foregoing provisions, an 12 office in a political party is not incompatible with any other office. 13

14 (4) If multiple sets of nomination papers are filed 15 for a candidate to the same office, the State Board of 16 Elections shall within 2 business days notify the 17 candidate of his or her multiple petition filings and that the candidate has 3 business days after receipt of the 18 19 notice to notify the State Board of Elections that he or she may cancel prior sets of petitions. If the candidate 20 notifies the State Board of Elections the last set of 21 22 petitions filed shall be the only petitions to be 23 considered valid by the State Board of Elections. If the 24 candidate fails to notify the State Board then only the 25 first set of petitions filed shall be valid and all 26 subsequent petitions shall be void.

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

2 (10 ILCS 5/9-8.5)

3 Sec. 9-8.5. Limitations on campaign contributions.

4 (a) It is unlawful for a political committee to accept
5 contributions except as provided in this Section.

During an election cycle, a candidate political 6 (b) 7 committee may not accept contributions with an aggregate value 8 over the following: (i) \$5,000 from any individual, (ii) 9 \$10,000 from any corporation, labor organization, or association, or (iii) \$50,000 from a candidate political 10 11 committee or political action committee. A candidate political 12 committee may accept contributions in any amount from a 13 political party committee except during an election cycle in 14 which the candidate seeks nomination at a primary election. 15 During an election cycle in which the candidate seeks 16 nomination at a primary election, a candidate political committee may not accept contributions from political party 17 18 committees with an aggregate value over the following: (i) 19 \$200,000 for a candidate political committee established to 20 support a candidate seeking nomination to statewide office, 21 (ii) \$125,000 for a candidate political committee established 22 to support a candidate seeking nomination to the Senate, the Supreme Court or Appellate Court in the First Judicial 23 24 District, or an office elected by all voters in a county with 25 1,000,000 or more residents, (iii) \$75,000 for a candidate

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political committee established to support a candidate seeking 1 2 nomination to the House of Representatives, the Supreme Court or Appellate Court for a Judicial District other than the 3 First Judicial District, an office elected by all voters of a 4 5 county of fewer than 1,000,000 residents, and municipal and county offices in Cook County other than those elected by all 6 voters of Cook County, and (iv) \$50,000 for a candidate 7 political committee established to support the nomination of a 8 9 candidate to any other office. A candidate political committee 10 established to elect a candidate to the General Assembly may 11 accept contributions from only one legislative caucus 12 committee. A candidate political committee may not accept 13 contributions from a ballot initiative committee or from an 14 independent expenditure committee.

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(b-5) Judicial elections.

16 (1) In addition to any other provision of this 17 Section, a candidate political committee established to 18 support or oppose a candidate seeking nomination to the 19 Supreme Court, Appellate Court, or Circuit Court may not:

(A) accept contributions from any entity that does
not disclose the identity of those who make
contributions to the entity, except for contributions
that are not required to be itemized by this Code; or

(B) accept contributions from any out-of-state
 person, as defined in this Article.

(1.1) In addition to any other provision of this

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1 Section, a political committee that is self-funding, as 2 described in subsection (h) of this Section, and is 3 established to support or oppose a candidate seeking nomination, election, or retention to the Supreme Court, 4 5 the Appellate Court, or the Circuit Court may not accept 6 contributions from any single person, other than the 7 judicial candidate or the candidate's immediate family, in 8 a cumulative amount that exceeds \$500,000 in any election 9 cycle. Any contribution in excess of the limits in this 10 paragraph (1.1) shall escheat to the State of Illinois. Any political committee that receives such a contribution 11 12 shall immediately forward the amount that exceeds \$500,000 to the State Treasurer who shall deposit the funds into 13 14 the State Treasury.

15 (1.2) In addition to any other provision of this 16 Section, an independent expenditure committee established 17 support or oppose a candidate seeking nomination, to election, or retention to the Supreme Court, the Appellate 18 19 Court, or the Circuit Court may not accept contributions 20 from any single person in a cumulative amount that exceeds 21 \$500,000 in any election cycle. Any contribution in excess 22 of the limits in this paragraph (1.2) shall escheat to the 23 State of Illinois. Any independent expenditure committee 24 that receives such a contribution shall immediately forward the amount that exceeds \$500,000 to the State 25 26 Treasurer who shall deposit the funds into the State

Treasury.

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2 (1.3) In addition to any other provision of this 3 Section, if a political committee established to support or oppose a candidate seeking nomination, election, or 4 5 retention to the Supreme Court, the Appellate Court, or the Circuit Court receives a contribution in excess of 6 7 \$500 from: (i) any committee that is not required to 8 disclose its contributors under this Act; (ii) any 9 association that is not required to disclose its 10 contributors under this Act: or (iii) anv other 11 organization or group of persons that is not required to 12 disclose its contributors under this Act, then that 13 contribution shall be considered an anonymous contribution 14 that shall escheat to the State, unless the political 15 committee reports to the State Board of Elections all 16 persons who have contributed in excess of \$500 during the 17 election cycle to the committee, association, same organization, or group making the contribution. 18 Anv political committee that receives such a contribution and 19 20 fails to report this information shall forward the 21 contribution amount immediately to the State Treasurer who 22 shall deposit the funds into the State Treasury.

23 (2) As used in this subsection, "contribution" has the meaning provided in Section 9-1.4 and also includes the 24 25 following that are subject to the limits of this Section: 26

(A) expenditures made by any person in concert or

cooperation with, or at the request or suggestion of,
 a candidate, his or her designated committee, or their
 agents; and

financing by any person 4 (B) the of the 5 dissemination, distribution, or republication, in whole or in part, of any broadcast or any written, 6 7 graphic, or other form of campaign materials prepared by the candidate, his or her campaign committee, or 8 9 their designated agents.

10 (3) As to contributions to a candidate political 11 committee established to support a candidate seeking 12 nomination to the Supreme Court, Appellate Court, or 13 Circuit Court:

14 (A) No person shall make a contribution in the
15 name of another person or knowingly permit his or her
16 name to be used to effect such a contribution.

17 (B) No person shall knowingly accept a
18 contribution made by one person in the name of another
19 person.

(C) No person shall knowingly accept reimbursement
 from another person for a contribution made in his or
 her own name.

(D) No person shall make an anonymouscontribution.

(E) No person shall knowingly accept any anonymouscontribution.

(F) No person shall predicate (1) any benefit, including, but not limited to, employment decisions, including hiring, promotions, bonus compensation, and transfers, or (2) any other gift, transfer, or emolument upon:

> (i) the decision by the recipient of that benefit to donate or not to donate to a candidate;or

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(ii) the amount of any such donation.

10 (4) No judicial candidate or political committee 11 established to support a candidate seeking nomination to 12 the Supreme Court, Appellate Court, or Circuit Court shall 13 knowingly accept any contribution or make any expenditure 14 in violation of the provisions of this Section. No officer 15 or employee of a political committee established to 16 support a candidate seeking nomination to the Supreme 17 Court, Appellate Court, or Circuit Court shall knowingly accept a contribution made for the benefit or use of a 18 19 candidate or knowingly make any expenditure in support of 20 or opposition to a candidate or for electioneering communications in relation to a candidate in violation of 21 22 limitation designated for contributions anv and 23 expenditures under this Section.

(5) Where the provisions of this subsection (b-5)
conflict with any other provision of this Code, this
subsection (b-5) shall control.

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(c) During an election cycle, a political party committee 1 2 may not accept contributions with an aggregate value over the following: (i) \$10,000 from any individual, (ii) \$20,000 from 3 any corporation, labor organization, or association, or (iii) 4 5 \$50,000 from a political action committee. A political party committee may accept contributions in any amount from another 6 political party committee or a candidate political committee, 7 except as provided in subsection (c-5). Nothing in this 8 9 Section shall limit the amounts that may be transferred 10 between a political party committee established under 11 subsection (a) of Section 7-8 of this Code and an affiliated 12 federal political committee established under the Federal 13 Election Code by the same political party. A political party may not accept contributions from a 14 committee ballot 15 initiative committee or from an independent expenditure 16 committee. A political party committee established by a 17 legislative caucus may not accept contributions from another political party committee established by a legislative caucus. 18 19 (c-5) (Blank). During the period beginning on the date candidates may begin circulating petitions for a primary 20 21 election and ending on the day of the primary election, a

22 political party committee may not accept contributions with an 23 aggregate value over \$50,000 from a candidate political 24 committee or political party committee. A political party 25 committee may accept contributions in any amount from a 26 candidate political committee or political party committee if the political party committee receiving the contribution filed a statement of nonparticipation in the primary as provided in subsection (c-10). The Task Force on Campaign Finance Reform shall study and make recommendations on the provisions of this subsection to the Governor and General Assembly by September 30, 2012. This subsection becomes inoperative on July 1, 2013 and thereafter no longer applies.

(c-10) (Blank). A political party committee that does not 8 9 intend to make contributions to candidates to be nominated at 10 a general primary election or consolidated primary election 11 may file a Statement of Nonparticipation in a Primary Election 12 with the Board. The Statement of Nonparticipation shall include a verification signed by the chairperson and treasurer 13 of the committee that (i) the committee will not make 14 contributions or coordinated expenditures in support of or 15 16 opposition to a candidate or candidates to be nominated at the 17 general primary election or consolidated primary election (select one) to be held on (insert date), (ii) the political 18 19 party committee may accept unlimited contributions from candidate political committees and political party committees, 20 21 provided that the political party committee does not make 22 contributions to a candidate or candidates to be nominated at the primary election, and (iii) failure to abide by these 23 requirements shall deem the political party committee in 24 25 violation of this Article and subject the committee to a fine of no more than 150% of the total contributions or coordinated 26

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expenditures made by the committee in violation of this
 Article. This subsection becomes inoperative on July 1, 2013
 and thereafter no longer applies.

(d) During an election cycle, a political action committee 4 5 may not accept contributions with an aggregate value over the following: (i) \$10,000 from any individual, (ii) \$20,000 from 6 7 corporation, labor organization, political party any 8 committee, or association, or (iii) \$50,000 from a political 9 action committee or candidate political committee. A political 10 action committee may not accept contributions from a ballot 11 initiative committee or from an independent expenditure 12 committee.

(e) A ballot initiative committee may accept contributions in any amount from any source, provided that the committee files the document required by Section 9-3 of this Article and files the disclosure reports required by the provisions of this Article.

18 (e-5) An independent expenditure committee may accept 19 contributions in any amount from any source, provided that the 20 committee files the document required by Section 9-3 of this 21 Article and files the disclosure reports required by the 22 provisions of this Article.

(e-10) A limited activity committee shall not accept contributions, except that the officer or a candidate the committee has designated to support may contribute personal funds in order to pay for maintenance expenses. A limited HB4488 Enrolled - 49 - LRB103 34630 SPS 64471 b

activity committee may only make expenditures that are: (i) necessary for maintenance of the committee; (ii) for rent or lease payments until the end of the lease in effect at the time the officer or candidate is confirmed by the Senate; (iii) contributions to 501(c)(3) charities; or (iv) returning contributions to original contributors.

7 (f) Nothing in this Section shall prohibit a political 8 committee from dividing the proceeds of joint fundraising 9 efforts; provided that no political committee may receive more 10 than the limit from any one contributor, and provided that an 11 independent expenditure committee may not conduct joint 12 fundraising efforts with a candidate political committee or a 13 political party committee.

(g) On January 1 of each odd-numbered year, the State 14 15 Board of Elections shall adjust the amounts of the 16 contribution limitations established in this Section for 17 inflation as determined by the Consumer Price Index for All Urban Consumers as issued by the United States Department of 18 Labor and rounded to the nearest \$100. The State Board shall 19 20 publish this information on its official website.

Self-funding candidates. If a public official, a 21 (h) 22 candidate, or the public official's or candidate's immediate 23 family contributes or loans to the public official's or 24 candidate's political committee or to other political 25 committees that transfer funds to the public official's or 26 candidate's political committee or makes independent

expenditures for the benefit of the public official's or 1 2 candidate's campaign during the 12 months prior to an election 3 in an aggregate amount of more than (i) \$250,000 for statewide office or (ii) \$100,000 for all other elective offices, then 4 5 the public official or candidate shall file with the State Board of Elections, within one day, a Notification of 6 Self-funding that shall detail each contribution or loan made 7 8 by the public official, the candidate, or the public 9 official's or candidate's immediate family. Within 2 business 10 days after the filing of a Notification of Self-funding, the 11 notification shall be posted on the Board's website and the 12 Board shall give official notice of the filing to each candidate for the same office as the public official or 13 14 candidate making the filing, including the public official or candidate filing the Notification of Self-funding. Notice 15 16 shall be sent via first class mail to the candidate and the 17 treasurer of the candidate's committee. Notice shall also be sent by e-mail to the candidate and the treasurer of the 18 19 candidate's committee if the candidate and the treasurer, as 20 applicable, have provided the Board with an e-mail address. Upon posting of the notice on the Board's website, all 21 22 candidates for that office, including the public official or 23 candidate who filed a Notification of Self-funding, shall be 24 permitted to accept contributions in excess of anv 25 contribution limits imposed by subsection (b). If a public official or candidate filed a Notification of Self-funding 26

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during an election cycle that includes a general primary 1 2 election or consolidated primary election and that public official or candidate is nominated, all candidates for that 3 office, including the nominee who filed the notification of 4 5 self-funding, shall be permitted to accept contributions in excess of any contribution limit imposed by subsection (b) for 6 7 the subsequent election cycle. For the purposes of this 8 subsection, "immediate family" means the spouse, parent, or 9 child of a public official or candidate.

10 (h-5) If a natural person or independent expenditure 11 committee makes independent expenditures in support of or in 12 opposition to the campaign of a particular public official or 13 candidate in an aggregate amount of more than (i) \$250,000 for statewide office or (ii) \$100,000 for all other elective 14 15 offices in an election cycle, as reported in a written 16 disclosure filed under subsection (a) of Section 9-8.6 or 17 subsection (e-5) of Section 9-10, then the State Board of Elections shall, within 2 business days after the filing of 18 the disclosure, post the disclosure on the Board's website and 19 20 give official notice of the disclosure to each candidate for the same office as the public official or candidate for whose 21 22 benefit or detriment the natural person or independent 23 expenditure committee made independent expenditures. Upon 24 posting of the notice on the Board's website, all candidates 25 for that office in that election, including the public official or candidate for whose benefit or detriment the 26

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1 natural person or independent expenditure committee made 2 independent expenditures, shall be permitted to accept 3 contributions in excess of any contribution limits imposed by 4 subsection (b).

5 (h-10)Ιf the State Board of Elections receives 6 notification or determines that a natural person or persons, 7 independent expenditure committee or committees, an or 8 combination thereof has made independent expenditures in 9 support of or in opposition to the campaign of a particular 10 public official or candidate in an aggregate amount of more than (i) \$250,000 for statewide office or (ii) \$100,000 for 11 12 all other elective offices in an election cycle, then the Board shall, within 2 business days after discovering the 13 14 independent expenditures that, in the aggregate, exceed the 15 threshold set forth in (i) and (ii) of this subsection, post 16 notice of this fact on the Board's website and give official 17 notice to each candidate for the same office as the public official or candidate for whose benefit or detriment the 18 19 independent expenditures were made. Notice shall be sent via 20 first class mail to the candidate and the treasurer of the 21 candidate's committee. Notice shall also be sent by e-mail to 22 the candidate and the treasurer of the candidate's committee 23 if the candidate and the treasurer, as applicable, have 24 provided the Board with an e-mail address. Upon posting of the 25 notice on the Board's website, all candidates of that office 26 in that election, including the public official or candidate

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1 for whose benefit or detriment the independent expenditures 2 were made, may accept contributions in excess of any 3 contribution limits imposed by subsection (b).

(i) For the purposes of this Section, a corporation, labor 4 5 organization, association, or a political action committee corporation, 6 established by а labor organization, or 7 association may act as a conduit in facilitating the delivery to a political action committee of contributions made through 8 9 dues, levies, or similar assessments and the political action 10 committee may report the contributions in the aggregate, 11 provided that: (i) contributions made through dues, levies, or 12 similar assessments paid by any natural person, corporation, 13 labor organization, or association in a calendar year may not exceed the limits set forth in this Section; 14 (ii) the corporation, labor organization, association, or a political 15 16 action committee established by а corporation, labor 17 organization, or association facilitating the delivery of maintains contributions list of 18 а natural persons, 19 corporations, labor organizations, and associations that paid 20 the dues, levies, or similar assessments from which the 21 contributions comprising the aggregate amount derive; and 22 (iii) contributions made through dues, levies, or similar 23 assessments paid by any natural person, corporation, labor organization, or association that exceed \$1,000 in a quarterly 24 25 reporting period shall be itemized on the committee's 26 quarterly report and may not be reported in the aggregate. A HB4488 Enrolled - 54 - LRB103 34630 SPS 64471 b

political action committee facilitating the delivery of 1 2 contributions or receiving contributions shall disclose the 3 amount of contributions made through dues delivered or received and the name of the corporation, labor organization, 4 5 association, or political action committee delivering the 6 contributions, if applicable. On January 1 of each 7 odd-numbered year, the State Board of Elections shall adjust the amounts of the contribution limitations established in 8 9 this subsection for inflation as determined by the Consumer 10 Price Index for All Urban Consumers as issued by the United 11 States Department of Labor and rounded to the nearest \$100. 12 The State Board shall publish this information on its official 13 website.

(j) A political committee that receives a contribution or 14 15 transfer in violation of this Section shall dispose of the 16 contribution or transfer by returning the contribution or 17 transfer, or an amount equal to the contribution or transfer, to the contributor or transferor or donating the contribution 18 19 or transfer, or an amount equal to the contribution or 20 transfer, to a charity. A contribution or transfer received in 21 violation of this Section that is not disposed of as provided 22 in this subsection within 30 days after the Board sends 23 notification to the political committee of the excess contribution by certified mail shall escheat to the General 24 25 Revenue Fund and the political committee shall be deemed in 26 violation of this Section and subject to a civil penalty not to HB4488 Enrolled - 55 - LRB103 34630 SPS 64471 b

1 exceed 150% of the total amount of the contribution.

2 (k) For the purposes of this Section, "statewide office"
3 means the Governor, Lieutenant Governor, Attorney General,
4 Secretary of State, Comptroller, and Treasurer.

5 (1) This Section is repealed if and when the United States 6 Supreme Court invalidates contribution limits on committees 7 formed to assist candidates, political parties, corporations, 8 associations, or labor organizations established by or 9 pursuant to federal law.

10 (Source: P.A. 102-664, eff. 1-1-22; 102-668, eff. 11-15-21; 11 102-909, eff. 5-27-22.)

12 (10 ILCS 5/9-11) (from Ch. 46, par. 9-11)

13 Sec. 9-11. Financial reports.

(a) Each quarterly report of campaign contributions,
expenditures, and independent expenditures under Section 9-10
shall disclose the following:

(1) the name and address of the political committee;
(2) the name and address of the person submitting the
report on behalf of the committee, if other than the chair
or treasurer;

(3) the amount of funds on hand at the beginning of the
 reporting period;

(4) the full name and mailing address of each person
who has made one or more contributions to or for the
committee within the reporting period in an aggregate

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amount or value in excess of \$150, together with the amounts and dates of those contributions, and, if the contributor is an individual who contributed more than \$500, the occupation and employer of the contributor or, if the occupation and employer of the contributor are unknown, a statement that the committee has made a good faith effort to ascertain this information;

8 (5) the total sum of individual contributions made to 9 or for the committee during the reporting period and not 10 reported under item (4);

11 (6) the name and address of each political committee 12 from which the reporting committee received, or to which 13 that committee made, any transfer of funds in the 14 aggregate amount or value in excess of \$150, together with 15 the amounts and dates of all transfers;

16 (7) the total sum of transfers made to or from the 17 committee during the reporting period and not reported 18 under item (6);

19 (8) each loan to or from any person, political committee, or financial institution within the reporting 20 21 period by or to the committee in an aggregate amount or 22 value in excess of \$150, together with the full names and 23 mailing addresses of the lender and endorsers, if any; the 24 dates and amounts of the loans; and, if a lender or 25 endorser is an individual who loaned or endorsed a loan of 26 more than \$500, the occupation and employer of that

individual or, if the occupation and employer of the
 individual are unknown, a statement that the committee has
 made a good faith effort to ascertain this information;

(9) the total amount of proceeds received by the
committee from (i) the sale of tickets for each dinner,
luncheon, cocktail party, rally, and other fund-raising
events; (ii) mass collections made at those events; and
(iii) sales of items such as political campaign pins,
buttons, badges, flags, emblems, hats, banners,
literature, and similar materials;

11 (10) each contribution, rebate, refund, income from 12 investments, or other receipt in excess of \$150 received by the committee not otherwise listed under items (4) 13 14 through (9) and, if the contributor is an individual who 15 contributed more than \$500, the occupation and employer of 16 the contributor or, if the occupation and employer of the contributor are unknown, a statement that the committee 17 a good faith effort to ascertain this 18 made has 19 information:

20 (11) the total sum of all receipts by or for the
21 committee or candidate during the reporting period;

(12) the full name and mailing address of each person to whom expenditures have been made by the committee or candidate within the reporting period in an aggregate amount or value in excess of \$150; the amount, date, and purpose of each of those expenditures; and the question of

public policy or the name and address of, and the office sought by, each candidate on whose behalf that expenditure was made;

4 (13) the full name and mailing address of each person
5 to whom an expenditure for personal services, salaries,
6 and reimbursed expenses in excess of \$150 has been made
7 and that is not otherwise reported, including the amount,
8 date, and purpose of the expenditure;

9 (14) the value of each asset held as an investment, as
10 of the final day of the reporting period;

11 (15) the total sum of expenditures made by the 12 committee during the reporting period; and

(16) the full name and mailing address of each person
to whom the committee owes debts or obligations in excess
of \$150 and the amount of those debts or obligations.

16 For purposes of reporting campaign receipts and expenses, 17 income from investments shall be included as receipts during the reporting period they are actually received. The gross 18 19 purchase price of each investment shall be reported as an 20 expenditure at time of purchase. Net proceeds from the sale of 21 an investment shall be reported as a receipt. During the 22 period investments are held they shall be identified by name 23 and quantity of security or instrument on each quarterly 24 semi-annual report during the period.

(b) Each report of a campaign contribution of \$1,000 or
 more required under subsection (c) of Section 9-10 shall

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1 disclose the following:

2

(1) the name and address of the political committee;

3 (2) the name and address of the person submitting the 4 report on behalf of the committee, if other than the chair 5 or treasurer; and

6 (3) the full name and mailing address of each person 7 who has made a contribution of \$1,000 or more.

8 Each quarterly report shall include the following (C) 9 information regarding any independent expenditures made during 10 the reporting period: (1) the full name and mailing address of 11 each person to whom an expenditure in excess of \$150 has been 12 made in connection with an independent expenditure; (2) the 13 amount, date, and purpose of such expenditure; (3) a statement whether the independent expenditure was in support of or in 14 15 opposition to a particular candidate; (4) the name of the 16 candidate; (5) the office and, when applicable, district, 17 sought by the candidate; and (6) a certification, under penalty of perjury, that such expenditure was not made in 18 19 cooperation, consultation, or concert with, or at the request 20 or suggestion of, any candidate or any authorized committee or agent of such committee. The report shall also include (I) the 21 22 total of all independent expenditures of \$150 or less made 23 during the reporting period and (II) the total amount of all independent expenditures made during the reporting period. 24

(d) The Board shall by rule define a "good faith effort".
The reports of campaign contributions filed under this

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Article shall be cumulative during the reporting period to
 which they relate.

3 (e) Each report shall be verified, dated, and signed by 4 either the treasurer of the political committee or the 5 candidate on whose behalf the report is filed and shall 6 contain the following verification:

7 "I declare that this report (including any accompanying 8 schedules and statements) has been examined by me and, to the 9 best of my knowledge and belief, is a true, correct, and 10 complete report as required by Article 9 of the Election Code. 11 I understand that willfully filing a false or incomplete 12 statement is subject to a civil penalty of up to \$5,000.".

13 (f) A political committee may amend a report filed under 14 subsection (a) or (b). The Board may reduce or waive a fine if the amendment is due to a technical or inadvertent error and 15 16 the political committee files the amended report, except that 17 a report filed under subsection (b) must be amended within 5 business days. The State Board shall ensure that a description 18 of the amended information is available to the public. The 19 20 Board may promulgate rules to enforce this subsection.

21 (Source: P.A. 100-1027, eff. 1-1-19.)

22 (10 ILCS 5/9-23.5)

23 Sec. 9-23.5. Public database of founded complaints. The 24 State Board of Elections shall establish and maintain on its 25 official website a searchable database, freely accessible to HB4488 Enrolled - 61 - LRB103 34630 SPS 64471 b

the public, of each complaint filed with the Board under this 1 2 Article with respect to which Board action was taken, including all Board actions and penalties imposed, if any. The 3 Board must update the database within 5 business days after an 4 5 action is taken or a penalty is imposed to include that 6 complaint, action, or penalty in the database. The Task Force 7 on Campaign Finance Reform shall make recommendations 8 improving access to information related to founded complaints. 9 (Source: P.A. 96-832, eff. 1-1-11.)

10 (10 ILCS 5/9-35)

11 Sec. 9-35. Registration of business entities.

12 (a) This Section governs the procedures for the 13 registration required under Section 20-160 of the Illinois 14 Procurement Code.

15 For the purposes of this Section, the terms 16 "officeholder", "State contract", "business entity", "State agency", "affiliated entity", and "affiliated person" have the 17 meanings ascribed to those terms in Section 50-37 of the 18 19 Illinois Procurement Code.

20 (b) Registration under Section 20-160 of the Illinois 21 Procurement Code, and any changes to that registration, must 22 be made electronically, and the State Board of Elections by 23 rule shall provide for electronic registration; except that 24 the State Board may adopt emergency rules providing for a 25 temporary filing system, effective through August 1, 2009, HB4488 Enrolled - 62 - LRB103 34630 SPS 64471 b

under which business entities must file the required 1 2 registration forms provided by the Board via e-mail attachment in a PDF file or via another type of mail service and must 3 receive from the State Board registration certificates via 4 5 e mail or paper registration certificates. The State Board 6 shall retain the registrations submitted by business entities 7 via e mail or another type of mail service for at least 6 months following the establishment of the electronic 8 registration system required by this subsection. 9

10 Each registration must contain substantially the 11 following:

12

(1) The name and address of the business entity.

13 (2) The name and address of any affiliated entity of
14 the business entity, including a description of the
15 affiliation.

16 (3) The name and address of any affiliated person of 17 the business entity, including a description of the 18 affiliation.

(c) The Board shall provide a certificate of registration 19 to the business entity. The certificate shall be electronic $\overline{\tau}$ 20 except as otherwise provided in this Section, and accessible 21 22 to the business entity through the State Board of Elections' 23 website and protected by a password. Within 60 days after establishment of the electronic system, each business entity 24 25 that submitted a registration via e-mail attachment or paper 26 copy pursuant to this Section shall re submit its registration

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1 electronically. At the time of re-submission, the State Board 2 of Elections shall provide an electronic certificate of 3 registration to that business entity.

(d) Any business entity required to register under Section 4 5 20-160 of the Illinois Procurement Code shall provide a copy of the registration certificate, by first class mail or hand 6 7 delivery within 10 days after registration, to each affiliated 8 entity or affiliated person whose identity is required to be 9 disclosed. Failure to provide notice to an affiliated entity 10 or affiliated person is a business offense for which the 11 business entity is subject to a fine not to exceed \$1,001.

(e) In addition to any penalty under Section 20-160 of the Illinois Procurement Code, intentional, willful, or material failure to disclose information required for registration is subject to a civil penalty imposed by the State Board of Elections. The State Board shall impose a civil penalty of \$1,000 per business day for failure to update a registration.

(f) Any business entity required to register under Section 18 20-160 of the Illinois Procurement Code shall notify any 19 political committee to which it makes a contribution, at the 20 time of the contribution, that the business entity is 21 22 registered with the State Board of Elections under Section 23 20-160 of the Illinois Procurement Code. Any affiliated entity or affiliated person of a business entity required to register 24 25 under Section 20-160 of the Illinois Procurement Code shall 26 notify any political committee to which it makes а

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contribution that it is affiliated with a business entity
 registered with the State Board of Elections under Section
 20-160 of the Illinois Procurement Code.

(g) The State Board of Elections on its official website 4 database containing (i) 5 shall have a searchable all 6 information required to be submitted to the Board under 7 Section 20-160 of the Illinois Procurement Code and (ii) all 8 reports filed under this Article with the State Board of 9 Elections by all political committees. For the purposes of 10 databases maintained by the State Board of Elections, "searchable" means able to search by "political committee", as 11 12 defined in this Article, and by "officeholder", "State 13 agency", "business entity", "affiliated entity", and 14 "affiliated person". The Board shall not place the name of a 15 minor child on the website. However, the Board shall provide a 16 link to all contributions made by anyone reporting the same 17 residential address as any affiliated person. In addition, the State Board of Elections on its official website shall provide 18 19 an electronic connection to any searchable database of State 20 contracts maintained by the Comptroller, searchable by 21 business entity.

(h) The State Board of Elections shall have rulemakingauthority to implement this Section.

24 (Source: P.A. 95-971, eff. 1-1-09; 95-1038, eff. 3-11-09.)

25 (10 ILCS 5/9-50)

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Sec. 9-50. Vendor providing automated traffic systems;
 contributions.

No vendor that offers or provides equipment or 3 (a) services for automated traffic law enforcement, automated 4 5 speed enforcement, or automated railroad grade crossing 6 enforcement systems to municipalities or counties, no 7 political action committee created by such a vendor, and no 8 vendor-affiliated person shall make a campaign contribution to 9 any political committee established to promote the candidacy 10 of a candidate or public official. An officer or agent of such 11 a vendor may not consent to any contribution or expenditure 12 that is prohibited by this Section. A candidate, political committee, or other person may not knowingly accept or receive 13 any contribution prohibited by this Section. A political 14 committee that receives a contribution in violation of this 15 Section shall dispose of the contribution by returning the 16 17 contribution or an amount equal to the contribution to the contributor or by donating the contribution or an amount equal 18 19 to the contribution to a charity. A contribution received in 20 violation of this Section that is not disposed of within 30 days after the Board sends notification to the political 21 22 committee of the excess contribution by certified mail shall 23 escheat to the General Revenue Fund, and the political 24 committee shall be deemed in violation of this Section and 25 shall be subject to a civil penalty not to exceed 150% of the 26 total amount of the contribution.

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1

(b) As used in this Section:

2 "Automated law enforcement system", "automated speed 3 enforcement system", and "automated railroad grade crossing 4 enforcement system" have the meanings given to those terms in 5 Article II of Chapter 11 of the Illinois Vehicle Code.

"Vendor-affiliated person" means: (i) any person with an 6 7 ownership interest in excess of 7.5% in a vendor that offers or 8 provides equipment or services for automated traffic law 9 enforcement, automated speed enforcement, or automated 10 railroad grade crossing enforcement systems to municipalities 11 or counties; (ii) any person with a distributive share in 12 excess of 7.5% in a vendor that offers or provides equipment or 13 services for automated traffic law enforcement, automated 14 speed enforcement, or automated railroad grade crossing 15 enforcement systems to municipalities or counties; (iii) any 16 executive employees of a vendor that offers or provides 17 equipment or services for automated traffic law enforcement, automated speed enforcement, or automated railroad grade 18 19 crossing enforcement systems to municipalities or counties; 20 and (iv) the spouse, minor child, or other immediate family member living in the residence of any of the persons 21 22 identified in items (i) through (iii).

23 (Source: P.A. 103-364, eff. 7-28-23.)

24 (10 ILCS 5/10-6) (from Ch. 46, par. 10-6)

25 Sec. 10-6. Time and manner of filing. Except as otherwise

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provided in this Code, certificates of nomination 1 and 2 nomination papers for the nomination of candidates for offices 3 to be filled by electors of the entire State, or any district not entirely within a county, or for congressional, state 4 5 legislative or judicial offices, shall be presented to the principal office of the State Board of Elections not more than 6 <u>169</u> 141 nor less than <u>162</u> 134 days previous to the day of 7 election for which the candidates are nominated. The State 8 9 Board of Elections shall endorse the certificates of 10 nomination or nomination papers, as the case may be, and the 11 date and hour of presentment to it. Except as otherwise 12 provided in this Code, all other certificates for the nomination of candidates shall be filed with the county clerk 13 14 of the respective counties not more than 169 141 but at least 15 162 <del>134</del> days previous to the day of such election. 16 Certificates of nomination and nomination papers for the 17 nomination of candidates for school district offices to be filled at consolidated elections shall be filed with the 18 county clerk or county board of election commissioners of the 19 20 county in which the principal office of the school district is 21 located not more than 141  $\frac{113}{113}$  nor less than 134  $\frac{106}{106}$  days before 22 the consolidated election. Except as otherwise provided in 23 this Code, certificates of nomination and nomination papers for the nomination of candidates for the other offices of 24 25 political subdivisions to be filled at regular elections other 26 than the general election shall be filed with the local

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1 election official of such subdivision:

2

(1) (Blank);

3

4

(2) not more than  $\underline{141}$   $\underline{113}$  nor less than  $\underline{134}$   $\underline{106}$  days prior to the consolidated election; or

5 (3) not more than <u>141</u> <del>113</del> nor less than <u>134</u> <del>106</del> days 6 prior to the general primary in the case of municipal 7 offices to be filled at the general primary election; or

8 (4) not more than <u>127</u> <del>99</del> nor less than <u>120</u> <del>92</del> days 9 before the consolidated primary in the case of municipal 10 offices to be elected on a nonpartisan basis pursuant to 11 law (including, without limitation, those municipal 12 offices subject to Articles 4 and 5 of the Municipal 13 Code); or

14 (5) not more than <u>141</u> <del>113</del> nor less than <u>134</u> <del>106</del> days 15 before the municipal primary in even numbered years for 16 such nonpartisan municipal offices where annual elections 17 are provided; or

18 (6) in the case of petitions for the office of 19 multi-township assessor, such petitions shall be filed 20 with the election authority not more than 113 nor less 21 than <u>134</u> <del>106</del> days before the consolidated election.

However, where a political subdivision's boundaries are co-extensive with or are entirely within the jurisdiction of a municipal board of election commissioners, the certificates of nomination and nomination papers for candidates for such political subdivision offices shall be filed in the office of HB4488 Enrolled - 69 - LRB103 34630 SPS 64471 b

1 such Board.

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

3 (10 ILCS 5/10-6.1) (from Ch. 46, par. 10-6.1)

4 Sec. 10-6.1. The board or clerk with whom a certificate of 5 nomination or nomination papers are filed shall notify the person for whom such papers are filed of the obligation to file 6 7 statements of organization, reports of campaign contributions, and <u>quarterly</u> annual reports of campaign contributions and 8 9 expenditures under Article 9 of this Act. Such notice shall be 10 given in the manner prescribed by paragraph (7) of Section 11 9-16 of this Code.

12 (Source: P.A. 81-1189.)

13 (10 ILCS 5/10-10.1) (from Ch. 46, par. 10-10.1)

14 Sec. 10-10.1. (a) Except as otherwise provided in this 15 Section, a candidate or objector aggrieved by the decision of an electoral board may secure judicial review of such decision 16 17 in the circuit court of the county in which the hearing of the 18 electoral board was held. The party seeking judicial review 19 must file, within 5 days after service of the decision of the 20 electoral board as provided in Section 10-10, a petition with 21 the clerk of the court that names as respondents the electoral 22 board, its members, and the prevailing candidates or objectors 23 in the initial proceeding before the board. The party seeking 24 judicial review and must serve a copy of the petition upon each HB4488 Enrolled - 70 - LRB103 34630 SPS 64471 b

of the respondents named in the petition for judicial review 1 2 the electoral board and other parties to the proceeding by registered or certified mail within 5 days after service of 3 the decision of the electoral board as provided in Section 4 5 10-10. The petition shall contain a brief statement of the reasons why the decision of the board should be reversed. The 6 petitioner shall file proof of service with the clerk of the 7 8 court within 5 days after service of the decision of the 9 electoral board as provided in Section 10-10. No answer to the 10 petition need be filed, but the electoral board shall cause 11 the record of proceedings before the electoral board to be 12 filed with the clerk of the court on or before the date of the hearing on the petition or as ordered by the court. 13

14 The court shall set the matter for hearing to be held 15 within 30 days after the filing of the petition and shall make 16 its decision promptly after such hearing.

17 (b) An objector or proponent aggrieved by the decision of an electoral board regarding a petition filed pursuant to 18 19 Section 18-120 of the Property Tax Code may secure a review of 20 such decision by the State Board of Elections. The party seeking such review must file a petition therefor with the 21 22 State Board of Elections within 10 days after the decision of 23 the electoral board. Any such objector or proponent may apply for and obtain judicial review of a decision of the State Board 24 of Elections entered under this amendatory Act of 1985, in 25 26 accordance with the provisions of the Administrative Review

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- 1 Law, as amended.
- 2 (Source: P.A. 96-1008, eff. 7-6-10.)

3 (10 ILCS 5/13-6.1) (from Ch. 46, par. 13-6.1)

4 Sec. 13-6.1. Each judge of election shall be identified as 5 such by a suitable badge or label authorized and issued by the 6 county clerk that: (1) clearly states it is authorized by the county clerk; (2) identifies the individual as an election 7 judge; and (3) contains a unique identifier that consists of 8 9 the precinct number and assigns the judge of election a single 10 letter. In accordance with this Section, the badge shall 11 follow the form of "Precinct number, Judge letter" and bearing 12 the date of the election for which issued. On such badge, the 13 judge shall print his or her name and the ward, township or 14 road district and precinct number in which he or she 15 serving.

16 (Source: P.A. 84-971.)

17 (10 ILCS 5/14-5.1) (from Ch. 46, par. 14-5.1)

Sec. 14-5.1. Each judge of election shall be identified as such by a suitable badge or label authorized and issued by the board of election commissioners <u>that: (1) clearly states it is</u> <u>authorized by the board of election commissioners; (2)</u> <u>identifies the individual as an election judge; and (3)</u> <u>contains a unique identifier that consists of the precinct</u> <u>number and assigns the judge of election a single letter. In</u> HB4488 Enrolled - 72 - LRB103 34630 SPS 64471 b

1 accordance with this Section, the badge shall follow the form
2 of "Precinct number, Judge letter" and bearing the date of the
3 election for which issued. On such badge, the judge shall
4 print his or her name and the ward or township and precinct
5 number in which he or she is serving.

6 (Source: P.A. 84-971.)

7 (10 ILCS 5/19-12.2) (from Ch. 46, par. 19-12.2)

8 Sec. 19-12.2. Voting by physically incapacitated electors 9 who have made proper application to the election authority not 10 later than 5 days before the regular primary and general 11 election of 1980 and before each election thereafter shall be 12 conducted either through the vote by mail procedures as 13 detailed in this Article or on the premises of (i) federally operated veterans' homes, hospitals, and facilities located in 14 15 Illinois or (ii) facilities licensed or certified pursuant to 16 the Nursing Home Care Act, the Specialized Mental Health Rehabilitation Act of 2013, the ID/DD Community Care Act, or 17 the MC/DD Act for the sole benefit of residents of such homes, 18 hospitals, and facilities. For the purposes of this Section, 19 "federally operated veterans' home, hospital, or facility" 20 21 means the long-term care facilities at the Jesse Brown VA 22 Medical Center, Illiana Health Care System, Edward Hines, Jr. VA Hospital, Marion VA Medical Center, and Captain James A. 23 24 Lovell Federal Health Care Center. Such voting shall be 25 conducted during any continuous period sufficient to allow all

applicants to cast their ballots between the hours of 9 a.m. 1 2 and 7 p.m. either on the Friday, Saturday, Sunday or Monday immediately preceding the regular election. This vote by mail 3 voting on one of said days designated by the election 4 5 authority shall be supervised by two election judges who must be selected by the election authority in the following order 6 7 of priority: (1) from the panel of judges appointed for the 8 precinct in which such home, hospital, or facility is located, 9 or from a panel of judges appointed for any other precinct 10 within the jurisdiction of the election authority in the same 11 ward or township, as the case may be, in which the home, 12 hospital, or facility is located or, only in the case where a judge or judges from the precinct, township or ward are 13 14 unavailable to serve, (3) from a panel of judges appointed for 15 any other precinct within the jurisdiction of the election 16 authority. The two judges shall be from different political 17 parties. Not less than 30 days before each regular election, the election authority shall have arranged with the chief 18 administrative officer of each home, hospital, or facility in 19 20 his or its election jurisdiction a mutually convenient time period on the Friday, Saturday, Sunday or Monday immediately 21 22 preceding the election for such voting on the premises of the 23 home, hospital, or facility and shall post in a prominent 24 place in his or its office a notice of the agreed day and time 25 period for conducting such voting at each home, hospital, or 26 facility; provided that the election authority shall not later

than noon on the Thursday before the election also post the 1 2 names and addresses of those homes, hospitals, and facilities 3 from which no applications were received and in which no supervised vote by mail voting will be conducted. All 4 provisions of this Code applicable to pollwatchers shall be 5 6 applicable herein. To the maximum extent feasible, voting 7 booths or screens shall be provided to insure the privacy of 8 the voter. Voting procedures shall be as described in Article 9 17 of this Code, except that ballots shall be treated as vote 10 by mail ballots and shall not be counted until the close of the 11 polls on the following day. After the last voter has concluded 12 voting, the judges shall seal the ballots in an envelope and affix their signatures across the flap of the envelope. 13 14 Immediately thereafter, the judges shall bring the sealed 15 envelope to the office of the election authority who shall 16 deliver such ballots to the election authority's central 17 ballot counting location prior to the closing of the polls on the day of election. The judges of election shall also report 18 to the election authority the name of any applicant in the 19 20 home, hospital, or facility who, due to unforeseen circumstance or condition or because of a religious holiday, 21 22 was unable to vote. In this event, the election authority may 23 appoint a qualified person from his or its staff to deliver the 24 ballot to such applicant on the day of election. This staff 25 person shall follow the same procedures prescribed for judges 26 conducting vote by mail voting in such homes, hospitals, or

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facilities and shall return the ballot to the central ballot 1 2 counting location before the polls close. However, if the 3 home, hospital, or facility from which the application was made is also used as a regular precinct polling place for that 4 5 voter, voting procedures heretofore prescribed mav be 6 implemented by 2 of the election judges of opposite party 7 affiliation assigned to that polling place during the hours of 8 voting on the day of the election. Judges of election shall be 9 compensated not less than \$25.00 for conducting vote by mail 10 voting in such homes, hospitals, or facilities.

11 Not less than 120 days before each regular election, the 12 Department of Public Health shall certify to the State Board 13 of Elections a list of the facilities licensed or certified 14 pursuant to the Nursing Home Care Act, the Specialized Mental Health Rehabilitation Act of 2013, the ID/DD Community Care 15 16 Act, or the MC/DD Act. The lists shall indicate the approved 17 bed capacity and the name of the chief administrative officer of each such home, hospital, or facility, and the State Board 18 19 of Elections shall certify the same to the appropriate 20 election authority within 20 days thereafter.

21 (Source: P.A. 98-104, eff. 7-22-13; 98-1171, eff. 6-1-15; 22 99-180, eff. 7-29-15.)

23 (10 ILCS 5/19A-21)

24 Sec. 19A-21. Use of local public buildings for early 25 voting polling places. Upon request by an election authority,

a unit of local government (as defined in Section 1 of Article 1 2 VII of the Illinois Constitution, which does not include school districts) shall make the unit's public buildings 3 within the election authority's jurisdiction available as 4 5 permanent or temporary early voting polling places without 6 charge. Availability of a building shall include reasonably 7 necessary time before and after the period early voting is 8 conducted at that building. However, if upon receiving the 9 election authority's request, a park district organized under 10 the Park District Code demonstrates to the election authority 11 that the use of a specific room as an early voting polling 12 place would interfere with scheduled programming, the election 13 authority and the park district shall work cooperatively to 14 find an alternative room at the same location to serve as an early voting polling place. If the park district and the 15 election authority are unable to identify a mutually agreeable 16 17 alternative location at the park district, the park district and election authority shall prepare documentation explaining 18 19 the difficulties for their respective entities to the Board of 20 County Commissioners who shall determine which room shall be 21 used as an early voting polling place as soon as practicable to 22 avoid delays in determining an early voting polling place.

23 A unit of local government making its public building 24 available as a permanent or temporary early voting polling 25 place shall ensure that any portion of the building made 26 available is accessible to voters with disabilities and HB4488 Enrolled - 77 - LRB103 34630 SPS 64471 b

1 elderly voters.

2 (Source: P.A. 99-143, eff. 7-27-15.)

3 (10 ILCS 5/25-3) (from Ch. 46, par. 25-3)

Sec. 25-3. (a) Whenever it is alleged that a vacancy in any office exists, the officer, body, or county board who has authority to fill the vacancy by appointment, or to order an election to fill such vacancy, shall have power to determine whether or not the facts occasioning such vacancy exist.

9 (b) On or before the <u>141st</u> <del>100th</del> day previous to the day of 10 election for which judicial candidates are to be nominated:

(1) The Chief Justice of the Supreme Court shall certify to the State Board of Elections the names of all judges who have died, resigned, retired or forfeited their office since the last general election and whose vacancies will be filled at the next general election.

16 (2) The secretary of the Illinois Courts Commission 17 shall certify to the State Board of Elections the names of 18 judges who have been removed from office and whose 19 vacancies will be filled at the next general election.

20 (3) The Secretary of State shall certify to the State 21 Board of Elections the names of judges who were eligible 22 to stand for retention at the next general election, but 23 failed to file a declaration of candidacy to succeed 24 themselves in office or, having timely filed such a 25 declaration, withdrew it. HB4488 Enrolled - 78 - LRB103 34630 SPS 64471 b

(4) The State Board of Elections shall determine
 whether the General Assembly has created new judgeships
 which are to be filled at the next general election.

If one of the events described in subsection (a) of Section 2A-9 of this Code occurs between the <u>141st</u> <del>100th</del> day and the <u>134th</u> <del>92nd</del> day previous to the day of election for which judicial candidates are to be nominated, the appropriate aforementioned officer shall promptly certify the vacancy to the State Board of Elections.

10 (c) Except with regard to new judgeships which have been 11 created by the General Assembly, the State Board of Elections 12 may rely upon the certifications from the Supreme Court, the 13 Illinois Courts Commission and the Secretary of State to 14 determine (1) when vacancies in judicial office exist and (2) 15 the judicial positions for which elections are to be held. 16 (Source: P.A. 86-1348.)

17 (10 ILCS 5/28-8) (from Ch. 46, par. 28-8)

Sec. 28-8. If a referendum held in accordance with Section 18 19 28-7 of this Act involved the question of whether a unit of local government shall become a home rule unit or shall 20 21 continue <del>cease</del> to be a home rule unit and if that referendum 22 passed, then the clerk of that unit of local government shall, within 45 days after the referendum, file with the Secretary 23 24 of State a certified statement showing the results of the 25 referendum and the resulting status of the unit of local

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1 government as a home rule unit or a non-home rule unit. The 2 Secretary of State shall maintain such certified statements in 3 his office as a public record.

4 The question of whether a unit of local government shall 5 become a home rule unit shall be submitted in substantially 6 the following form:

7 Shall (name of the unit of local government) become a home 8 rule unit?

9 Votes must be recorded as "yes" or "no".

10 The question of whether a unit of local government shall 11 <u>continue</u> <del>cease</del> to be a home rule unit shall be submitted in 12 substantially the following form:

Shall (name of the unit of local government) <u>continue</u> cease to be a home rule unit?

15 Votes must be recorded as "yes" or "no".

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

17 (10 ILCS 5/29B-10) (from Ch. 46, par. 29B-10; formerly Ch.
18 46, par. 1103)

Sec. 29B-10. Code of Fair Campaign Practices. At the time a political committee, as defined in Article 9, files its statements of organization, the State Board of Elections<del>, in</del> the case of a state political committee or a political committee acting as both a state political committee and a local political committee, or the county clerk, in the case of a local political committee, shall give the political HB4488 Enrolled - 80 - LRB103 34630 SPS 64471 b

1 committee a blank form of the Code of Fair Campaign Practices 2 and a copy of the provisions of this Article. The State Board 3 of Elections or county clerk shall inform each political 4 committee that subscription to the Code is voluntary. The text 5 of the Code shall read as follows:

6

## CODE OF FAIR CAMPAIGN PRACTICES

7 There are basic principles of decency, honesty, and fair 8 play that every candidate for public office in the State of 9 Illinois has a moral obligation to observe and uphold, in 10 order that, after vigorously contested but fairly conducted 11 campaigns, our citizens may exercise their constitutional 12 right to a free and untrammeled choice and the will of the 13 people may be fully and clearly expressed on the issues.

14 THEREFORE:

(1) I will conduct my campaign openly and publicly, and limit attacks on my opponent to legitimate challenges to his record.

18 (2) I will not use or permit the use of character 19 defamation, whispering campaigns, libel, slander, or 20 scurrilous attacks on any candidate or his personal or family 21 life.

(3) I will not use or permit any appeal to negative
 prejudice based on race, sex, sexual orientation, religion or
 national origin.

(4) I will not use campaign material of any sort that
 misrepresents, distorts, or otherwise falsifies the facts, nor

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1 will I use malicious or unfounded accusations that aim at 2 creating or exploiting doubts, without justification, as to 3 the personal integrity or patriotism of my opposition.

4 (5) I will not undertake or condone any dishonest or 5 unethical practice that tends to corrupt or undermine our 6 American system of free elections or that hampers or prevents 7 the full and free expression of the will of the voters.

8 (6) I will defend and uphold the right of every qualified 9 American voter to full and equal participation in the 10 electoral process.

11 (7) I will immediately and publicly repudiate methods and 12 tactics that may come from others that I have pledged not to 13 use or condone. I shall take firm action against any 14 subordinate who violates any provision of this Code or the 15 laws governing elections.

I, the undersigned, candidate for election to public office in the State of Illinois or chair of a political committee in support of or opposition to a question of public policy, hereby voluntarily endorse, subscribe to, and solemnly pledge myself to conduct my campaign in accordance with the above principles and practices.

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(10 ILCS 5/29B-15) (from Ch. 46, par. 29B-15; formerly Ch.
 46, par. 1104)

3 Sec. 29B-15. Responsibility of State Board of Elections 4 for printing and supplying of forms. The State Board of 5 Elections shall print, or cause to be printed, copies of the 6 Code of Fair Campaign Practices. The State Board of Elections 7 shall supply the forms to the county clerks in quantities and 8 at times requested by the clerks.

9 (Source: P.A. 86-873; 87-1052.)

10 (10 ILCS 5/29B-20) (from Ch. 46, par. 29B-20; formerly Ch.
11 46, par. 1105)

12 Sec. 29B-20. Acceptance of completed forms; retentions for 13 public inspection. The State Board of Elections and the county 14 elerks shall accept, at all times prior to an election, all 15 completed copies of the Code of Fair Campaign Practices that 16 are properly subscribed to by a candidate or the chair of a political committee in support of or opposition to a question 17 18 of public policy, and shall retain them for public inspection until 30 days after the election. 19

20 (Source: P.A. 100-1027, eff. 1-1-19.)

21 (10 ILCS 5/9-45 rep.)

Section 10-10. The Election Code is amended by repealing Section 9-45. HB4488 Enrolled - 83 - LRB1

1	Section 1	0-15.	The	Illinois	Procurement	Code	is	amended	by
2	changing Sect	ion 50	-37	as follow	s:				

3 (30 ILCS 500/50-37)

4 Sec. 50-37. Prohibition of political contributions.

5 (a) As used in this Section:

The terms "contract", "State contract", and "contract 6 7 with a State agency" each mean any contract, as defined in this Code, between a business entity and a State agency 8 9 let or awarded pursuant to this Code. The terms 10 "contract", "State contract", and "contract with a State 11 agency" do not include cost reimbursement contracts; 12 purchase of care agreements as defined in Section 1-15.68 13 of this Code; contracts for projects eligible for full or 14 partial federal-aid funding reimbursements authorized by 15 the Federal Highway Administration; grants, including but 16 limited to grants for job training or not are 17 transportation; and grants, loans, or tax credit 18 agreements for economic development purposes.

19 "Contribution" means a contribution as defined in20 Section 9-1.4 of the Election Code.

21 "Declared candidate" means a person who has filed a 22 statement of candidacy and petition for nomination or 23 election in the principal office of the State Board of 24 Elections.

25

"State agency" means and includes all boards,

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commissions, agencies, institutions, authorities, and 1 bodies politic and corporate of the State, created by or 2 in accordance with the Illinois Constitution or State 3 statute, of the executive branch of State government and 4 5 include colleges, universities, public employee does 6 retirement systems, and institutions under the 7 jurisdiction of the governing boards of the University of 8 Illinois, Southern Illinois University, Illinois State 9 University, Eastern Illinois University, Northern Illinois 10 University, Western Illinois University, Chicago State 11 University, Governors State University, Northeastern 12 Illinois University, and the Illinois Board of Higher Education. 13

"Officeholder" means 14 the Governor, Lieutenant 15 Governor, Attorney General, Secretary of State, 16 Comptroller, or Treasurer. The Governor shall be 17 considered the officeholder responsible for awarding all contracts by all officers and employees of, and potential 18 19 contractors and others doing business with, executive branch State agencies under the jurisdiction of the 20 Commission and 21 Executive Ethics not within the 22 jurisdiction of the Attorney General, the Secretary of 23 State, the Comptroller, or the Treasurer.

24 "Sponsoring entity" means a sponsoring entity as
 25 defined in Section 9-3 of the Election Code.

26

"Affiliated person" means (i) any person with any

ownership interest or distributive share of the bidding or contracting business entity in excess of 7.5%, (ii) executive employees of the bidding or contracting business entity, and (iii) the spouse of any such persons. "Affiliated person" does not include a person prohibited by federal law from making contributions or expenditures in connection with a federal, state, or local election.

"Affiliated entity" means (i) any corporate parent and 8 each operating subsidiary of the bidding or contracting 9 10 business entity, (ii) each operating subsidiary of the 11 corporate parent of the bidding or contracting business 12 entity, (iii) any organization recognized by the United Internal Revenue Service 13 States as а tax-exempt 14 organization described in Section 501(c) of the Internal 15 Revenue Code of 1986 (or any successor provision of 16 federal tax law) established by the bidding or contracting business entity, any affiliated entity of that business 17 18 entity, or any affiliated person of that business entity, 19 or (iv) any political committee for which the bidding or 20 contracting business entity, or any 501(c) organization 21 described in item (iii) related to that business entity, 22 is the sponsoring entity. "Affiliated entity" does not 23 include an entity prohibited by federal law from making 24 contributions or expenditures in connection with a 25 federal, state, or local election.

26

"Business entity" means any entity doing business for

profit, whether organized as a corporation, partnership, sole proprietorship, limited liability company or partnership, or otherwise.

"Executive employee" means (i) the 4 President, 5 Chairman, or Chief Executive Officer of a business entity and any other individual that fulfills equivalent duties 6 7 the President, Chairman of the Board, or Chief as 8 Executive Officer of a business entity; and (ii) any 9 employee of a business entity whose compensation is 10 determined directly, in whole or in part, by the award or 11 payment of contracts by a State agency to the entity 12 employing the employee. A regular salary that is paid 13 irrespective of the award or payment of a contract with a 14 State agency shall not constitute "compensation" under item (ii) of this definition. "Executive employee" does 15 16 not include any person prohibited by federal law from 17 making contributions or expenditures in connection with a federal, state, or local election. 18

19 Any business entity whose contracts with State (b) 20 agencies, in the aggregate, total more than \$50,000, and any 21 affiliated entities or affiliated persons of such business 22 entity, are prohibited from making any contributions to any 23 political committees established to promote the candidacy of (i) the officeholder responsible for awarding the contracts or 24 25 (ii) any other declared candidate for that office. This 26 prohibition shall be effective for the duration of the term of

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office of the incumbent officeholder awarding the contracts or for a period of 2 years following the expiration or termination of the contracts, whichever is longer.

(c) Any business entity whose aggregate pending bids and 4 5 offers on State contracts total more than \$50,000, or whose aggregate pending bids and offers on State contracts combined 6 7 with the business entity's aggregate total value of State contracts exceed \$50,000, and any affiliated entities or 8 9 affiliated persons of such business entity, are prohibited 10 from making any contributions to any political committee 11 established to promote the candidacy of the officeholder 12 responsible for awarding the contract on which the business 13 entity has submitted a bid or offer during the period 14 beginning on the date the invitation for bids, request for 15 proposals, or any other procurement opportunity is issued and 16 ending on the day after the date the contract is awarded.

17 For the purposes of the prohibitions under (c-5)subsections (b) and (c) of this Section, (i) any contribution 18 made to a political committee established to promote the 19 20 candidacy of the Governor or a declared candidate for the office of Governor shall also be considered as having been 21 22 made to a political committee established to promote the 23 candidacy of the Lieutenant Governor, in the case of the Governor, or the declared candidate for Lieutenant Governor 24 25 having filed a joint petition, or write-in declaration of intent, with the declared candidate for Governor, 26 as

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applicable, and (ii) any contribution made to a political 1 2 committee established to promote the candidacy of the Lieutenant Governor or a declared candidate for the office of 3 Lieutenant Governor shall also be considered as having been 4 5 made to a political committee established to promote the candidacy of the Governor, in the case of the Lieutenant 6 Governor, or the declared candidate for Governor having filed 7 8 a joint petition, or write-in declaration of intent, with the 9 declared candidate for Lieutenant Governor, as applicable.

10 (d) All contracts between State agencies and a business 11 entity that violate subsection (b) or (c) shall be voidable 12 under Section 50-60. If a business entity violates subsection 13 (b) 3 or more times within a 36-month period, then all 14 contracts between State agencies and that business entity 15 shall be void, and that business entity shall not bid or 16 respond to any invitation to bid or request for proposals from 17 any State agency or otherwise enter into any contract with any State agency for 3 years from the date of the last violation. A 18 notice of each violation and the penalty imposed shall be 19 20 published in both the Procurement Bulletin and the Illinois 21 Register.

22 Any political committee that has received (e) а 23 contribution in violation of subsection (b) or (c) shall pay an amount equal to the value of the contribution to the State 24 25 no more than 30 calendar days after notice of the violation 26 concerning the contribution appears in the Illinois Register.

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Payments received by the State pursuant to this subsection
 shall be deposited into the general revenue fund.

3 (Source: P.A. 103-570, eff. 1-1-24.)

Section 10-20. The Township Code is amended by changing
Sections 45-55 and 70-45 as follows:

6 (60 ILCS 1/45-55)

7 45-55. Nomination by primary election. Sec. In (i) 8 counties having a population of more than 3,000,000, the 9 township central committee of a political party composed of 10 the elected township committeeman and his or her appointed 11 precinct committeemen and (ii) townships with a population of 12 more than 15,000 in counties with a population of 3,000,000 or 13 less, the township central committee of a political party composed of the precinct committeemen may, with respect to any 14 15 regular township election, determine that its candidates for township offices shall be nominated by primary in accordance 16 with the general election law, rather than in the manner 17 provided in Sections 45-5 through 45-45. If the township 18 central committee makes that determination, it must file a 19 20 statement of the determination with the county clerk no later 21 than August 15 November 15 preceding the township election. If 22 the township or any part of the township is within the 23 jurisdiction of a board of election commissioners, the 24 township central committee shall promptly notify the board of

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election commissioners of the determination. Upon the filing of the determination by the township central committee of a political party, the provisions of the general election law shall govern the nomination of candidates of that political party for township offices for the election with respect to which the determination was made.

7 (Source: P.A. 82-783; 88-62.)

8 (60 ILCS 1/70-45)

9 Sec. 70-45. Supervisors in Cook County. The supervisors of 10 townships in Cook County shall perform the same duties as 11 supervisors of townships in other counties under township 12 organization, except that they shall not be members of the 13 county board or exercise any of the powers of county board 14 members. They shall have the same compensation for their 15 services prescribed by law for similar services rendered by 16 other township supervisors.

Township supervisors may serve as members of the Cook County Townships Public Aid Committee. The supervisors shall not receive additional compensation for duties associated with the Cook County Townships Public Aid Committee but shall be reimbursed for actual and necessary expenses related to service on the Committee.

23 <u>The compensation for a supervisor of a township in Cook</u> 24 <u>County may not be increased during the term of office for which</u> 25 <u>the supervisor is elected or appointed. An ordinance</u> HB4488 Enrolled - 91 - LRB103 34630 SPS 64471 b

1 establishing compensation, including an increase or decrease 2 in a supervisor's compensation, shall apply uniformly to the 3 supervisors whose terms start after enactment of the 4 compensation ordinance. A township is prohibited from 5 decreasing the salary for a person elected as supervisor of a 6 township while maintaining the salary of an incumbent. An 7 ordinance that violates this paragraph is null and void.

8 (Source: P.A. 90-210, eff. 7-25-97.)

9 Section 10-25. The Downstate Forest Preserve District Act
10 is amended by changing Sections 3c and 3c-1 and by adding
11 Section 3c-2 as follows:

12 (70 ILCS 805/3c)

3c. Elected board of commissioners in certain 13 Sec. 14 counties. If the boundaries of a district are co-extensive 15 with the boundaries of a county having a population of more than 800,000 but less than 3,000,000, all commissioners of the 16 forest preserve district shall be elected from the number of 17 18 districts as determined by the forest preserve district board of commissioners. Such a forest preserve district is a 19 20 separate and distinct legal entity, and its board members are 21 and apart from the elected elected separate county 22 commissioners. Upon its formation, or as a result of decennial 23 reapportionment, such a forest preserve district shall adopt a 24 district map determining the boundary lines of each district.

That map shall be adjusted and reapportioned subject to the 1 2 same decennial reapportionment process stated in Section 3c-1. No more than one commissioner shall be elected from each 3 district. At their first meeting after election in 2022 and at 4 5 their first meeting after election next following each subsequent decennial reapportionment of the county under 6 7 Section 3c-1, the elected commissioners shall publicly, by lot, divide themselves into 2 groups, as equal in size as 8 9 possible. Commissioners from the first group shall serve for 10 terms of 2, 4, and 4 years, and commissioners from the second 11 group shall serve terms of 4, 4, and 2 years. The president of 12 the board of commissioners of the forest preserve district shall be elected by the voters of the county, rather than by 13 the commissioners. The president shall be a resident of the 14 15 county and shall be elected throughout the county for a 4-year 16 term without having been first elected as commissioner of the 17 forest preserve district. Each commissioner shall be a resident of the forest preserve board district from which he 18 or she was elected not later than the date of the commencement 19 20 of the term of office. The term of office for the president and commissioners elected under this Section shall commence on the 21 22 first Monday of the month following the month of election. 23 Neither a commissioner nor the president of the board of 24 commissioners of that forest preserve district shall serve 25 simultaneously as member or chairman of the county board. No person shall seek election to both the forest preserve 26

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commission and the county board at the same election, nor 1 2 shall they be eligible to hold both offices at the same time. 3 The president, with the advice and consent of the board of commissioners shall appoint a secretary, treasurer, and such 4 5 other officers as deemed necessary by the board of commissioners, which officers need not be members of the board 6 7 of commissioners. The president shall have the powers and 8 duties as specified in Section 12 of this Act.

9 Candidates for president and commissioner shall be 10 candidates of established political parties.

11 If a vacancy in the office of president or commissioner 12 occurs, other than by expiration of the president's or commissioner's term, the forest preserve district board of 13 14 commissioners shall declare that a vacancy exists and 15 notification of the vacancy shall be given to the county 16 central committee of each established political party within 3 17 business days after the occurrence of the vacancy. If the vacancy occurs in the office of forest preserve district 18 19 commissioner, the president of the board of commissioners 20 shall, within 60 days after the date of the vacancy, with the advice and consent of other commissioners then serving, 21 22 appoint a person to serve for the remainder of the unexpired 23 term. The appointee shall be affiliated with the same 24 political party as the commissioner in whose office the 25 vacancy occurred and be a resident of such district. If a vacancy in the office of president occurs, other than by 26

expiration of the president's term, the remaining members of 1 2 the board of commissioners shall, within 60 days after the 3 vacancy, appoint one of the commissioners to serve as president for the remainder of the unexpired term. In that 4 5 case, the office of the commissioner who is appointed to serve as president shall be deemed vacant and shall be filled within 6 60 days by appointment of the president with the advice and 7 8 consent of the other forest preserve district commissioners. 9 The commissioner who is appointed to fill a vacancy in the 10 office of president shall be affiliated with the same 11 political party as the person who occupied the office of 12 president prior to the vacancy. A person appointed to fill a 13 vacancy in the office of president or commissioner shall 14 establish his or her party affiliation by his or her record of 15 voting in primary elections or by holding or having held an 16 office in an established political party organization before 17 the appointment. If the appointee has not voted in a party primary election or is not holding or has not held an office in 18 19 established political party organization before an the 20 appointment, the appointee shall establish his or her 21 political party affiliation by his or her record of 22 participating in an established political party's nomination 23 or election caucus. If, however, more than 28 months remain in the unexpired term of a commissioner or the president, the 24 25 appointment shall be until the next general election, at which time the vacated office of commissioner or president shall be 26

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election for the remainder of 1 filled bv the term. 2 Notwithstanding any law to the contrary, if a vacancy occurs 3 after the last day provided in Section 7-12 of the Election Code for filing nomination papers for the office of president 4 of a forest preserve district where that office is elected as 5 provided for in this Section, or as set forth in Section 7-61 6 of the Election Code, a vacancy in nomination shall be filled 7 8 by the passage of a resolution by the nominating committee of 9 the affected political party within the time periods specified 10 in the Election Code. The nominating committee shall consist 11 of the chairman of the county central committee and the 12 township chairmen of the affected political party. All other 13 vacancies in nomination shall be filled in accordance with the provisions of the Election Code. 14

15 The president and commissioners elected under this Section 16 may be reimbursed for their reasonable expenses actually 17 incurred in performing their official duties under this Act in Section with 18 accordance the provisions of 3a. The 19 reimbursement paid under this Section shall be paid by the 20 forest preserve district.

21 Compensation for the president and the forest preserve 22 commissioners elected under this Section shall be established 23 by the board of commissioners of the forest preserve district.

This Section does not apply to a forest preserve district created under Section 18.5 of the Conservation District Act. (Source: P.A. 102-668, eff. 11-15-21.)

1	(70 ILCS 805/3c-1)
2	Sec. 3c-1. Reapportionment plan for forest preserve
3	districts under Section 3c.
4	(a) <u>Beginning in 2021, the</u> <del>The</del> Downstate Forest Preserve
5	District board of commissioners shall develop an apportionment
6	plan and specify the number of districts. Each district shall
7	have one commissioner. Each such district:
8	(1) shall be substantially equal in population to each
9	other district; and
10	(2) shall be comprised of contiguous territory, as
11	nearly compact as practicable; and
12	(3) shall be created in such a manner so that no
13	precinct shall be divided between 2 or more districts,
14	insofar as is practicable.
15	(b) The president of the board of commissioners of a
16	Downstate Forest Preserve District may develop a reappointment
17	plan and that plan, as presented or as amended, shall be
18	presented to the board by the third Wednesday in May in the
19	year after a federal decennial census year for approval in
20	accordance with the provisions of subsection (a) of this
21	Section. If the president presents a plan to the board by the
22	third Wednesday in May, the board shall conduct at least one
23	public hearing to receive comments and to discuss the
24	apportionment plan. That hearing shall be held at least 6 days
25	but not more than 21 days before the board may consider

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adopting the plan, and the public shall be given notice by publication in a newspaper of general circulation in the district of the hearing at least 6 days in advance of the hearing. The president of the board of commissioners shall have access to the federal decennial census available to the board.

7 (c) For the reapportionment in calendar year 2021, the 8 president of the board of commissioners may develop and 9 present (or redevelop and represent) to the board by the third 10 Wednesday in November of 2021 an apportionment plan. If a plan 11 is presented, the board shall conduct at least one hearing on 12 the proposed plan before it may be adopted. That hearing shall be held at least 6 days but not more than 21 days before the 13 14 board may consider adopting the plan, and the public shall be 15 given notice by publication in a newspaper of general 16 circulation in the district of the hearing at least 6 days in 17 advance of the hearing.

(d) After each decennial census, the Downstate Forest Preserve District board is not obligated to reapportion the districts if existing districts are within a 10% population deviation from each other based on the results of the decennial census.

(e) As used in this Section, "Downstate Forest Preserve
 District" means a district described in Section 3c.

25 (Source: P.A. 102-668, eff. 11-15-21.)

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1	(70 ILCS 805/3c-2 new)
2	Sec. 3c-2. Continuous effect of provisions; validation.
3	The General Assembly declares that the changes made to
4	Sections 3c and 3c-1 by this amendatory Act of the 103rd
5	General Assembly shall be deemed to have been in continuous
6	effect since November 15, 2021 (the effective date of Public
7	Act 102-688) and shall continue to be in effect until they are
8	lawfully repealed. All actions that were taken on or after
9	2021 and before the effective date of this amendatory Act of
10	the 103rd General Assembly by a downstate forest preserve
11	district or any other person and that are consistent with or in
12	reliance on the changes made to Sections 3c and 3c-1 by this
13	amendatory Act of the 103rd General Assembly are hereby
14	validated.
15	Section 10-27. The Fox Waterway Agency Act is amended by
16	changing Section 5 as follows:

17 (615 ILCS 90/5) (from Ch. 19, par. 1205)

18 Sec. 5. The Agency shall be governed by a Board of 19 Directors, which shall consist of 6 directors and one chairman 20 elected pursuant to this Section.

Three directors shall be elected from within the territory of each member county. Any resident of a member county and the territory of the Agency, at least 18 years of age, may become a candidate for election as a director by filing a nominating HB4488 Enrolled - 99 - LRB103 34630 SPS 64471 b

petition with the State Board of Elections containing the verified signatures of at least 200 of the registered voters of such county who reside within the territory of the Agency. Such petition shall be filed not more than <u>141</u> <del>113</del> nor less than <u>134</u> <del>106</del> days prior to the date of election.

6 The chairman shall be elected at large from the territory 7 of the Agency. Any person eligible to become a candidate for 8 election as director may become a candidate for election as 9 chairman by filing a nominating petition with the State Board 10 of Elections containing the verified signatures of at least 11 200 of the registered voters of each member county who reside 12 within the territory of the Agency. Such petition shall be filed not more than 141 113 nor less than 134 106 days prior to 13 the date of the election. 14

Within 7 days after each consolidated election at which the chairman is elected, the county clerk of each member county shall transmit the returns for the election to the office of chairman to the State Board of Elections. The State Board of Elections shall immediately canvass the returns and proclaim the results thereof and shall issue a certificate of election to the person so elected.

Beginning in 1985, the directors and chairman shall be elected at the consolidated election and shall serve from the third Monday in May following their respective elections until their respective successors are elected and qualified. The term of office of a director shall be for 4 years, except that HB4488 Enrolled - 100 - LRB103 34630 SPS 64471 b

of the directors elected at the consolidated election of 1985,
 3 shall serve until the first Monday in May 1987 and 3 shall
 serve until the first Monday in May 1989. The term of office of
 a chairman shall be 4 years.

5 At least 90 days before the consolidated election of 1985 6 the State Board of Elections shall meet to determine by lot 7 which 3 director positions shall be elected for terms to 8 expire on the first Monday in May 1987 and which 3 director 9 positions shall be elected for terms to expire on the first 10 Monday in May 1989. At least one director position from each 11 member county shall be elected for a term to expire on the 12 first Monday in May 1987.

13 The county clerks of the member counties shall provide 14 notice of each election for chairman and director in the 15 manner prescribed in Article 12 of The Election Code, with the 16 notice of the elections to be held at the consolidated 17 election of 1985 to include a statement as to whether the 18 director is to be elected for a term of 2 years or for a term 19 of 4 years.

A chairman shall be elected at the consolidated election of 1985 and at each consolidated election every 4 years thereafter. Six directors shall be elected at the consolidated election of 1985. At the consolidated election of 1987, and at each consolidated election every 4 years thereafter, directors shall be elected from the constituencies of the directors who were elected at the consolidated election of 1985 and whose HB4488 Enrolled - 101 - LRB103 34630 SPS 64471 b

terms expired on the first Monday in May 1987. At the consolidated election of 1989, and at each consolidated election every 4 years thereafter, directors shall be elected from the constituencies of the directors who were elected at the consolidated election of 1985 and whose terms expired on the first Monday in May 1989.

7 Vacancies in the office of director or chairman shall be 8 filled by the remaining members of the Board, who shall 9 appoint to fill the vacated office for the remainder of the 10 term of such office an individual who would be eligible for 11 election to such office. If, however, a vacancy occurs in the 12 office of chairman or director with at least 28 months 13 remaining in the term of such office, the office shall be filled for the remainder of the term at the next consolidated 14 15 election. Until the office is filled by election, the 16 remaining members of the Board shall appoint a qualified 17 person to the office in the manner provided in this Section. (Source: P.A. 98-115, eff. 7-29-13.) 18

## ARTICLE 99

20 Section 99-99. Effective date. This Act takes effect upon 21 becoming law.

19