



**Adopted in House Comm. on Feb 26, 2008**

09500HB5111ham001

LRB095 17311 JAM 46988 a

1 AMENDMENT TO HOUSE BILL 5111

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5111 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5.The Election Code is amended by changing  
5 Sections 7-10 and 28-6 as follows:

6 (10 ILCS 5/7-10) (from Ch. 46, par. 7-10)

7 Sec. 7-10. Form of petition for nomination. The name of no  
8 candidate for nomination, or State central committeeman, or  
9 township committeeman, or precinct committeeman, or ward  
10 committeeman or candidate for delegate or alternate delegate to  
11 national nominating conventions, shall be printed upon the  
12 primary ballot unless a petition for nomination has been filed  
13 in his behalf as provided in this Article in substantially the  
14 following form:

15 We, the undersigned, members of and affiliated with the  
16 .... party and qualified primary electors of the .... party, in

1 the .... of ....., in the county of .... and State of Illinois,  
 2 do hereby petition that the following named person or persons  
 3 shall be a candidate or candidates of the .... party for the  
 4 nomination for (or in case of committeemen for election to) the  
 5 office or offices hereinafter specified, to be voted for at the  
 6 primary election to be held on (insert date).

7	Name	Office	Address
8	John Jones	Governor	Belvidere, Ill.
9	Thomas Smith	Attorney General	Oakland, Ill.

10 Name..... Address.....

11 State of Illinois)

12 ) ss.

13 County of.....)

14 I, ....., do hereby certify that I reside at No. ....  
 15 street, in the .... of ....., county of ....., and State of  
 16 ....., that I am 18 years of age or older, that I am a citizen  
 17 of the United States, and that the signatures on this sheet  
 18 were signed in my presence, and are genuine, and that to the  
 19 best of my knowledge and belief the persons so signing were at  
 20 the time of signing the petitions qualified voters of the ....  
 21 party, and that their respective residences are correctly  
 22 stated, as above set forth.

23 .....

24 Subscribed and sworn to before me on (insert date).

1 .....  
2

3 Each sheet of the petition other than the statement of  
4 candidacy and candidate's statement shall be of uniform size  
5 and shall contain above the space for signatures an appropriate  
6 heading giving the information as to name of candidate or  
7 candidates, in whose behalf such petition is signed; the  
8 office, the political party represented and place of residence;  
9 and the heading of each sheet shall be the same.

10 Such petition shall be signed by qualified primary electors  
11 residing in the political division for which the nomination is  
12 sought in their own proper persons only and opposite the  
13 signature of each signer, his residence address shall be  
14 written or printed. The residence address required to be  
15 written or printed opposite each qualified primary elector's  
16 name shall include the street address or rural route number of  
17 the signer, as the case may be, as well as the signer's county,  
18 and city, village or town, and state. However the county or  
19 city, village or town, and state of residence of the electors  
20 may be printed on the petition forms where all of the electors  
21 signing the petition reside in the same county or city, village  
22 or town, and state. Standard abbreviations may be used in  
23 writing the residence address, including street number, if any.  
24 At the bottom of each sheet of such petition shall be added a  
25 circulator statement signed by a person 18 years of age or

1 older who is a citizen of the United States, stating the street  
2 address or rural route number, as the case may be, as well as  
3 the county, city, village or town, and state; and certifying  
4 that the signatures on that sheet of the petition were signed  
5 in his or her presence and certifying that the signatures are  
6 genuine; and either (1) indicating the dates on which that  
7 sheet was circulated, or (2) indicating the first and last  
8 dates on which the sheet was circulated, or (3) certifying that  
9 none of the signatures on the sheet were signed more than 90  
10 days preceding the last day for the filing of the petition and  
11 certifying that to the best of his or her knowledge and belief  
12 the persons so signing were at the time of signing the  
13 petitions qualified voters of the political party for which a  
14 nomination is sought. Such statement shall be sworn to before  
15 some officer authorized to administer oaths in this State.

16 No petition sheet shall be circulated more than 90 days  
17 preceding the last day provided in Section 7-12 for the filing  
18 of such petition.

19 The person circulating the petition, or the candidate on  
20 whose behalf the petition is circulated, may strike any  
21 signature from the petition, provided that:

22 (1) the person striking the signature shall initial the  
23 petition at the place where the signature is struck; and

24 (2) the person striking the signature shall sign a  
25 certification listing the page number and line number of  
26 each signature struck from the petition. Such

1 certification shall be filed as a part of the petition.

2 Such sheets before being filed shall be neatly fastened  
3 together in book form, by placing the sheets in a pile and  
4 fastening them together at one edge in a secure and suitable  
5 manner, and the sheets shall then be numbered consecutively.  
6 The sheets shall not be fastened by pasting them together end  
7 to end, so as to form a continuous strip or roll. All petition  
8 sheets which are filed with the proper local election  
9 officials, election authorities or the State Board of Elections  
10 shall be the original sheets which have been signed by the  
11 voters and by the circulator thereof, and not photocopies or  
12 duplicates of such sheets. Each petition must include as a part  
13 thereof, a statement of candidacy for each of the candidates  
14 filing, or in whose behalf the petition is filed. This  
15 statement shall set out the address of such candidate, the  
16 office for which he is a candidate, shall state that the  
17 candidate is a qualified primary voter of the party to which  
18 the petition relates and is qualified for the office specified  
19 (in the case of a candidate for State's Attorney it shall state  
20 that the candidate is at the time of filing such statement a  
21 licensed attorney-at-law of this State), shall state that he  
22 has filed (or will file before the close of the petition filing  
23 period) a statement of economic interests as required by the  
24 Illinois Governmental Ethics Act, shall request that the  
25 candidate's name be placed upon the official ballot, and shall  
26 be subscribed and sworn to by such candidate before some

1 officer authorized to take acknowledgment of deeds in the State  
2 and shall be in substantially the following form:

3 Statement of Candidacy

4 Name	Address	Office	District	Party
5 John Jones	102 Main St. 6 Belvidere, 7 Illinois	Governor	Statewide	Republican

8 State of Illinois)

9 ) ss.

10 County of .....)

11 I, ....., being first duly sworn, say that I reside at ....  
12 Street in the city (or village) of ....., in the county of .....,  
13 State of Illinois; that I am a qualified voter therein and am a  
14 qualified primary voter of the .... party; that I am a  
15 candidate for nomination (for election in the case of  
16 committeeman and delegates and alternate delegates) to the  
17 office of .... to be voted upon at the primary election to be  
18 held on (insert date); that I am legally qualified (including  
19 being the holder of any license that may be an eligibility  
20 requirement for the office I seek the nomination for) to hold  
21 such office and that I have filed (or I will file before the  
22 close of the petition filing period) a statement of economic  
23 interests as required by the Illinois Governmental Ethics Act  
24 and I hereby request that my name be printed upon the official  
25 primary ballot for nomination for (or election to in the case

1 of committeemen and delegates and alternate delegates) such  
2 office.

3 Signed .....

4 Subscribed and sworn to (or affirmed) before me by .....,  
5 who is to me personally known, on (insert date).

6 Signed .....

7 (Official Character)

8 (Seal, if officer has one.)

9 The petitions, when filed, shall not be withdrawn or added  
10 to, and no signatures shall be revoked except by revocation  
11 filed in writing with the State Board of Elections, election  
12 authority or local election official with whom the petition is  
13 required to be filed, and before the filing of such petition.  
14 Whoever forges the name of a signer upon any petition required  
15 by this Article is deemed guilty of a forgery and on conviction  
16 thereof shall be punished accordingly.

17 A candidate for the offices listed in this Section must  
18 obtain the number of signatures specified in this Section on  
19 his or her petition for nomination.

20 (a) Statewide office or delegate to a national nominating  
21 convention. If a candidate seeks to run for statewide office or  
22 as a delegate or alternate delegate to a national nominating  
23 convention elected from the State at-large, then the  
24 candidate's petition for nomination must contain at least 5,000  
25 but not more than 10,000 signatures.

1           (b) Congressional office or congressional delegate to a  
2 national nominating convention. If a candidate seeks to run for  
3 United States Congress or as a congressional delegate or  
4 alternate congressional delegate to a national nominating  
5 convention elected from a congressional district, then the  
6 candidate's petition for nomination must contain at least the  
7 number of signatures equal to 0.5% of the qualified primary  
8 electors of his or her party in his or her congressional  
9 district. In the first primary election following a  
10 redistricting of congressional districts, a candidate's  
11 petition for nomination must contain at least 600 signatures of  
12 qualified primary electors of the candidate's political party  
13 in his or her congressional district.

14           (c) County office. If a candidate seeks to run for any  
15 countywide office, including but not limited to county board  
16 chairperson or county board member, elected on an at-large  
17 basis, in a county other than Cook County, then the candidate's  
18 petition for nomination must contain at least the number of  
19 signatures equal to 0.5% of the qualified electors of his or  
20 her party who cast votes at the last preceding general election  
21 in his or her county ~~(or 1.5% if the county is DuPage County)~~.  
22 If a candidate seeks to run for county board member elected  
23 from a county board district, then the candidate's petition for  
24 nomination must contain at least the number of signatures equal  
25 to 0.5% of the qualified primary electors of his or her party  
26 in the county board district ~~(or 1.5% if the county is DuPage~~



1 ~~County~~). In the first primary election following a  
2 redistricting of county board districts or the initial  
3 establishment of county board districts, a candidate's  
4 petition for nomination must contain at least the number of  
5 signatures equal to 0.5% of the qualified electors of his or  
6 her party in the entire county who cast votes at the last  
7 preceding general election divided by the total number of  
8 county board districts comprising the county board ~~(or 1.5% if~~  
9 ~~the county is DuPage County)~~; provided that in no event shall  
10 the number of signatures be less than 25.

11 (d) County office; Cook County only.

12 (1) If a candidate seeks to run for countywide office  
13 in Cook County, then the candidate's petition for  
14 nomination must contain at least the number of signatures  
15 equal to 0.5% of the qualified electors of his or her party  
16 who cast votes at the last preceding general election in  
17 Cook County.

18 (2) If a candidate seeks to run for Cook County Board  
19 Commissioner, then the candidate's petition for nomination  
20 must contain at least the number of signatures equal to  
21 0.5% of the qualified primary electors of his or her party  
22 in his or her county board district. In the first primary  
23 election following a redistricting of Cook County Board of  
24 Commissioners districts, a candidate's petition for  
25 nomination must contain at least the number of signatures  
26 equal to 0.5% of the qualified electors of his or her party

1 in the entire county who cast votes at the last preceding  
2 general election divided by the total number of county  
3 board districts comprising the county board; provided that  
4 in no event shall the number of signatures be less than 25.

5 (3) If a candidate seeks to run for Cook County Board  
6 of Review Commissioner, which is elected from a district  
7 pursuant to subsection (c) of Section 5-5 of the Property  
8 Tax Code, then the candidate's petition for nomination must  
9 contain at least the number of signatures equal to 0.5% of  
10 the total number of registered voters in his or her board  
11 of review district in the last general election at which a  
12 commissioner was regularly scheduled to be elected from  
13 that board of review district. In no event shall the number  
14 of signatures required be greater than the requisite number  
15 for a candidate who seeks countywide office in Cook County  
16 under subsection (d)(1) of this Section. In the first  
17 primary election following a redistricting of Cook County  
18 Board of Review districts, a candidate's petition for  
19 nomination must contain at least 4,000 signatures or at  
20 least the number of signatures required for a countywide  
21 candidate in Cook County, whichever is less, of the  
22 qualified electors of his or her party in the district.

23 (e) Municipal or township office. If a candidate seeks to  
24 run for municipal or township office, then the candidate's  
25 petition for nomination must contain at least the number of  
26 signatures equal to 0.5% of the qualified primary electors of

1 his or her party in the municipality or township. If a  
2 candidate seeks to run for alderman of a municipality, then the  
3 candidate's petition for nomination must contain at least the  
4 number of signatures equal to 0.5% of the qualified primary  
5 electors of his or her party of the ward. In the first primary  
6 election following redistricting of aldermanic wards or  
7 trustee districts of a municipality or the initial  
8 establishment of wards or districts, a candidate's petition for  
9 nomination must contain the number of signatures equal to at  
10 least 0.5% of the total number of votes cast for the candidate  
11 of that political party who received the highest number of  
12 votes in the entire municipality at the last regular election  
13 at which an officer was regularly scheduled to be elected from  
14 the entire municipality, divided by the number of wards or  
15 districts. In no event shall the number of signatures be less  
16 than 25.

17 (f) State central committeeperson. If a candidate seeks to  
18 run for State central committeeperson, then the candidate's  
19 petition for nomination must contain at least 100 signatures of  
20 the primary electors of his or her party of his or her  
21 congressional district.

22 (g) Sanitary district trustee. If a candidate seeks to run  
23 for trustee of a sanitary district in which trustees are not  
24 elected from wards, then the candidate's petition for  
25 nomination must contain at least the number of signatures equal  
26 to 0.5% of the primary electors of his or her party from the

1 sanitary district. If a candidate seeks to run for trustee of a  
2 sanitary district in which trustees are elected from wards,  
3 then the candidate's petition for nomination must contain at  
4 least the number of signatures equal to 0.5% of the primary  
5 electors of his or her party in the ward of that sanitary  
6 district. In the first primary election following  
7 redistricting of sanitary districts elected from wards, a  
8 candidate's petition for nomination must contain at least the  
9 signatures of 150 qualified primary electors of his or her ward  
10 of that sanitary district.

11 (h) Judicial office. If a candidate seeks to run for  
12 judicial office in a district, then the candidate's petition  
13 for nomination must contain the number of signatures equal to  
14 0.4% of the number of votes cast in that district for the  
15 candidate for his or her political party for the office of  
16 Governor at the last general election at which a Governor was  
17 elected, but in no event less than 500 signatures. If a  
18 candidate seeks to run for judicial office in a circuit or  
19 subcircuit, then the candidate's petition for nomination must  
20 contain the number of signatures equal to 0.25% of the number  
21 of votes cast for the judicial candidate of his or her  
22 political party who received the highest number of votes at the  
23 last general election at which a judicial officer from the same  
24 circuit or subcircuit was regularly scheduled to be elected,  
25 but in no event less than 500 signatures.

26 (i) Precinct, ward, and township committeeperson. If a

1 candidate seeks to run for precinct committeeperson, then the  
2 candidate's petition for nomination must contain at least 10  
3 signatures of the primary electors of his or her party for the  
4 precinct. If a candidate seeks to run for ward committeeperson,  
5 then the candidate's petition for nomination must contain no  
6 less than the number of signatures equal to 10% of the primary  
7 electors of his or her party of the ward, but no more than 16%  
8 of those same electors; provided that the maximum number of  
9 signatures may be 50 more than the minimum number, whichever is  
10 greater. If a candidate seeks to run for township  
11 committeeperson, then the candidate's petition for nomination  
12 must contain no less than the number of signatures equal to 5%  
13 of the primary electors of his or her party of the township,  
14 but no more than 8% of those same electors; provided that the  
15 maximum number of signatures may be 50 more than the minimum  
16 number, whichever is greater.

17 (j) State's attorney or regional superintendent of schools  
18 for multiple counties. If a candidate seeks to run for State's  
19 attorney or regional Superintendent of Schools who serves more  
20 than one county, then the candidate's petition for nomination  
21 must contain at least the number of signatures equal to 0.5% of  
22 the primary electors of his or her party in the territory  
23 comprising the counties.

24 (k) Any other office. If a candidate seeks any other  
25 office, then the candidate's petition for nomination must  
26 contain at least the number of signatures equal to 0.5% of the

1 registered voters of the political subdivision, district, or  
2 division for which the nomination is made or 25 signatures,  
3 whichever is greater.

4 For purposes of this Section the number of primary electors  
5 shall be determined by taking the total vote cast, in the  
6 applicable district, for the candidate for that political party  
7 who received the highest number of votes, statewide, at the  
8 last general election in the State at which electors for  
9 President of the United States were elected. For political  
10 subdivisions, the number of primary electors shall be  
11 determined by taking the total vote cast for the candidate for  
12 that political party who received the highest number of votes  
13 in the political subdivision at the last regular election at  
14 which an officer was regularly scheduled to be elected from  
15 that subdivision. For wards or districts of political  
16 subdivisions, the number of primary electors shall be  
17 determined by taking the total vote cast for the candidate for  
18 that political party who received the highest number of votes  
19 in the ward or district at the last regular election at which  
20 an officer was regularly scheduled to be elected from that ward  
21 or district.

22 A "qualified primary elector" of a party may not sign  
23 petitions for or be a candidate in the primary of more than one  
24 party.

25 The changes made to this Section of this amendatory Act of  
26 the 93rd General Assembly are declarative of existing law,

1 except for item (3) of subsection (d).

2 Petitions of candidates for nomination for offices herein  
3 specified, to be filed with the same officer, may contain the  
4 names of 2 or more candidates of the same political party for  
5 the same or different offices.

6 (Source: P.A. 94-645, eff. 8-22-05; 95-699, eff. 11-9-07.)

7 (10 ILCS 5/28-6) (from Ch. 46, par. 28-6)

8 Sec. 28-6. Petitions; filing.

9 (a) On a written petition signed by a number of voters  
10 equal to ~~(i) through the general election in 2008,~~ at least 8%  
11 ~~of the total votes cast for candidates for Governor in the~~  
12 ~~preceding gubernatorial election by the registered voters of~~  
13 ~~the municipality, township, county or school district and (ii)~~  
14 ~~beginning with elections in 2009 and thereafter,~~ at least 11%  
15 of the total ballots cast by the registered voters of the  
16 municipality, township, county, or school district in the last  
17 regular election conducted in the municipality, township,  
18 county, or school district, it shall be the duty of the proper  
19 election officers to submit any question of public policy so  
20 petitioned for, to the electors of such political subdivision  
21 at any regular election named in the petition at which an  
22 election is scheduled to be held throughout such political  
23 subdivision under Article 2A. Such petitions shall be filed  
24 with the local election official of the political subdivision  
25 or election authority, as the case may be. Where such a

1 question is to be submitted to the voters of a municipality  
2 which has adopted Article 6, or a township or school district  
3 located entirely within the jurisdiction of a municipal board  
4 of election commissioners, such petitions shall be filed with  
5 the board of election commissioners having jurisdiction over  
6 the political subdivision.

7 (b) In a municipality with more than 1,000,000 inhabitants,  
8 when a question of public policy exclusively concerning a  
9 contiguous territory included entirely within but not  
10 coextensive with the municipality is initiated by resolution or  
11 ordinance of the corporate authorities of the municipality, or  
12 by a petition which may be signed by registered voters who  
13 reside in any part of any precinct all or part of which  
14 includes all or part of the territory and who equal in number  
15 ~~(i) through the general election in 2008 at least 8% of the~~  
16 ~~total votes cast for candidates for Governor in the preceding~~  
17 ~~gubernatorial election by the voters of the precinct or~~  
18 ~~precincts in the territory where the question is to be~~  
19 ~~submitted to the voters and (ii) beginning with elections in~~  
20 ~~2009 and thereafter, at least 11% of the total ballots cast at~~  
21 the last regular election conducted in the precinct or  
22 precincts in the territory where the question is to be  
23 submitted to the voters, it shall be the duty of the election  
24 authority having jurisdiction over such municipality to submit  
25 such question to the electors throughout each precinct all or  
26 part of which includes all or part of the territory at the



1 regular election specified in the resolution, ordinance or  
2 petition initiating the public question. A petition initiating  
3 a public question described in this subsection shall be filed  
4 with the election authority having jurisdiction over the  
5 municipality. A resolution, ordinance or petition initiating a  
6 public question described in this subsection shall specify the  
7 election at which the question is to be submitted.

8 (c) Local questions of public policy authorized by this  
9 Section and statewide questions of public policy authorized by  
10 Section 28-9 shall be advisory public questions, and no legal  
11 effects shall result from the adoption or rejection of such  
12 propositions.

13 (d) This Section does not apply to a petition filed  
14 pursuant to Article IX of the Liquor Control Act of 1934.

15 (Source: P.A. 95-699, eff. 11-9-07.)".