



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3184

Introduced 2/24/2011, by Rep. Deborah Mell

SYNOPSIS AS INTRODUCED:

5 ILCS 430/5-10	
10 ILCS 5/7-10	from Ch. 46, par. 7-10
10 ILCS 5/7-12	from Ch. 46, par. 7-12
10 ILCS 5/7-60	from Ch. 46, par. 7-60
10 ILCS 5/7-61	from Ch. 46, par. 7-61
10 ILCS 5/8-8	from Ch. 46, par. 8-8
10 ILCS 5/8-17.1	from Ch. 46, par. 8-17.1
10 ILCS 5/10-5	from Ch. 46, par. 10-5
10 ILCS 5/10-11	from Ch. 46, par. 10-11
10 ILCS 5/22-1	from Ch. 46, par. 22-1
10 ILCS 5/22-7	from Ch. 46, par. 22-7
10 ILCS 5/22-17	from Ch. 46, par. 22-17

Amends the State Officials and Employees Ethics Act. Requires each candidate for election to the General Assembly to file, at the time of filing petitions for nomination, a certificate of having completed within the previous 12-month period an ethics and campaign finance training program designated by the Joint Committee on Legislative Support Services. Amends the Election Code to make conforming changes. Effective immediately.

LRB097 06424 JDS 46506 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning government.

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

4 Section 5. The State Officials and Employees Ethics Act is
5 amended by changing Section 5-10 as follows:

6 (5 ILCS 430/5-10)

7 Sec. 5-10. Ethics training.

8 (a) Each officer, member, and employee must complete, at
9 least annually beginning in 2004, an ethics training program
10 conducted by the appropriate State agency. Each ultimate
11 jurisdictional authority must implement an ethics training
12 program for its officers, members, and employees. These ethics
13 training programs shall be overseen by the appropriate Ethics
14 Commission and Inspector General appointed pursuant to this Act
15 in consultation with the Office of the Attorney General.

16 (a-5) Each candidate for election to the General Assembly
17 must, at the time of filing petitions for nomination, also file
18 a certificate of having completed within the previous 12-month
19 period an ethics and campaign finance training program
20 designated by the Joint Committee on Legislative Support
21 Services.

22 (b) Each ultimate jurisdictional authority subject to the
23 Executive Ethics Commission shall submit to the Executive

1 Ethics Commission, at least annually, or more frequently as
2 required by that Commission, an annual report that summarizes
3 ethics training that was completed during the previous year,
4 and lays out the plan for the ethics training programs in the
5 coming year.

6 (c) Each Inspector General shall set standards and
7 determine the hours and frequency of training necessary for
8 each position or category of positions. A person who fills a
9 vacancy in an elective or appointed position that requires
10 training and a person employed in a position that requires
11 training must complete his or her initial ethics training
12 within 30 days after commencement of his or her office or
13 employment.

14 (d) Upon completion of the ethics training program, each
15 officer, member, and employee must certify in writing that the
16 person has completed the training program. Each officer,
17 member, and employee must provide to his or her ethics officer
18 a signed copy of the certification by the deadline for
19 completion of the ethics training program.

20 (e) The ethics training provided under this Act by the
21 Secretary of State may be expanded to satisfy the requirement
22 of Section 4.5 of the Lobbyist Registration Act.

23 (Source: P.A. 96-555, eff. 8-18-09.)

24 Section 10. The Election Code is amended by changing
25 Sections 7-10, 7-12, 7-60, 7-61, 8-8, 8-17.1, 10-5, 10-11,

1 22-1, 22-7, and 22-17 as follows:

2 (10 ILCS 5/7-10) (from Ch. 46, par. 7-10)

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

11 We, the undersigned, members of and affiliated with the
12 party and qualified primary electors of the party, in
13 the of, in the county of and State of Illinois,
14 do hereby petition that the following named person or persons
15 shall be a candidate or candidates of the party for the
16 nomination for (or in case of committeemen for election to) the
17 office or offices hereinafter specified, to be voted for at the
18 primary election to be held on (insert date).

19	Name	Office	Address
20	John Jones	Governor	Belvidere, Ill.
21	Jane James	Lieutenant Governor	Peoria, Ill.
22	Thomas Smith	Attorney General	Oakland, Ill.

23 Name..... Address.....

1 State of Illinois)

2) ss.

3 County of.....)

4 I,, do hereby certify that I reside at No.
5 street, in the of, county of, and State of
6, that I am 18 years of age or older, that I am a citizen
7 of the United States, and that the signatures on this sheet
8 were signed in my presence, and are genuine, and that to the
9 best of my knowledge and belief the persons so signing were at
10 the time of signing the petitions qualified voters of the
11 party, and that their respective residences are correctly
12 stated, as above set forth.

13

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

15

16 Each sheet of the petition other than the statement of
17 candidacy and candidate's statement shall be of uniform size
18 and shall contain above the space for signatures an appropriate
19 heading giving the information as to name of candidate or
20 candidates, in whose behalf such petition is signed; the
21 office, the political party represented and place of residence;
22 and the heading of each sheet shall be the same.

23 Such petition shall be signed by qualified primary electors
24 residing in the political division for which the nomination is
25 sought in their own proper persons only and opposite the

1 signature of each signer, his residence address shall be
2 written or printed. The residence address required to be
3 written or printed opposite each qualified primary elector's
4 name shall include the street address or rural route number of
5 the signer, as the case may be, as well as the signer's county,
6 and city, village or town, and state. However the county or
7 city, village or town, and state of residence of the electors
8 may be printed on the petition forms where all of the electors
9 signing the petition reside in the same county or city, village
10 or town, and state. Standard abbreviations may be used in
11 writing the residence address, including street number, if any.
12 At the bottom of each sheet of such petition shall be added a
13 circulator statement signed by a person 18 years of age or
14 older who is a citizen of the United States, stating the street
15 address or rural route number, as the case may be, as well as
16 the county, city, village or town, and state; and certifying
17 that the signatures on that sheet of the petition were signed
18 in his or her presence and certifying that the signatures are
19 genuine; and either (1) indicating the dates on which that
20 sheet was circulated, or (2) indicating the first and last
21 dates on which the sheet was circulated, or (3) certifying that
22 none of the signatures on the sheet were signed more than 90
23 days preceding the last day for the filing of the petition and
24 certifying that to the best of his or her knowledge and belief
25 the persons so signing were at the time of signing the
26 petitions qualified voters of the political party for which a

1 nomination is sought. Such statement shall be sworn to before
2 some officer authorized to administer oaths in this State.

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

6 The person circulating the petition, or the candidate on
7 whose behalf the petition is circulated, may strike any
8 signature from the petition, provided that:

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

11 (2) the person striking the signature shall sign a
12 certification listing the page number and line number of
13 each signature struck from the petition. Such
14 certification shall be filed as a part of the petition.

15 Such sheets before being filed shall be neatly fastened
16 together in book form, by placing the sheets in a pile and
17 fastening them together at one edge in a secure and suitable
18 manner, and the sheets shall then be numbered consecutively.
19 The sheets shall not be fastened by pasting them together end
20 to end, so as to form a continuous strip or roll. All petition
21 sheets which are filed with the proper local election
22 officials, election authorities or the State Board of Elections
23 shall be the original sheets which have been signed by the
24 voters and by the circulator thereof, and not photocopies or
25 duplicates of such sheets. Each petition must include as a part
26 thereof, a statement of candidacy for each of the candidates

1 filing, or in whose behalf the petition is filed. This
 2 statement shall set out the address of such candidate, the
 3 office for which he is a candidate, shall state that the
 4 candidate is a qualified primary voter of the party to which
 5 the petition relates and is qualified for the office specified
 6 (in the case of a candidate for State's Attorney it shall state
 7 that the candidate is at the time of filing such statement a
 8 licensed attorney-at-law of this State), shall state that he
 9 has filed (or will file before the close of the petition filing
 10 period) a statement of economic interests as required by the
 11 Illinois Governmental Ethics Act, shall state that he or she
 12 has filed a certificate of ethics and campaign finance training
 13 if required to do so by the State Officials and Employees
 14 Ethics Act, shall request that the candidate's name be placed
 15 upon the official ballot, and shall be subscribed and sworn to
 16 by such candidate before some officer authorized to take
 17 acknowledgment of deeds in the State and shall be in
 18 substantially the following form:

19 Statement of Candidacy

20	Name	Address	Office	District	Party
21	John Jones	102 Main St.	Governor	Statewide	Republican
22		Belvidere,			
23		Illinois			

24 State of Illinois)

25) ss.

1 County of)

2 I,, being first duly sworn, say that I reside at

3 Street in the city (or village) of, in the county of,

4 State of Illinois; that I am a qualified voter therein and am a

5 qualified primary voter of the party; that I am a

6 candidate for nomination (for election in the case of

7 committeeman and delegates and alternate delegates) to the

8 office of to be voted upon at the primary election to be

9 held on (insert date); that I am legally qualified (including

10 being the holder of any license that may be an eligibility

11 requirement for the office I seek the nomination for) to hold

12 such office and that I have filed (or I will file before the

13 close of the petition filing period) a statement of economic

14 interests as required by the Illinois Governmental Ethics Act

15 and a certificate of ethics and campaign finance training if

16 required to do so by the State Officials and Employees Ethics

17 Act, and I hereby request that my name be printed upon the

18 official primary ballot for nomination for (or election to in

19 the case of committeemen and delegates and alternate delegates)

20 such office.

21 Signed

22 Subscribed and sworn to (or affirmed) before me by,

23 who is to me personally known, on (insert date).

24 Signed

25 (Official Character)

26 (Seal, if officer has one.)

1 The petitions, when filed, shall not be withdrawn or added
2 to, and no signatures shall be revoked except by revocation
3 filed in writing with the State Board of Elections, election
4 authority or local election official with whom the petition is
5 required to be filed, and before the filing of such petition.
6 Whoever forges the name of a signer upon any petition required
7 by this Article is deemed guilty of a forgery and on conviction
8 thereof shall be punished accordingly.

9 A candidate for the offices listed in this Section must
10 obtain the number of signatures specified in this Section on
11 his or her petition for nomination.

12 (a) Statewide office or delegate to a national nominating
13 convention. If a candidate seeks to run for statewide office or
14 as a delegate or alternate delegate to a national nominating
15 convention elected from the State at-large, then the
16 candidate's petition for nomination must contain at least 5,000
17 but not more than 10,000 signatures.

18 (b) Congressional office or congressional delegate to a
19 national nominating convention. If a candidate seeks to run for
20 United States Congress or as a congressional delegate or
21 alternate congressional delegate to a national nominating
22 convention elected from a congressional district, then the
23 candidate's petition for nomination must contain at least the
24 number of signatures equal to 0.5% of the qualified primary
25 electors of his or her party in his or her congressional

1 district. In the first primary election following a
2 redistricting of congressional districts, a candidate's
3 petition for nomination must contain at least 600 signatures of
4 qualified primary electors of the candidate's political party
5 in his or her congressional district.

6 (c) County office. If a candidate seeks to run for any
7 countywide office, including but not limited to county board
8 chairperson or county board member, elected on an at-large
9 basis, in a county other than Cook County, then the candidate's
10 petition for nomination must contain at least the number of
11 signatures equal to 0.5% of the qualified electors of his or
12 her party who cast votes at the last preceding general election
13 in his or her county. If a candidate seeks to run for county
14 board member elected from a county board district, then the
15 candidate's petition for nomination must contain at least the
16 number of signatures equal to 0.5% of the qualified primary
17 electors of his or her party in the county board district. In
18 the first primary election following a redistricting of county
19 board districts or the initial establishment of county board
20 districts, a candidate's petition for nomination must contain
21 at least the number of signatures equal to 0.5% of the
22 qualified electors of his or her party in the entire county who
23 cast votes at the last preceding general election divided by
24 the total number of county board districts comprising the
25 county board; provided that in no event shall the number of
26 signatures be less than 25.

1 (d) County office; Cook County only.

2 (1) If a candidate seeks to run for countywide office
3 in Cook County, then the candidate's petition for
4 nomination must contain at least the number of signatures
5 equal to 0.5% of the qualified electors of his or her party
6 who cast votes at the last preceding general election in
7 Cook County.

8 (2) If a candidate seeks to run for Cook County Board
9 Commissioner, then the candidate's petition for nomination
10 must contain at least the number of signatures equal to
11 0.5% of the qualified primary electors of his or her party
12 in his or her county board district. In the first primary
13 election following a redistricting of Cook County Board of
14 Commissioners districts, a candidate's petition for
15 nomination must contain at least the number of signatures
16 equal to 0.5% of the qualified electors of his or her party
17 in the entire county who cast votes at the last preceding
18 general election divided by the total number of county
19 board districts comprising the county board; provided that
20 in no event shall the number of signatures be less than 25.

21 (3) If a candidate seeks to run for Cook County Board
22 of Review Commissioner, which is elected from a district
23 pursuant to subsection (c) of Section 5-5 of the Property
24 Tax Code, then the candidate's petition for nomination must
25 contain at least the number of signatures equal to 0.5% of
26 the total number of registered voters in his or her board

1 of review district in the last general election at which a
2 commissioner was regularly scheduled to be elected from
3 that board of review district. In no event shall the number
4 of signatures required be greater than the requisite number
5 for a candidate who seeks countywide office in Cook County
6 under subsection (d)(1) of this Section. In the first
7 primary election following a redistricting of Cook County
8 Board of Review districts, a candidate's petition for
9 nomination must contain at least 4,000 signatures or at
10 least the number of signatures required for a countywide
11 candidate in Cook County, whichever is less, of the
12 qualified electors of his or her party in the district.

13 (e) Municipal or township office. If a candidate seeks to
14 run for municipal or township office, then the candidate's
15 petition for nomination must contain at least the number of
16 signatures equal to 0.5% of the qualified primary electors of
17 his or her party in the municipality or township. If a
18 candidate seeks to run for alderman of a municipality, then the
19 candidate's petition for nomination must contain at least the
20 number of signatures equal to 0.5% of the qualified primary
21 electors of his or her party of the ward. In the first primary
22 election following redistricting of aldermanic wards or
23 trustee districts of a municipality or the initial
24 establishment of wards or districts, a candidate's petition for
25 nomination must contain the number of signatures equal to at
26 least 0.5% of the total number of votes cast for the candidate

1 of that political party who received the highest number of
2 votes in the entire municipality at the last regular election
3 at which an officer was regularly scheduled to be elected from
4 the entire municipality, divided by the number of wards or
5 districts. In no event shall the number of signatures be less
6 than 25.

7 (f) State central committeeperson. If a candidate seeks to
8 run for State central committeeperson, then the candidate's
9 petition for nomination must contain at least 100 signatures of
10 the primary electors of his or her party of his or her
11 congressional district.

12 (g) Sanitary district trustee. If a candidate seeks to run
13 for trustee of a sanitary district in which trustees are not
14 elected from wards, then the candidate's petition for
15 nomination must contain at least the number of signatures equal
16 to 0.5% of the primary electors of his or her party from the
17 sanitary district. If a candidate seeks to run for trustee of a
18 sanitary district in which trustees are elected from wards,
19 then the candidate's petition for nomination must contain at
20 least the number of signatures equal to 0.5% of the primary
21 electors of his or her party in the ward of that sanitary
22 district. In the first primary election following
23 redistricting of sanitary districts elected from wards, a
24 candidate's petition for nomination must contain at least the
25 signatures of 150 qualified primary electors of his or her ward
26 of that sanitary district.

1 (h) Judicial office. If a candidate seeks to run for
2 judicial office in a district, then the candidate's petition
3 for nomination must contain the number of signatures equal to
4 0.4% of the number of votes cast in that district for the
5 candidate for his or her political party for the office of
6 Governor at the last general election at which a Governor was
7 elected, but in no event less than 500 signatures. If a
8 candidate seeks to run for judicial office in a circuit or
9 subcircuit, then the candidate's petition for nomination must
10 contain the number of signatures equal to 0.25% of the number
11 of votes cast for the judicial candidate of his or her
12 political party who received the highest number of votes at the
13 last general election at which a judicial officer from the same
14 circuit or subcircuit was regularly scheduled to be elected,
15 but in no event less than 500 signatures.

16 (i) Precinct, ward, and township committeeperson. If a
17 candidate seeks to run for precinct committeeperson, then the
18 candidate's petition for nomination must contain at least 10
19 signatures of the primary electors of his or her party for the
20 precinct. If a candidate seeks to run for ward committeeperson,
21 then the candidate's petition for nomination must contain no
22 less than the number of signatures equal to 10% of the primary
23 electors of his or her party of the ward, but no more than 16%
24 of those same electors; provided that the maximum number of
25 signatures may be 50 more than the minimum number, whichever is
26 greater. If a candidate seeks to run for township

1 committeeperson, then the candidate's petition for nomination
2 must contain no less than the number of signatures equal to 5%
3 of the primary electors of his or her party of the township,
4 but no more than 8% of those same electors; provided that the
5 maximum number of signatures may be 50 more than the minimum
6 number, whichever is greater.

7 (j) State's attorney or regional superintendent of schools
8 for multiple counties. If a candidate seeks to run for State's
9 attorney or regional Superintendent of Schools who serves more
10 than one county, then the candidate's petition for nomination
11 must contain at least the number of signatures equal to 0.5% of
12 the primary electors of his or her party in the territory
13 comprising the counties.

14 (k) Any other office. If a candidate seeks any other
15 office, then the candidate's petition for nomination must
16 contain at least the number of signatures equal to 0.5% of the
17 registered voters of the political subdivision, district, or
18 division for which the nomination is made or 25 signatures,
19 whichever is greater.

20 For purposes of this Section the number of primary electors
21 shall be determined by taking the total vote cast, in the
22 applicable district, for the candidate for that political party
23 who received the highest number of votes, statewide, at the
24 last general election in the State at which electors for
25 President of the United States were elected. For political
26 subdivisions, the number of primary electors shall be

1 determined by taking the total vote cast for the candidate for
2 that political party who received the highest number of votes
3 in the political subdivision at the last regular election at
4 which an officer was regularly scheduled to be elected from
5 that subdivision. For wards or districts of political
6 subdivisions, the number of primary electors shall be
7 determined by taking the total vote cast for the candidate for
8 that political party who received the highest number of votes
9 in the ward or district at the last regular election at which
10 an officer was regularly scheduled to be elected from that ward
11 or district.

12 A "qualified primary elector" of a party may not sign
13 petitions for or be a candidate in the primary of more than one
14 party.

15 The changes made to this Section of this amendatory Act of
16 the 93rd General Assembly are declarative of existing law,
17 except for item (3) of subsection (d).

18 Petitions of candidates for nomination for offices herein
19 specified, to be filed with the same officer, may contain the
20 names of 2 or more candidates of the same political party for
21 the same or different offices. In the case of the offices of
22 Governor and Lieutenant Governor, a joint petition including
23 one candidate for each of those offices must be filed.

24 (Source: P.A. 95-699, eff. 11-9-07; 95-916, eff. 8-26-08;
25 96-1018, eff. 1-1-11.)

1 (10 ILCS 5/7-12) (from Ch. 46, par. 7-12)

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

4 (1) Where the nomination is to be made for a State,
5 congressional, or judicial office, or for any office a
6 nomination for which is made for a territorial division or
7 district which comprises more than one county or is partly
8 in one county and partly in another county or counties,
9 then, except as otherwise provided in this Section, such
10 petition for nomination shall be filed in the principal
11 office of the State Board of Elections not more than 113
12 and not less than 106 days prior to the date of the
13 primary, but, in the case of petitions for nomination to
14 fill a vacancy by special election in the office of
15 representative in Congress from this State, such petition
16 for nomination shall be filed in the principal office of
17 the State Board of Elections not more than 57 days and not
18 less than 50 days prior to the date of the primary.

19 Where a vacancy occurs in the office of Supreme,
20 Appellate or Circuit Court Judge within the 3-week period
21 preceding the 106th day before a general primary election,
22 petitions for nomination for the office in which the
23 vacancy has occurred shall be filed in the principal office
24 of the State Board of Elections not more than 92 nor less
25 than 85 days prior to the date of the general primary
26 election.

1 Where the nomination is to be made for delegates or
2 alternate delegates to a national nominating convention,
3 then such petition for nomination shall be filed in the
4 principal office of the State Board of Elections not more
5 than 113 and not less than 106 days prior to the date of
6 the primary; provided, however, that if the rules or
7 policies of a national political party conflict with such
8 requirements for filing petitions for nomination for
9 delegates or alternate delegates to a national nominating
10 convention, the chairman of the State central committee of
11 such national political party shall notify the Board in
12 writing, citing by reference the rules or policies of the
13 national political party in conflict, and in such case the
14 Board shall direct such petitions to be filed not more than
15 83 and not less than 76 days prior to the date of the
16 primary.

17 (2) Where the nomination is to be made for a county
18 office or trustee of a sanitary district then such petition
19 shall be filed in the office of the county clerk not more
20 than 113 nor less than 106 days prior to the date of the
21 primary.

22 (3) Where the nomination is to be made for a municipal
23 or township office, such petitions for nomination shall be
24 filed in the office of the local election official, not
25 more than 99 nor less than 92 days prior to the date of the
26 primary; provided, where a municipality's or township's

1 boundaries are coextensive with or are entirely within the
2 jurisdiction of a municipal board of election
3 commissioners, the petitions shall be filed in the office
4 of such board; and provided, that petitions for the office
5 of multi-township assessor shall be filed with the election
6 authority.

7 (4) The petitions of candidates for State central
8 committeeman shall be filed in the principal office of the
9 State Board of Elections not more than 113 nor less than
10 106 days prior to the date of the primary.

11 (5) Petitions of candidates for precinct, township or
12 ward committeemen shall be filed in the office of the
13 county clerk not more than 113 nor less than 106 days prior
14 to the date of the primary.

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

1 deemed as filed as of 8:00 a.m. of that day or as of the
2 normal opening hour of such day, as the case may be. All
3 petitions received thereafter shall be deemed as filed in
4 the order of actual receipt. Where 2 or more petitions are
5 received simultaneously, the State Board of Elections or
6 the various election authorities or local election
7 officials with whom such petitions are filed shall break
8 ties and determine the order of filing, by means of a
9 lottery or other fair and impartial method of random
10 selection approved by the State Board of Elections. Such
11 lottery shall be conducted within 9 days following the last
12 day for petition filing and shall be open to the public.
13 Seven days written notice of the time and place of
14 conducting such random selection shall be given by the
15 State Board of Elections to the chairman of the State
16 central committee of each established political party, and
17 by each election authority or local election official, to
18 the County Chairman of each established political party,
19 and to each organization of citizens within the election
20 jurisdiction which was entitled, under this Article, at the
21 next preceding election, to have pollwatchers present on
22 the day of election. The State Board of Elections, election
23 authority or local election official shall post in a
24 conspicuous, open and public place, at the entrance of the
25 office, notice of the time and place of such lottery. The
26 State Board of Elections shall adopt rules and regulations

1 governing the procedures for the conduct of such lottery.
2 All candidates shall be certified in the order in which
3 their petitions have been filed. Where candidates have
4 filed simultaneously, they shall be certified in the order
5 determined by lot and prior to candidates who filed for the
6 same office at a later time.

7 (7) The State Board of Elections or the appropriate
8 election authority or local election official with whom
9 such a petition for nomination is filed shall notify the
10 person for whom a petition for nomination has been filed of
11 the obligation to file statements of organization, reports
12 of campaign contributions, and annual reports of campaign
13 contributions and expenditures under Article 9 of this Act.
14 Such notice shall be given in the manner prescribed by
15 paragraph (7) of Section 9-16 of this Code.

16 (8) Nomination papers filed under this Section are not
17 valid if the candidate named therein fails to file a
18 statement of economic interests as required by the Illinois
19 Governmental Ethics Act in relation to his candidacy with
20 the appropriate officer by the end of the period for the
21 filing of nomination papers unless he has filed a statement
22 of economic interests in relation to the same governmental
23 unit with that officer within a year preceding the date on
24 which such nomination papers were filed. If the nomination
25 papers of any candidate and the statement of economic
26 interest of that candidate are not required to be filed

1 with the same officer, the candidate must file with the
2 officer with whom the nomination papers are filed a receipt
3 from the officer with whom the statement of economic
4 interests is filed showing the date on which such statement
5 was filed. Such receipt shall be so filed not later than
6 the last day on which nomination papers may be filed.

7 (8.5) Nomination papers filed under this Section by
8 candidates for the General Assembly are not valid if the
9 candidate named therein is required to file a certificate
10 evidencing completion of the ethics and campaign finance
11 training under the State Officials and Employees Ethics Act
12 but fails to do so by the end of the period for the filing
13 of nomination papers.

14 (9) Any person for whom a petition for nomination, or
15 for committeeman or for delegate or alternate delegate to a
16 national nominating convention has been filed may cause his
17 name to be withdrawn by request in writing, signed by him
18 and duly acknowledged before an officer qualified to take
19 acknowledgments of deeds, and filed in the principal or
20 permanent branch office of the State Board of Elections or
21 with the appropriate election authority or local election
22 official, not later than the date of certification of
23 candidates for the consolidated primary or general primary
24 ballot. No names so withdrawn shall be certified or printed
25 on the primary ballot. If petitions for nomination have
26 been filed for the same person with respect to more than

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

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

1 which the nomination is uncontested. For purposes of this
2 Article, the nomination of an established political party
3 of a candidate for election to an office shall be deemed to
4 be uncontested where not more than the number of persons to
5 be nominated have timely filed valid nomination papers
6 seeking the nomination of such party for election to such
7 office.

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

23 (c) Notwithstanding the provisions in subparagraph (a)
24 and (b) of this paragraph (10), whenever a person who has
25 not timely filed valid nomination papers and who intends to
26 become a write-in candidate for a political party's

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

21 (11) If multiple sets of nomination papers are filed
22 for a candidate to the same office, the State Board of
23 Elections, appropriate election authority or local
24 election official where the petitions are filed shall
25 within 2 business days notify the candidate of his or her
26 multiple petition filings and that the candidate has 3

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

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

17 (Source: P.A. 96-1008, eff. 7-6-10.)

18 (10 ILCS 5/7-60) (from Ch. 46, par. 7-60)

19 Sec. 7-60. Not less than 74 days before the date of the
20 general election, the State Board of Elections shall certify to
21 the county clerks the names of each of the candidates who have
22 been nominated as shown by the proclamation of the State Board
23 of Elections as a canvassing board or who have been nominated
24 to fill a vacancy in nomination and direct the election
25 authority to place upon the official ballot for the general

1 election the names of such candidates in the same manner and in
2 the same order as shown upon the certification, except as
3 otherwise provided in this Section.

4 Not less than 68 days before the date of the general
5 election, each county clerk shall certify the names of each of
6 the candidates for county offices who have been nominated as
7 shown by the proclamation of the county election authority or
8 who have been nominated to fill a vacancy in nomination and
9 declare that the names of such candidates for the respective
10 offices shall be placed upon the official ballot for the
11 general election in the same manner and in the same order as
12 shown upon the certification, except as otherwise provided by
13 this Section. Each county clerk shall place a copy of the
14 certification on file in his or her office and at the same time
15 issue to the State Board of Elections a copy of such
16 certification. In addition, each county clerk in whose county
17 there is a board of election commissioners shall, not less than
18 68 days before the date of the general election, issue to such
19 board a copy of the certification that has been filed in the
20 county clerk's office, together with a copy of the
21 certification that has been issued to the clerk by the State
22 Board of Elections, with directions to the board of election
23 commissioners to place upon the official ballot for the general
24 election in that election jurisdiction the names of all
25 candidates that are listed on such certifications, in the same
26 manner and in the same order as shown upon such certifications,

1 except as otherwise provided in this Section.

2 Whenever there are two or more persons nominated by the
3 same political party for multiple offices for any board, the
4 name of the candidate of such party receiving the highest
5 number of votes in the primary election as a candidate for such
6 office, as shown by the official election returns of the
7 primary, shall be certified first under the name of such
8 offices, and the names of the remaining candidates of such
9 party for such offices shall follow in the order of the number
10 of votes received by them respectively at the primary election
11 as shown by the official election results.

12 No person who is shown by the final proclamation to have
13 been nominated or elected at the primary as a write-in
14 candidate shall have his or her name certified unless such
15 person shall have filed with the certifying office or board
16 within 10 days after the election authority's proclamation a
17 statement of candidacy pursuant to Section 7-10, a statement
18 pursuant to Section 7-10.1, a certificate of ethics and
19 campaign finance if required to do so by the State Officials
20 and Employees Ethics Act, and a receipt for the filing of a
21 statement of economic interests in relation to the unit of
22 government to which he or she has been elected or nominated.

23 Each county clerk and board of election commissioners shall
24 determine by a fair and impartial method of random selection
25 the order of placement of established political party
26 candidates for the general election ballot. Such determination

1 shall be made within 30 days following the canvass and
2 proclamation of the results of the general primary in the
3 office of the county clerk or board of election commissioners
4 and shall be open to the public. Seven days written notice of
5 the time and place of conducting such random selection shall be
6 given, by each such election authority, to the County Chairman
7 of each established political party, and to each organization
8 of citizens within the election jurisdiction which was
9 entitled, under this Article, at the next preceding election,
10 to have pollwatchers present on the day of election. Each
11 election authority shall post in a conspicuous, open and public
12 place, at the entrance of the election authority office, notice
13 of the time and place of such lottery. However, a board of
14 election commissioners may elect to place established
15 political party candidates on the general election ballot in
16 the same order determined by the county clerk of the county in
17 which the city under the jurisdiction of such board is located.

18 Each certification shall indicate, where applicable, the
19 following:

20 (1) The political party affiliation of the candidates
21 for the respective offices;

22 (2) If there is to be more than one candidate elected
23 to an office from the State, political subdivision or
24 district;

25 (3) If the voter has the right to vote for more than
26 one candidate for an office;

1 (4) The term of office, if a vacancy is to be filled
2 for less than a full term or if the offices to be filled in
3 a political subdivision are for different terms.

4 The State Board of Elections or the county clerk, as the
5 case may be, shall issue an amended certification whenever it
6 is discovered that the original certification is in error.

7 (Source: P.A. 96-1008, eff. 7-6-10.)

8 (10 ILCS 5/7-61) (from Ch. 46, par. 7-61)

9 Sec. 7-61. Whenever a special election is necessary the
10 provisions of this Article are applicable to the nomination of
11 candidates to be voted for at such special election.

12 In cases where a primary election is required the officer
13 or board or commission whose duty it is under the provisions of
14 this Act relating to general elections to call an election,
15 shall fix a date for the primary for the nomination of
16 candidates to be voted for at such special election. Notice of
17 such primary shall be given at least 15 days prior to the
18 maximum time provided for the filing of petitions for such a
19 primary as provided in Section 7-12.

20 Any vacancy in nomination under the provisions of this
21 Article 7 occurring on or after the primary and prior to
22 certification of candidates by the certifying board or officer,
23 must be filled prior to the date of certification. Any vacancy
24 in nomination occurring after certification but prior to 15
25 days before the general election shall be filled within 8 days

1 after the event creating the vacancy. The resolution filling
2 the vacancy shall be sent by U. S. mail or personal delivery to
3 the certifying officer or board within 3 days of the action by
4 which the vacancy was filled; provided, if such resolution is
5 sent by mail and the U. S. postmark on the envelope containing
6 such resolution is dated prior to the expiration of such 3 day
7 limit, the resolution shall be deemed filed within such 3 day
8 limit. Failure to so transmit the resolution within the time
9 specified in this Section shall authorize the certifying
10 officer or board to certify the original candidate. Vacancies
11 shall be filled by the officers of a local municipal or
12 township political party as specified in subsection (h) of
13 Section 7-8, other than a statewide political party, that is
14 established only within a municipality or township and the
15 managing committee (or legislative committee in case of a
16 candidate for State Senator or representative committee in the
17 case of a candidate for State Representative in the General
18 Assembly or State central committee in the case of a candidate
19 for statewide office, including but not limited to the office
20 of United States Senator) of the respective political party for
21 the territorial area in which such vacancy occurs.

22 The resolution to fill a vacancy in nomination shall be
23 duly acknowledged before an officer qualified to take
24 acknowledgements of deeds and shall include, upon its face, the
25 following information:

26 (a) the name of the original nominee and the office

1 vacated;

2 (b) the date on which the vacancy occurred;

3 (c) the name and address of the nominee selected to fill
4 the vacancy and the date of selection.

5 The resolution to fill a vacancy in nomination shall be
6 accompanied by a Statement of Candidacy, as prescribed in
7 Section 7-10, completed by the selected nominee, a certificate
8 of ethics and campaign finance training if required to do so by
9 the State Officials and Employees Ethics Act, and a receipt
10 indicating that such nominee has filed a statement of economic
11 interests as required by the Illinois Governmental Ethics Act .

12 The provisions of Section 10-8 through 10-10.1 relating to
13 objections to certificates of nomination and nomination
14 papers, hearings on objections, and judicial review, shall
15 apply to and govern objections to resolutions for filling a
16 vacancy in nomination.

17 Any vacancy in nomination occurring 15 days or less before
18 the consolidated election or the general election shall not be
19 filled. In this event, the certification of the original
20 candidate shall stand and his name shall appear on the official
21 ballot to be voted at the general election.

22 A vacancy in nomination occurs when a candidate who has
23 been nominated under the provisions of this Article 7 dies
24 before the election (whether death occurs prior to, on or after
25 the day of the primary), or declines the nomination; provided
26 that nominations may become vacant for other reasons.

1 If the name of no established political party candidate was
2 printed on the consolidated primary ballot for a particular
3 office and if no person was nominated as a write-in candidate
4 for such office, a vacancy in nomination shall be created which
5 may be filled in accordance with the requirements of this
6 Section. If the name of no established political party
7 candidate was printed on the general primary ballot for a
8 particular office and if no person was nominated as a write-in
9 candidate for such office, a vacancy in nomination shall be
10 filled only by a person designated by the appropriate committee
11 of the political party and only if that designated person files
12 nominating petitions with the number of signatures required for
13 an established party candidate for that office within 75 days
14 after the day of the general primary. The circulation period
15 for those petitions begins on the day the appropriate committee
16 designates that person. The person shall file his or her
17 nominating petitions, statements of candidacy, notice of
18 appointment by the appropriate committee, a certificate of
19 ethics and campaign finance training if required to do so by
20 the State Officials and Employees Ethics Act, and receipt of
21 filing his or her statement of economic interests together.
22 These documents shall be filed at the same location as provided
23 in Section 7-12. The electoral boards having jurisdiction under
24 Section 10-9 to hear and pass upon objections to nominating
25 petitions also shall hear and pass upon objections to
26 nomination petitions filed by candidates under this paragraph.

1 A candidate for whom a nomination paper has been filed as a
2 partisan candidate at a primary election, and who is defeated
3 for his or her nomination at such primary election, is
4 ineligible to be listed on the ballot at that general or
5 consolidated election as a candidate of another political
6 party.

7 A candidate seeking election to an office for which
8 candidates of political parties are nominated by caucus who is
9 a participant in the caucus and who is defeated for his or her
10 nomination at such caucus, is ineligible to be listed on the
11 ballot at that general or consolidated election as a candidate
12 of another political party.

13 In the proceedings to nominate a candidate to fill a
14 vacancy or to fill a vacancy in the nomination, each precinct,
15 township, ward, county or congressional district, as the case
16 may be, shall through its representative on such central or
17 managing committee, be entitled to one vote for each ballot
18 voted in such precinct, township, ward, county or congressional
19 district, as the case may be, by the primary electors of its
20 party at the primary election immediately preceding the meeting
21 at which such vacancy is to be filled.

22 For purposes of this Section, the words "certify" and
23 "certification" shall refer to the act of officially declaring
24 the names of candidates entitled to be printed upon the
25 official ballot at an election and directing election
26 authorities to place the names of such candidates upon the

1 official ballot. "Certifying officers or board" shall refer to
2 the local election official, election authority or the State
3 Board of Elections, as the case may be, with whom nomination
4 papers, including certificates of nomination and resolutions
5 to fill vacancies in nomination, are filed and whose duty it is
6 to "certify" candidates.

7 (Source: P.A. 96-809, eff. 1-1-10; 96-848, eff. 1-1-10.)

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

9 Sec. 8-8. Form of petition for nomination. The name of no
10 candidate for nomination shall be printed upon the primary
11 ballot unless a petition for nomination shall have been filed
12 in his behalf as provided for in this Section. Each such
13 petition shall include as a part thereof the oath required by
14 Section 7-10.1 of this Act and a statement of candidacy by the
15 candidate filing or in whose behalf the petition is filed. This
16 statement shall set out the address of such candidate, the
17 office for which he is a candidate, shall state that the
18 candidate is a qualified primary voter of the party to which
19 the petition relates, is qualified for the office specified and
20 has filed a statement of economic interests as required by the
21 Illinois Governmental Ethics Act and a certificate of ethics
22 and campaign finance training if required to do so by the State
23 Officials and Employees Ethics Act, shall request that the
24 candidate's name be placed upon the official ballot, and shall
25 be subscribed and sworn by such candidate before some officer

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

3 State of Illinois)

4) ss.

5 County)

6 I,, being first duly sworn, say that I reside at
7 street in the city (or village of) in the county of
8 State of Illinois; that I am a qualified voter therein and am a
9 qualified primary voter of party; that I am a candidate
10 for nomination to the office of to be voted upon at the
11 primary election to be held on (insert date); that I am legally
12 qualified to hold such office and that I have filed a statement
13 of economic interests as required by the Illinois Governmental
14 Ethics Act and a certificate of ethics and campaign finance
15 training if required to do so by the State Officials and
16 Employees Ethics Act, and I hereby request that my name be
17 printed upon the official primary ballot for nomination for
18 such office.

19 Signed

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

22 Signed (Official Character)

23 (Seal if officer has one.)

24 The receipt issued by the Secretary of State indicating
25 that the candidate has filed the statement of economic
26 interests required by the Illinois Governmental Ethics Act must

1 be filed with the petitions for nomination as provided in
2 subsection (8) of Section 7-12 of this Code. The certificate of
3 ethics and campaign finance training, if required under the
4 State Officials and Employees Ethics Act, must be filed with
5 the petitions for nomination as provided in subsection (8.5) of
6 Section 7-12 of this Code.

7 All petitions for nomination for the office of State
8 Senator shall be signed by 1% or 1,000 , whichever is greater,
9 of the qualified primary electors of the candidate's party in
10 his legislative district, except that for the first primary
11 following a redistricting of legislative districts, such
12 petitions shall be signed by at least 1,000 qualified primary
13 electors of the candidate's party in his legislative district.

14 All petitions for nomination for the office of
15 Representative in the General Assembly shall be signed by at
16 least 1% or 500 , whichever is greater, of the qualified
17 primary electors of the candidate's party in his or her
18 representative district, except that for the first primary
19 following a redistricting of representative districts such
20 petitions shall be signed by at least 500 qualified primary
21 electors of the candidate's party in his or her representative
22 district.

23 Opposite the signature of each qualified primary elector
24 who signs a petition for nomination for the office of State
25 Representative or State Senator such elector's residence
26 address shall be written or printed. The residence address

1 required to be written or printed opposite each qualified
2 primary elector's name shall include the street address or
3 rural route number of the signer, as the case may be, as well
4 as the signer's county and city, village or town.

5 For the purposes of this Section, the number of primary
6 electors shall be determined by taking the total vote cast, in
7 the applicable district, for the candidate for such political
8 party who received the highest number of votes, state-wide, at
9 the last general election in the State at which electors for
10 President of the United States were elected.

11 A "qualified primary elector" of a party may not sign
12 petitions for or be a candidate in the primary of more than one
13 party.

14 In the affidavit at the bottom of each sheet, the petition
15 circulator, who shall be a person 18 years of age or older who
16 is a citizen of the United States, shall state his or her
17 street address or rural route number, as the case may be, as
18 well as his or her county, city, village or town, and state;
19 and shall certify that the signatures on that sheet of the
20 petition were signed in his or her presence; and shall certify
21 that the signatures are genuine; and shall certify that to the
22 best of his or her knowledge and belief the persons so signing
23 were at the time of signing the petition qualified primary
24 voters for which the nomination is sought.

25 In the affidavit at the bottom of each petition sheet, the
26 petition circulator shall either (1) indicate the dates on

1 which he or she circulated that sheet, or (2) indicate the
2 first and last dates on which the sheet was circulated, or (3)
3 certify that none of the signatures on the sheet were signed
4 more than 90 days preceding the last day for the filing of the
5 petition. No petition sheet shall be circulated more than 90
6 days preceding the last day provided in Section 8-9 for the
7 filing of such petition.

8 All petition sheets which are filed with the State Board of
9 Elections shall be the original sheets which have been signed
10 by the voters and by the circulator, and not photocopies or
11 duplicates of such sheets.

12 The person circulating the petition, or the candidate on
13 whose behalf the petition is circulated, may strike any
14 signature from the petition, provided that:

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

17 (2) the person striking the signature shall sign a
18 certification listing the page number and line number of
19 each signature struck from the petition. Such
20 certification shall be filed as a part of the petition.

21 (Source: P.A. 94-645, eff. 8-22-05.)

22 (10 ILCS 5/8-17.1) (from Ch. 46, par. 8-17.1)

23 Sec. 8-17.1. Whenever a vacancy in the office of State
24 Senator is to be filled by election pursuant to Article IV,
25 Section 2(d) of the Constitution and Section 25-6 of this Code,

1 nominations shall be made and any vacancy in nomination shall
2 be filled pursuant to this Section:

3 (1) If the vacancy in office occurs before the first
4 date provided in Section 8-9 for filing nomination papers
5 for the primary in the next even-numbered year following
6 the commencement of the term, the nominations for the
7 election for filling such vacancy shall be made as
8 otherwise provided in Article 8.

9 (2) If the vacancy in office occurs during the time
10 provided in Section 8-9 for filing nomination papers for
11 the office of State Senator for the primary in the next
12 even-numbered year following commencement of the term of
13 office in which such vacancy occurs, the time for filing
14 nomination papers for such office for the primary shall be
15 not more than 105 days and not less than 99 days prior to
16 the date of the primary election.

17 (3) If the vacancy in office occurs after the last day
18 provided in Section 8-9 for filing nomination papers for
19 the office of State Senator, a vacancy in nomination shall
20 be deemed to have occurred and the legislative committee of
21 each established political party shall nominate, by
22 resolution, a candidate to fill such vacancy in nomination
23 for the election to such office at such general election.
24 In the proceedings to fill the vacancy in nomination the
25 voting strength of the members of the legislative committee
26 shall be as provided in Section 8-6. The name of the

1 candidate so nominated shall not appear on the ballot at
2 the general primary election. Such vacancy in nomination
3 shall be filled prior to the date of certification of
4 candidates for the general election.

5 (4) The resolution to fill the vacancy shall be duly
6 acknowledged before an officer qualified to take
7 acknowledgments of deeds and shall include, upon its face,
8 the following information: †

9 (a) the names of the original nominee and the
10 office vacated;

11 (b) the date on which the vacancy occurred;

12 (c) the name and address of the nominee selected to
13 fill the vacancy and the date of selection.

14 The resolution to fill the vacancy shall be accompanied
15 by a Statement of Candidacy, as prescribed in Section 7-10,
16 completed by the selected nominee, a certificate of ethics
17 and campaign finance training if required to do so by the
18 State Officials and Employees Ethics Act, and a receipt
19 indicating that such nominee has filed a statement of
20 economic interests as required by the Illinois
21 Governmental Ethics Act.

22 The provisions of Sections 10-8 through 10-10.1 relating to
23 objections to nomination papers, hearings on objections and
24 judicial review, shall also apply to and govern objections to
25 nomination papers and resolutions for filling vacancies in
26 nomination filed pursuant to this Section.

1 Unless otherwise specified herein, the nomination and
2 election provided for in this Section shall be governed by this
3 Code.

4 (Source: P.A. 96-1008, eff. 7-6-10; revised 9-16-10.)

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

6 Sec. 10-5. All petitions for nomination shall, besides
7 containing the names of candidates, specify as to each:

8 1. The office or offices to which such candidate or
9 candidates shall be nominated.

10 2. The new political party, if any, represented, expressed
11 in not more than 5 words. However, such party shall not bear
12 the same name as, nor include the name of any established
13 political party as defined in this Article. This prohibition
14 does not preclude any established political party from making
15 nominations in those cases in which it is authorized to do so.

16 3. The place of residence of any such candidate or
17 candidates with the street and number thereof, if any. In the
18 case of electors for President and Vice-President of the United
19 States, the names of candidates for President and
20 Vice-President may be added to the party name or appellation.

21 Such certificate of nomination or nomination papers in
22 addition shall include as a part thereof, the oath required by
23 Section 7-10.1 of this Act and must include a statement of
24 candidacy for each of the candidates named therein, except
25 candidates for electors for President and Vice-President of the

1 United States. Each such statement shall set out the address of
2 such candidate, the office for which he is a candidate, shall
3 state that the candidate is qualified for the office specified
4 and has filed (or will file before the close of the petition
5 filing period) a statement of economic interests as required by
6 the Illinois Governmental Ethics Act and a certificate of
7 ethics and campaign finance training if required to do so by
8 the State Officials and Employees Ethics Act, shall request
9 that the candidate's name be placed upon the official ballot
10 and shall be subscribed and sworn to by such candidate before
11 some officer authorized to take acknowledgments of deeds in
12 this State, and may be in substantially the following form:

13 State of Illinois)

14) SS.

15 County of.....)

16 I,....., being first duly sworn, say that I reside at....
17 street, in the city (or village) of.... in the county of....
18 State of Illinois; and that I am a qualified voter therein;
19 that I am a candidate for election to the office of.... to be
20 voted upon at the election to be held on the.... day
21 of.....,.....; and that I am legally qualified to hold such
22 office and that I have filed (or will file before the close of
23 the petition filing period) a statement of economic interests
24 as required by the Illinois Governmental Ethics Act and a
25 certificate of ethics and campaign finance training if required
26 to do so by the State Officials and Employees Ethics Act, and I

1 hereby request that my name be printed upon the official ballot
2 for election to such office.

3 Signed.....

4 Subscribed and sworn to (or affirmed) before me by.... who
5 is to me personally known, this.... day of....,.....

6 Signed.....

7 (Official Character)

8 (Seal, if officer has one.)

9 In addition, a new political party petition shall have
10 attached thereto a certificate stating the names and addresses
11 of the party officers authorized to fill vacancies in
12 nomination pursuant to Section 10-11.

13 Nomination papers filed under this Section are not valid if
14 the candidate named therein fails to file a statement of
15 economic interests as required by the Illinois Governmental
16 Ethics Act in relation to his candidacy with the appropriate
17 officer by the end of the period for the filing of nomination
18 papers unless he has filed a statement of economic interests in
19 relation to the same governmental unit with that officer during
20 the same calendar year as the year in which such nomination
21 papers were filed. If the nomination papers of any candidate
22 and the statement of economic interest of that candidate are
23 not required to be filed with the same officer, the candidate
24 must file with the officer with whom the nomination papers are
25 filed a receipt from the officer with whom the statement of
26 economic interests is filed showing the date on which such

1 statement was filed. Such receipt shall be so filed not later
2 than the last day on which nomination papers may be filed.

3 Nomination papers filed under this Section are not valid if
4 the candidate for the General Assembly named therein fails to
5 file a certificate evidencing completion of the ethics and
6 campaign finance training with the appropriate officer by the
7 end of the period for the filing of nomination papers, if
8 required to do so by the State Officials and Employees Ethics
9 Act.

10 (Source: P.A. 84-551.)

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

12 Sec. 10-11. Any vacancy in the nomination of a new
13 political party candidate occurring prior to the date of
14 certification of candidates for the ballot by the certifying
15 board or officer must be filled prior to the date of
16 certification. The resolution to fill such vacancy shall be
17 sent by U.S. mail or personal delivery to the certifying
18 officer or board within 3 days of the action by which the
19 vacancy was filled; provided, if such resolution is sent by
20 mail and the U.S. postmark on the envelope containing such
21 resolution is dated prior to the expiration of such 3 day
22 limit, the notice or resolution shall be deemed filed within
23 such 3 day limit. Failure to so transmit the notice or
24 resolution within the time specified in this Section shall
25 authorize the certifying officer or board to certify the

1 original candidate. Vacancies shall be filled by the new
2 political party officers.

3 Any vacancy in nomination occurring after certification
4 but prior to 15 days before a regular election shall be filled
5 by the new political party officers within 8 days after the
6 event creating the vacancy in the manner heretofore prescribed.

7 The resolution to fill a vacancy in nomination shall be
8 duly acknowledged before an officer qualified to take
9 acknowledgements of deeds and shall include, upon its face, the
10 following information:

11 (a) the name of the original nominee and the office
12 vacated;

13 (b) the date on which the vacancy occurred;

14 (c) the name and address of the nominee selected to fill
15 the vacancy and the date of selection.

16 The resolution to fill a vacancy in nomination shall be
17 accompanied by a Statement of Candidacy, as prescribed in
18 Section 10-5, completed by the selected nominee and a receipt
19 indicating that such nominee has filed a statement of economic
20 interests as required by the Illinois Governmental Ethics Act
21 and a certificate of ethics and campaign finance training if
22 required to so by the State Officials and Employees Ethics Act.

23 The provisions of Sections 10-8 through 10-10.1 relating to
24 objections to certificates of nomination and nomination
25 papers, hearings on objections, and judicial review, shall
26 apply to and govern objections to resolutions for filling a

1 vacancy in nomination.

2 Any vacancy in nomination occurring 15 days or less before
3 a regular election shall not be filled. In this event the
4 certification of the original candidate shall stand and his
5 name shall appear on the official ballot to be voted at the
6 election.

7 A vacancy in nomination occurs when a candidate who has
8 been nominated under the provisions of Section 10-2 dies before
9 the election, or declines the nomination; provided that
10 nomination may become vacant for other reasons.

11 However, the provisions of this Section shall not apply to
12 any vacancy in nomination for a municipal office for which the
13 Municipal Code, as now or hereafter amended, provides a
14 different method for filling such vacancy, and the applicable
15 provision of the Municipal Code shall govern in such cases.

16 Any vacancy in a nomination by caucus of an established
17 political party for a township or municipal office shall be
18 filled in accordance with Section 7-61 of this Code.

19 For purposes of this Section, the words "certify" and
20 "certification" shall refer to the act of officially declaring
21 the names of candidates entitled to be printed upon the
22 official ballot at an election and directing election
23 authorities to place the names of such candidates upon the
24 official ballot. "Certifying officers or board" shall refer to
25 the local election official, election authority or the State
26 Board of Elections, as the case may be, with whom nomination

1 papers, certificates of nomination papers and resolutions to
2 fill vacancies in nomination are filed and whose duty it is to
3 "certify" candidates.
4 (Source: P.A. 84-757.)

5 (10 ILCS 5/22-1) (from Ch. 46, par. 22-1)

6 Sec. 22-1. Abstracts of votes. Within 21 days after the
7 close of the election at which candidates for offices
8 hereinafter named in this Section are voted upon, the election
9 authorities of the respective counties shall open the returns
10 and make abstracts of the votes on a separate sheet for each of
11 the following:

- 12 A. For Governor and Lieutenant Governor;
- 13 B. For State officers;
- 14 C. For presidential electors;
- 15 D. For United States Senators and Representatives to
16 Congress;
- 17 E. For judges of the Supreme Court;
- 18 F. For judges of the Appellate Court;
- 19 G. For judges of the circuit court;
- 20 H. For Senators and Representatives to the General
21 Assembly;
- 22 I. For State's Attorneys elected from 2 or more
23 counties;
- 24 J. For amendments to the Constitution, and for other
25 propositions submitted to the electors of the entire State;

1 K. For county officers and for propositions submitted
2 to the electors of the county only;

3 L. For Regional Superintendent of Schools;

4 M. For trustees of Sanitary Districts; and

5 N. For Trustee of a Regional Board of School Trustees.

6 Each sheet shall report the returns by precinct or ward.

7 Multiple originals of each of the sheets shall be prepared
8 and one of each shall be turned over to the chairman of the
9 county central committee of each of the then existing
10 established political parties, as defined in Section 10-2, or
11 his duly authorized representative immediately after the
12 completion of the entries on the sheets and before the totals
13 have been compiled.

14 The foregoing abstracts shall be preserved by the election
15 authority in its office.

16 Whenever any county clerk is unable to canvass the vote,
17 the deputy county clerk or a designee of the county clerk shall
18 serve in his or her place.

19 The powers and duties of the election authority canvassing
20 the votes are limited to those specified in this Section.

21 No person who is shown by the election authority's
22 proclamation to have been elected at the consolidated election
23 or general election as a write-in candidate shall take office
24 unless that person has first filed with the certifying office
25 or board a statement of candidacy pursuant to Section 7-10 or
26 Section 10-5, a statement pursuant to Section 7-10.1, a

1 certificate of ethics and campaign finance training if required
2 to do so by the State Officials and Employees Ethics Act, and a
3 receipt for filing a statement of economic interests in
4 relation to the unit of government to which he or she has been
5 elected. For officers elected at the consolidated election, the
6 certifying officer shall notify the election authority of the
7 receipt of those documents, and the county clerk shall issue
8 the certification of election under the provisions of Section
9 22-18.

10 (Source: P.A. 94-645, eff. 8-22-05; 94-647, eff. 1-1-06;
11 95-331, eff. 8-21-07.)

12 (10 ILCS 5/22-7) (from Ch. 46, par. 22-7)

13 Sec. 22-7. Canvass of votes; declaration and proclamation
14 of result. The State Board of Elections, shall proceed within
15 31 days after the election, and sooner if all the returns are
16 received, to canvass the votes given for United States Senators
17 and Representatives to Congress, State executive officers,
18 judges of the Supreme Court, judges of the Appellate Court,
19 judges of the Circuit Court, Senators, Representatives to the
20 General Assembly, State's Attorneys and Regional
21 Superintendents of Schools elected from 2 or more counties,
22 respectively, and the persons having the highest number of
23 votes for the respective offices shall be declared duly
24 elected, but if it appears that more than the number of persons
25 to be elected have the highest and an equal number of votes for

1 the same office, the electoral board shall decide by lot which
2 of such persons shall be elected; and to each person duly
3 elected, the Governor shall give a certificate of election or
4 commission, as the case may require, and shall cause
5 proclamation to be made of the result of the canvass, and they
6 shall at the same time and in the same manner, canvass the vote
7 cast upon amendments to the Constitution, and upon other
8 propositions submitted to the electors of the entire State; and
9 the Governor shall cause to be made such proclamation of the
10 result of the canvass as the statutes elsewhere provide. The
11 State Board of Elections shall transmit to the State
12 Comptroller a list of the persons elected to the various
13 offices. The State Board of Elections shall also transmit to
14 the Supreme Court the names of persons elected to judgeships in
15 adversary elections and the names of judges who fail to win
16 retention in office.

17 No person who is shown by the canvassing board's
18 proclamation to have been elected at the consolidated election
19 or general election as a write-in candidate shall take office
20 unless that person has first filed with the certifying office
21 or board a statement of candidacy pursuant to Section 7-10 or
22 Section 10-5, a statement pursuant to Section 7-10.1, a
23 certificate of ethics and campaign finance training if required
24 to do so by the State Officials and Employees Ethics Act, and a
25 receipt for filing a statement of economic interests in
26 relation to the unit of government to which he or she has been

1 elected. For officers elected at the consolidated election, the
2 certifying officer shall notify the election authority of the
3 receipt of those documents, and the county clerk shall issue
4 the certification of election under the provisions of Section
5 22-18.

6 (Source: P.A. 93-847, eff. 7-30-04; 94-645, eff. 8-22-05.)

7 (10 ILCS 5/22-17) (from Ch. 46, par. 22-17)

8 Sec. 22-17. (a) Except as provided in subsection (b), the
9 canvass of votes cast at the consolidated election shall be
10 conducted by the election authority within 21 days after the
11 close of such elections.

12 (b) The board of election commissioners as provided in
13 Section 22-8 shall canvass the votes cast at the consolidated
14 election for offices of any political subdivision entirely
15 within the jurisdiction of a municipal board of election
16 commissioners.

17 (c) The canvass of votes cast upon any public questions
18 submitted to the voters of any political subdivision, or any
19 precinct or combination of precincts within a political
20 subdivision, at any regular election or at any emergency
21 referendum election, including votes cast by voters outside of
22 the political subdivision where the question is for annexation
23 thereto, shall be canvassed by the same election authority as
24 for the canvass of votes of the officers of such political
25 subdivision. However, referenda conducted throughout a county

1 and referenda of sanitary districts whose officers are elected
2 at general elections shall be canvassed by the county clerk.
3 The votes cast on a public question for the formation of a
4 political subdivision shall be canvassed by the relevant
5 election authority and filed with the circuit court that
6 ordered the question submitted.

7 (c-5) No person who is shown by the election authority's
8 proclamation to have been elected at the consolidated election
9 or general election as a write-in candidate shall take office
10 unless that person has first filed with the certifying office
11 or board a statement of candidacy pursuant to Section 7-10 or
12 Section 10-5, a statement pursuant to Section 7-10.1, a
13 certificate of ethics and campaign finance training if required
14 to do so by the State Officials and Employees Ethics Act, and a
15 receipt for filing a statement of economic interests in
16 relation to the unit of government to which he or she has been
17 elected. For officers elected at the consolidated election, the
18 certifying officer shall notify the election authority of the
19 receipt of those documents, and the county clerk shall issue
20 the certification of election under the provisions of Section
21 22-18.

22 (d) The canvass of votes for offices of political
23 subdivisions cast at special elections to fill vacancies held
24 on the day of any regular election shall be conducted by the
25 election authority which is responsible for canvassing the
26 votes at the regularly scheduled election for such office.

1 (e) Abstracts of votes prepared pursuant to canvasses under
2 this Section shall report returns by precinct or ward.

3 (Source: P.A. 94-645, eff. 8-22-05; 94-647, eff. 1-1-06;
4 95-331, eff. 8-21-07.)

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.