



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5551

by Rep. Brad E. Halbrock

SYNOPSIS AS INTRODUCED:

10 ILCS 5/21-1

from Ch. 46, par. 21-1

Amends the Election Code. Provides that electors for the President and Vice-President of the United States shall be nominated by congressional district, with the remaining electors being selected by the political party whose candidates won the State-wide vote. Effective immediately.

LRB098 18992 MGM 54141 b

1 AN ACT concerning elections.

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

4 Section 5. The Election Code is amended by changing Section
5 21-1 as follows:

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

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

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

20 The filing of such certificate with the Board, of such
21 choosing of electors shall be deemed and taken to be the
22 choosing and selection of the electors of this State, if such
23 party or group is successful at the polls as herein provided in

1 choosing their candidates for President and Vice-President of
2 the United States.

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

1 of Elections as herein provided, and each congressional
2 district shall nominate its elector independent of the votes
3 cast within other congressional districts. Voting by means of
4 placing a cross in the appropriate place preceding the
5 appellation or title of the particular political party or
6 group, shall not be deemed or taken as a direct vote for the
7 candidates for President and Vice-President, or either of them,
8 but instead to the Presidential vote, as a vote for the elector
9 for that district ~~entire list or set of electors~~ chosen by that
10 political party or group so certified to the State Board of
11 Elections as herein provided, and each congressional district
12 shall nominate its elector independent of the votes cast within
13 other congressional districts. After the electors for every
14 congressional district have been nominated, the remaining
15 electors shall be chosen by that political party or group so
16 certified to the State Board of Elections whose candidates for
17 President and Vice-President received the most overall votes
18 within the State.

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

23 (d) Should more than one certificate of choice and
24 selection of electors of the same political party or group be
25 filed by contesting conventions or contesting groups, it shall
26 be the duty of the State Board of Elections within 10 days

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

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

21 (Source: P.A. 84-861.)

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.