



Rep. Mike Fortner

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09900HB1419ham001

LRB099 07434 MGM 31279 a

1 AMENDMENT TO HOUSE BILL 1419

2 AMENDMENT NO. _____. Amend House Bill 1419 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing
5 Section 10-8 as follows:

6 (10 ILCS 5/10-8) (from Ch. 46, par. 10-8)

7 Sec. 10-8. Certificates of nomination and nomination
8 papers, and petitions to submit public questions to a
9 referendum, being filed as required by this Code, and being in
10 apparent conformity with the provisions of this Act, shall be
11 deemed to be valid unless objection thereto is duly made in
12 writing within 5 business days after the last day for filing
13 the certificate of nomination or nomination papers or petition
14 for a public question, with the following exceptions:

15 A. In the case of petitions to amend Article IV of the
16 Constitution of the State of Illinois, there shall be a

1 period of 35 business days after the last day for the
2 filing of such petitions in which objections can be filed.

3 B. In the case of petitions for advisory questions of
4 public policy to be submitted to the voters of the entire
5 State, there shall be a period of 35 business days after
6 the last day for the filing of such petitions in which
7 objections can be filed.

8 Any legal voter of the political subdivision or district in
9 which the candidate or public question is to be voted on, or
10 any legal voter in the State in the case of a proposed
11 amendment to Article IV of the Constitution or an advisory
12 public question to be submitted to the voters of the entire
13 State, having objections to any certificate of nomination or
14 nomination papers or petitions filed, shall file an objector's
15 petition together with 2 copies thereof in the principal office
16 or the permanent branch office of the State Board of Elections,
17 or in the office of the election authority or local election
18 official with whom the certificate of nomination, nomination
19 papers or petitions are on file. Objection petitions that do
20 not include 2 copies thereof, shall not be accepted. In the
21 case of nomination papers or certificates of nomination, the
22 State Board of Elections, election authority or local election
23 official shall note the day and hour upon which such objector's
24 petition is filed, and shall, not later than 12:00 noon on the
25 second business day after receipt of the petition, transmit by
26 registered mail or receipted personal delivery the certificate

1 of nomination or nomination papers and the original objector's
2 petition to the chairman of the proper electoral board
3 designated in Section 10-9 hereof, or his authorized agent, and
4 shall transmit a copy by registered mail or receipted personal
5 delivery of the objector's petition, to the candidate whose
6 certificate of nomination or nomination papers are objected to,
7 addressed to the place of residence designated in said
8 certificate of nomination or nomination papers. In the case of
9 objections to a petition for a proposed amendment to Article IV
10 of the Constitution or for an advisory public question to be
11 submitted to the voters of the entire State, the State Board of
12 Elections shall note the day and hour upon which such
13 objector's petition is filed and shall transmit a copy of the
14 objector's petition by registered mail or receipted personal
15 delivery to the person designated on a certificate attached to
16 the petition as the principal proponent of such proposed
17 amendment or public question, or as the proponents' attorney,
18 for the purpose of receiving notice of objections. In the case
19 of objections to a petition for a public question, to be
20 submitted to the voters of a political subdivision, or district
21 thereof, the election authority or local election official with
22 whom such petition is filed shall note the day and hour upon
23 which such objector's petition was filed, and shall, not later
24 than 12:00 noon on the second business day after receipt of the
25 petition, transmit by registered mail or receipted personal
26 delivery the petition for the public question and the original

1 objector's petition to the chairman of the proper electoral
2 board designated in Section 10-9 hereof, or his authorized
3 agent, and shall transmit a copy by registered mail or
4 receipted personal delivery, of the objector's petition to the
5 person designated on a certificate attached to the petition as
6 the principal proponent of the public question, or as the
7 proponent's attorney, for the purposes of receiving notice of
8 objections.

9 The objector's petition shall give the objector's name and
10 residence address, and shall state fully the nature of the
11 objections to the certificate of nomination or nomination
12 papers or petitions in question, and shall state the interest
13 of the objector and shall state what relief is requested of the
14 electoral board.

15 The provisions of this Section and of Sections 10-9, 10-10
16 and 10-10.1 shall also apply to and govern objections to
17 petitions for nomination filed under Article 7 or Article 8,
18 except as otherwise provided in Section 7-13 for cases to which
19 it is applicable, and also apply to and govern petitions for
20 the submission of public questions under Article 28.

21 Petitions for candidacy filed with any election authority
22 shall be provided to the public in electronic form, made
23 available online by the principal office or the permanent
24 branch office of the State Board of Elections, or by the office
25 of the election authority or local election official with whom
26 the petitions are filed.

1 (Source: P.A. 98-691, eff. 7-1-14.)

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.".