



General Assembly

Amendment

January Session, 2019

LCO No. 8155



Offered by:

SEN. FASANO, 34th Dist.
SEN. WITKOS, 8th Dist.
SEN. BERTHEL, 32nd Dist.
SEN. BIZZARRO, 6th Dist.
SEN. CHAMPAGNE, 35th Dist.
SEN. FORMICA, 20th Dist.
SEN. HWANG, 28th Dist.

SEN. KELLY, 21st Dist.
SEN. KISSEL, 7th Dist.
SEN. LOGAN, 17th Dist.
SEN. MARTIN, 31st Dist.
SEN. MINER, 30th Dist.
SEN. SAMPSON, 16th Dist.
SEN. SOMERS, 18th Dist.

To: Subst. House Joint Resolution File No. 818 Cal. No. 429
No. 161

**"RESOLUTION PROPOSING AN AMENDMENT TO THE STATE
CONSTITUTION TO ALLOW FOR EARLY VOTING."**

1 Strike everything after the resolving clause and substitute the
2 following in lieu thereof:

3 "Section 1. That the following be proposed as an amendment to the
4 Constitution of the State, which, when approved and adopted in the
5 manner provided by the Constitution, shall, to all intents and
6 purposes, become a part thereof:

7 Section 7 of article third of the Constitution is amended to read as
8 follows:

9 Sec. 7. The treasurer, secretary of the state, and comptroller shall
10 canvass publicly the votes for senators and representatives. [The]
11 Except as otherwise provided in this section, the person in each
12 senatorial district having the greatest number of votes for senator shall
13 be declared to be duly elected for such district [,] and the person in
14 each assembly district having the greatest number of votes for
15 representative shall be declared to be duly elected for such district. The
16 general assembly shall provide by law the manner in which an equal
17 and the greatest number of votes for two or more persons so voted for
18 for senator or representative shall be resolved. The return of votes, and
19 the result of the canvass, shall be submitted to the house of
20 representatives and to the senate on the first day of the session of the
21 general assembly. [Each house shall be the final judge of the election
22 returns and qualifications of its own members] Jurisdiction over the
23 election returns and qualifications of the members of the general
24 assembly shall be vested in the judicial power of the state.

25 RESOLVED: That the foregoing proposed amendment to the
26 Constitution be continued to the next session of the General Assembly
27 elected at the general election to be held on November 3, 2020, and
28 published with the laws passed at the present session, or be presented
29 to the electors at the general election to be held on November 3, 2020,
30 whichever the case may be, according to article sixth of the
31 amendments to the Constitution. The designation of said proposed
32 amendment to be used on the ballots at such election shall be "Shall the
33 Constitution of the State be amended to vest jurisdiction in the Judicial
34 Branch over the election returns and qualifications of the members of
35 the General Assembly?"