



# **CANDIDATE'S GUIDE**

**2008**

## **PRESIDENTIAL PREFERENCE**

### **DELEGATES &**

### **ALTERNATE DELEGATES**

Issued by

The

**State Board of Elections**

## P R E F A C E

This **CANDIDATE'S GUIDE FOR DELEGATES AND PRESIDENTIAL PREFERENCE** has been prepared to provide information for candidates seeking office in 2008, however, legal ***interpretations contained in the Guide are not binding and may not be construed as sufficient argument in response to an objection to any candidate's nomination.*** The State Board of Elections recommends that all prospective candidates consult competent legal counsel when preparing their nominating papers.

ADDITIONAL information may be obtained by contacting the State Board of Elections in Springfield (217/782-4141) or Chicago (312/814-6440).

Your comments and suggestions are appreciated.

Daniel W. White  
Executive Director

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**GENERAL PRIMARY**  
(First Tuesday in February)

**GENERAL ELECTION**  
(First Tuesday after  
the first Monday in  
November)

**FEBRUARY 5, 2008**

**NOVEMBER 4, 2008**

**FILING PERIODS \***

**Democratic Party: October 29 – November 5, 2007**  
**Republican Party: November 28 – December 5, 2007**  
**Green Party (Presidential Preference Only): October 29 – November 5, 2007 \***

PRESIDENTIAL PREFERENCE AND DELEGATES & ALTERNATE DELEGATES  
TO THE NATIONAL NOMINATING CONVENTIONS (DEMOCRATIC & REPUBLICAN)

Petitions may not be circulated prior to

Democratic Party: August 7, 2007  
Republican Party: September 6, 2007  
Green Party (Presidential Preference Only): August 7, 2007 \*

**June 16 – 23, 2008**

NEW POLITICAL PARTY CANDIDATES AND INDEPENDENT CANDIDATES FOR  
PRESIDENT AND VICE PRESIDENT

Petitions may not be circulated prior to March 25, 2008

\* Note: The Green Party does not elect Delegates or Alternate Delegates to its National Nominating Convention. For this reason, no information is provided with regard to Green Party candidates for those offices.

## GENERAL REQUIREMENTS FOR FILING NOMINATING PAPERS

### A. GENERAL INFORMATION

1. Candidates are strongly advised to obtain legal counsel as to their legal qualifications for office, the proper method for completing the petition forms with respect to the office, the minimum and maximum number of signatures required, the qualifications of the signers and circulators, etc.
2. Candidates must file for office in one of the following manners:
  - a. as a candidate of an established political party;
  - b. as a candidate of a new political party; or
  - c. as an independent candidate.
3. Candidates **must** file the following papers (which should be in the following order):
  - a. Statement of Candidacy;
  - b. Delegates and Alternate Delegates only - a Statement of Presidential Preference or a statement that he/she is running as uncommitted;\*
  - c. Loyalty Oath (optional);
  - d. Nominating petition sheets, containing sufficient number of **original** signatures.

*\*A Democratic candidate for delegate or alternate delegate can only file as uncommitted if a petition to place Uncommitted on the ballot as a Presidential Preference candidate is filed. (Illinois Delegate Selection Plan for the 2008 Democratic National Convention, Section II A)*

**NOTE:** A new political party petition must have attached thereto a certificate (SBE Form P-8C) stating the names and addresses of the party officers authorized to fill vacancies in nomination. [See Peoples Independent Party, v. Petroff, 191 Ill. App 3d 706, 138 Ill. Dec. 915, 548 N.E. 2d 145 (5th Dist. 1989)] Failure to file this form will not invalidate the petitions but will preclude the new party from being able to fill any vacancy that may occur.

4. Election laws prescribe the forms to be submitted in seeking nomination and election to office. The State Board of Elections has prepared **suggested** forms for petitions, statements of candidacy, etc. The official SBE form number to be used is included under each office listed in this Guide. Forms are available for purchase from election supply vendors or may be obtained from the offices of the State Board of Elections or downloaded from the Board's website at [www.elections.il.gov](http://www.elections.il.gov)
5. Petitions may be filed in person or by mail, by either the candidate or a representative of the candidate.
  - a. Filings made by mail must be received **no earlier** than the opening of the office on the first day of the appropriate filing period and **no later** than 5:00

p.m. on the last day of that filing period. Filings made in person will be accepted in the **Principal office (Springfield)** of the State Board of Elections beginning at 8:00 a.m. on the first day of the appropriate filing period and ending at 5:00 p.m. on the last day of that filing period. Petitions must actually be received no later than 5:00 p.m. on the last day of that filing period, ***simply being in line at 5:00 p.m. on said last day is not sufficient.***

- b. Petitions sent by mail and received **after** midnight of the first day for filing and in the first mail delivery or pickup of that day shall be deemed filed as of 8:00 a.m. of that day. Candidates who wish to qualify for the lottery and file by mail should **mail (U.S. Postal Service only)** their petitions to the State Board of Elections, P.O. Box 4187, Springfield, IL 62708. It is important to note that petitions received **BEFORE** the first day of filing cannot be accepted. (10 ILCS 5/7-12, 10-6.2)

## 6. Ballot Placement Lottery

- a. The lottery is held within nine days following the last day to file petitions.
- b. Petitions filed on the first day at the opening hour (8:00 a.m.) are included in the lottery drawing.
- c. Filings received after the opening hour on the first day will be certified in the order of filing for ballot placement. (10 ILCS 5/7-12, 10-6.2)

## 7. Multiple Filings

If multiple sets of nomination papers are filed for a candidate for the same office, the State Board of Elections shall within two (2) business days notify the candidate of his or her multiple petition filings that the candidate has three (3) business days after receipt of the notice to notify the State Board of Elections that he or she may cancel prior sets of petitions. If the candidate sends notice, the last (or designated) set of petitions filed shall be the only petitions to be considered valid. Candidates may use SBE Form No. P-25A to provide such notice. If the candidate fails to send notice, then only the first set of petitions filed shall be valid and all subsequent petitions shall be void. (10 ILCS 5/7-12, 10-6.2)

NOTE: If petitions for nomination have been filed for the same person with respect to more than one political party, his/her name shall not be certified for the primary ballot of any party. [10 ILCS 5/7-12(9)]

## B. NOMINATING PETITION SHEETS

1. The top portion (heading) of the nominating petition sheet which includes information relative to the election, the candidate, the office and political party, as applicable, must be completed prior to the circulation of the petition sheet.
  - a. The form of the candidate's name that appears on the heading of page 1 of the petition is the form that will be certified for the ballot. The candidate's given name or names, initial or initials, nickname by which the candidate is commonly known, or a combination thereof, may be used in addition to the candidate's surname. No other designation such as a political slogan, title, degree or nickname suggesting or implying possession of a title, degree or professional

status, or similar information may be used in connection with the candidate's surname. [10 ILCS 5/7-10.2, 7-17(b), 10-5.1 and 16-3(e)] A political slogan is defined as any word or words expressing or connoting a position, opinion or belief that the candidate may espouse, including but not limited to any word or words conveying any meaning other than that of the personal identity of the candidate. A candidate may not use a political slogan as part of his or her name on the ballot, notwithstanding that the political slogan may be part of the candidate's name. [10 ILCS 5/7-17 (b)] The State Board of Elections shall not certify to any candidate name designation that is inconsistent with that restriction. [10 ILCS 5/7-17(c)]

NOTE: If a candidate has changed his or her name, whether by a statutory or common law procedure in Illinois or any other jurisdiction, within 3 years before the last day for filing the petition or certificate for that office, whichever is applicable, then (i) the candidate's name on the petition or certificate must be followed by "formerly known as (list all prior names during the 3-year period) until name changed on (list date of each such name change)" and (ii) the petition or certificate must be accompanied by the candidate's affidavit stating the candidate's previous names during the period specified in (i) and the date or dates each of those names was changed; failure to meet these requirements shall be grounds for denying certification of the candidate's name for the ballot or removing the candidate's name from the ballot, as appropriate, but these requirements do not apply to name changes resulting from adoption to assume an adoptive parent's or parents' surname, marriage to assume a spouse's surname, or dissolution of marriage or declaration of invalidity of marriage to assume a former surname. (10 ILCS 5/7-10.2, 10-5.1)

- b. The name of more than one candidate of the same political party for a group office such as delegate may appear on the same petition. However, each candidate must submit his or her individual Statement of Candidacy and optional Loyalty Oath with the petition. **THE CANDIDATE'S NAME SHOULD APPEAR IN EXACTLY THE SAME FORM ON THE PETITION SHEETS, STATEMENT OF CANDIDACY AND LOYALTY OATH.** (10 ILCS 5/7-10 and 10-5)
- c. Each petition sheet must contain precisely the same information in the heading. (10 ILCS 5/7-10, 10-4)
- d. Petition sheets which are filed with the State Board of Elections must contain the **original** signatures signed by the voters and by the circulator thereof, and shall not be photocopies or duplicates of such sheets. (10 ILCS 5/7-10, 10-4)

## 2. Petition Circulator

- a. A petition circulator must be at least 18 years of age or older and a citizen of the United States. **The circulator must personally witness all signatures given and sign the required circulator's statement stating that all signatures were taken in his or her presence.** No one may be considered a circulator of any petition page except the person who signs the circulator's statement. (10 ILCS 5/7-10, 10-4)
- b. Petition sheets must **not** be circulated more than 90 days preceding the last day for the filing of the petitions. The circulator's statement on a candidate's petition must specify (1) the dates on which the sheets were circulated; (2) the first and last dates on which the sheet was circulated ; or (3) that none of the signatures on the sheet were signed more than 90 days preceding the last day for filing of

petitions. (10 ILCS 5/7-10, 10-4)

- c. A petition circulator may not circulate for more than one political party. (10 ILCS 5/10-4)
- d. A petition circulator may not circulate for an independent candidate or candidates in addition to candidates for an established or new political party. (10 ILCS 5/10-4)
- e. A petition circulator may not circulate for more than one new political party. (10 ILCS 5/10-4)
- g. A petition circulator must complete the circulator's statement at the bottom of each petition sheet certifying address, age and citizenship information and also certifying that the signatures on that sheet were signed in his/her presence and are genuine and that to the best of his/her knowledge the persons so signing were duly registered voters of the political subdivision for which the candidate or candidates shall be nominated, or elected, and that their respective registration addresses are correctly stated therein. This statement shall be sworn to and signed before an officer authorized to administer oaths in Illinois. (See notarization on page 20) (10 ILCS 5/7-10, 10-4)
- h. Petition circulators shall indicate on such petition their residence address, written or printed, including the street address or rural route number of the circulator, as well as the circulator's city, village or town. (10 ILCS 5/7-10, 10-4)

### 3. Petition Signers

- a. A voter **MAY NOT** sign petitions for candidates of more than one political party for the same primary election. (10 ILCS 5/7-10, 10-4) The voter may sign the petitions of one established political party for the primary election and for independent candidates or for one new political party for the subsequent general election. (10 ILCS 5/10-3)
- b. A petition signer may change party affiliation from one election to another. (Kusper vs. Pontikes, 414 U.S. 51, 94 S. Ct. 303 (1973); Sperling vs. County Officers Electoral Board, 57 Ill. 2d 81, 309 N.E. 2d 589 (1974))
- c. The voter must sign his/her own name on the petition. The signer cannot sign for someone else, such as another member of his/her family. (10 ILCS 5/7-10, 10-4)
- d. Each petition signer shall indicate on such petition his/her residence address, written or printed, including the street address or rural route number of the signer, as well as the signer's city, village, town, county and state. The city, village, county and/or state may be pre-printed if all the signers reside therein. (10 ILCS 5/7-10, 10-4)



- e. A Petition signer must be a registered voter in the political subdivision in which the candidate is seeking nomination or election. **A petition signer must be a registered voter from the address shown opposite his/her signature on the petition.** (10 ILCS 5/7-10, 10-2, 10-3, 10-4)
- f. Signatures may be struck from the petition by the circulator or the candidate, prior to filing, in the following manner:
  - 1) The person striking the signature must initial the petition at the place where the signature is struck. (10 ILCS 5/7-10, 10-3)
  - 2) The person striking the signature must sign a certification (SBE Form P-2A) listing the page number and line number of each signature struck from the petition. Such certification shall be filed as part of the petition. (10 ILCS 5/7-10, 10-3)
  - 3) The person striking signatures from independent candidate petitions must sign an additional certificate (SBE Form P-2B) specifying the number of certification pages listing stricken signatures which are attached to the petition and the page numbers indicated on such certifications. This additional certificate must be filed as part of the petition, shall be numbered, and shall be attached immediately following the last page of voters' signatures and before the certifications of stricken signatures. (10 ILCS 5/10-3)
  - 4) All of the foregoing requirements are necessary to effect a valid striking of any signature. The provisions authorizing the striking of signatures do not impose criminal liability on any person so authorized for signatures which may be fraudulent. (10 ILCS 5/10-3)

4. Petition Preparation (10 ILCS 5/ Articles 7 and 10)

- a. The following original documents are to be attached to (preferably on top of) the nominating petition signature sheets:
  - 1) Statement of Candidacy;
  - 2) Presidential Preference Statement (Delegates and Alternate Delegates);
  - 3) Loyalty Oath (optional)

**The documents above are not to be numbered.**
- b. The petition signature sheets must be **original** and of **uniform** size.
- c. The petition signature sheets must be numbered consecutively beginning with the top sheet as number "1".
- d. Any certifications related to striking of signatures shall be attached immediately following the last petition page and numbered consecutively beginning with the number "1". (10 ILCS 5/7-10, 10-3)

**For all new political party petitions, the petitions shall have attached thereto a certificate (SBE No. P-8C) stating the names and addresses of the party officers authorized to fill vacancies in nomination. Failure to file the**

**certificate will result in the party forfeiting its right to fill vacancies in nomination, but will not invalidate the petition. (10 ILCS 5/10-5, 10-11)**

- e. The petition signature sheets must be **neatly fastened together** in book form by placing the sheets in a pile and fastening them together at one edge in a secure and suitable manner.
- f. A petition when filed shall not be altered or amended.  
(10 ILCS 5/7-10, 7-12, 10-4, 10-5)

C. STATEMENT OF CANDIDACY (10 ILCS 5/7-10, 10-5)

1. Each candidate\*, whether an individual candidate or one whose name appears on a group petition or certificate of nomination, must complete and file a Statement of Candidacy. The form of the candidate's name, as printed and signed, should match the name as printed on the petition. Furthermore, the address of the candidate; the office for which the person is a candidate; political party designation, if applicable; and statements that the person is qualified for the office specified, should also match the information as printed on the petition. **THIS STATEMENT MUST ACCOMPANY THE NOMINATION PAPERS.**

\*Presidential electors whose names appear on independent and new party petitions are not required to submit a Statement of Candidacy.

2. In the designation of the name of a candidate on a petition for nomination or certificate of nomination, the candidate's given name or names, initial or initials, a nickname by which the candidate is commonly known, or a combination thereof, may be used in addition to the candidate's surname. If a candidate has changed his or her name, whether by a statutory or common law procedure in Illinois or any other jurisdiction, within 3 years before the last day for filing the petition or certificate for that office, whichever is applicable, then (i) the candidate's name on the petition or certificate must be followed by "formerly known as (list all prior names during the 3-year period) until name changed on (list date of each such name change)" and (ii) the petition or certificate must be accompanied by the candidate's affidavit stating the candidate's previous names during the period specified in (i) and the date or dates each of those names was changed; failure to meet these requirements shall be grounds for denying certification of the candidate's name for the ballot or removing the candidate's name from the ballot, as appropriate, but these requirements do not apply to name changes resulting from adoption to assume an adoptive parent's or parents' surname, marriage to assume a spouse's surname, or dissolution of marriage or declaration of invalidity of marriage to assume a former surname. No political slogan, title or degree or nickname implying title, degree or professional status may be used with the candidate's surname. (10 ILCS 5/7-10.2, 10-5.1)
3. The candidate must swear to and sign the Statement of Candidacy, which must be notarized.

D. LOYALTY OATH (Optional)

The filing of the Loyalty Oath is optional.

**E. STATEMENT OF PRESIDENTIAL PREFERENCE (DELEGATE AND ALTERNATE DELEGATE ONLY)**

Each candidate for delegate and alternate delegate must file a Statement of Presidential Preference supporting a specific presidential candidate, or a statement that he/she intends to run uncommitted. (SBE No. P-1E) Note: the State Central Committee of the candidate's political party may waive this requirement by filing a statement to that effect with the SBE not less than 30 days prior to the first day for the filing of petitions.

**F. PROHIBITED - USE OF PUBLIC FUNDS TO INFLUENCE VOTE**

No public funds shall be used to urge any elector to vote for or against any candidate or proposition, or be appropriated for political or campaign purposes to any candidate or political organization. (10 ILCS 5/9-25.1)

**G. FAIR CAMPAIGN PRACTICES ACT**

Candidates and committees are urged to abide by the provisions for campaigning outlined in the Fair Campaign Practices Act. This is a voluntary statement made and filed prior to an election, vowing that the candidate making the statement will conduct a positive, rather than a negative campaign. If a candidate or committee chooses to make such a statement, it shall be filed with the county clerk if the candidate is a local candidate or committee. (10 ILCS 5/29B-5 et. seq.)

**NOMINATION PROCEDURES**

**A. NOMINATION OF ESTABLISHED POLITICAL PARTY CANDIDATES**

1. A political party which, at the last general election for State and county offices, polled for its candidate for Governor more than 5% of the entire vote cast for Governor, is an "established political party" as to the State and as to any district or political subdivision thereof. A political party that received more than 5% of the entire vote cast in the State at the general election next preceding a primary is an established political party within the state. (10 ILCS 5/7-2, 10-2)
2. In preparing their nomination papers, candidates of established political parties seeking nomination should follow the information contained in "Requirements for Filing Nominating Papers" beginning on page 3.
3. Nomination papers for Presidential Preference Candidates and candidates for Delegate and Alternate Delegate to the National Nominating Conventions are filed with the State Board of Elections (see filing period information at page 2 for dates).
4. A candidate for whom nomination papers have been filed as a partisan candidate at a primary election, and who is defeated for nomination, is prohibited from being listed on the ballot at the General Election as an independent candidate or as a candidate of another political party, and may not file a declaration of intent to be a write-in candidate at that General Election. (10 ILCS 5/7-61, 10-3, 17-16.1, 18-9.1)
5. Individual voters who sign an Established Party candidate petition may not sign a petition of a candidate of another Established Party or an Independent candidate.

## B. NOMINATION OF NEW POLITICAL PARTY CANDIDATES

1. A new political party is formed by filing a petition containing the names of candidates running for all offices to be filled within the given district or political subdivision. New political party candidates must follow the provisions contained in 5/10-2.
2. A political group wishing to form a new political party within the state must file petitions with a full slate of candidates for such state. Upon such filing, a new political party is created. A new political party that receives more than 5% of the votes cast at that election becomes an established political party. (10 ILCS 5/10-2)
3. A new political party petition must have attached a Certificate of Officers Authorized to Fill Vacancies in Nomination (SBE Form P-8C) stating the names and addresses of the party officers authorized to fill vacancies. *Failure to file this form will result in the party forfeiting the right to fill vacancies.* (10 ILCS 5/10-5, 10-11).
4. When a new political party petition is invalidated in its entirety by an electoral board or upon judicial review, the new party officers cannot replace the entire slate of candidates on the pretext of filling vacancies in nomination. People ex. Rel. Vigilant Party vs. Village of Dolton, 118 Ill. App. 2d 392, 254 N.E. 2d. 832 (1<sup>st</sup> Dist. 1969). (10 ILCS 5/10-7)
5. A political party name may not contain more than five words. Moreover, such party shall not bear the same name as, or include the name of any established party. (10 ILCS 5/10-2, 10-5)
6. A candidate for whom a nomination paper has been filed as a partisan candidate at a primary election, and who is defeated for nomination, is prohibited from being listed on the ballot at the General Election as an independent candidate or as a candidate of another political party, and may not file a declaration of intent to be a write-in candidate at that General Election. (10 ILCS 5/7-61, 10-3, 17-16.1, 18-9.1)
7. Nomination papers for new political party candidates must be filed with the State Board of Elections for President and Vice President during the filing period June 16-23, 2008. The petitions must include the names and addresses of 21 Presidential electors. (10 ILCS 5/7-12, 10-5, 10-6)
8. Each Candidate nominated by the new political party must provide a Statement of Candidacy, which must be included with the petition to form a new political party.

**NOTE:** Presidential electors whose names appear on new party and independent petitions are not required to submit a Statement of Candidacy.

(See "Requirements for Filing Nominating Papers" beginning on page 3 for more detailed information.)

## C. NOMINATION OF INDEPENDENT CANDIDATES FOR PRESIDENT & VICE PRESIDENT

1. **Independent candidates are those individuals who are not candidates of any political party, but who are candidates in a general election at which party candidates may appear on the ballot. The designation "INDEPENDENT"**

**appears next to the candidate's name on the ballot. (10 ILCS 5/10-3)**

2. **Independent candidates for President and Vice President of the U.S. file at the same time as New Party Candidates, June 16 - 23, 2008.** Independent and New Political Party candidates who wish to file for President and Vice President must file nominating petitions with the State Board of Elections (June 16 - 23, 2008). The petitions must include the names and addresses of 21 Presidential electors. Those electors do not have to submit a Statement of Candidacy (10 ILCS 5/10-5, 10-6)
3. Vacancies for independent candidates cannot be filled. A vacancy in nomination contemplates a political party organization to fill it. An independent is an individual candidate not supported by a party structure. Therefore there is no political party organization to fill the vacancy in nomination. (10 ILCS 5/10-7)
4. Independent candidates seeking election should follow the information contained in "Requirements for Filing Nominating Papers" beginning on page 3 in preparing their nomination papers for filing.
5. A candidate for whom nomination papers have been filed as a partisan candidate at a primary election, and who is defeated for nomination, is prohibited from being listed on the ballot at the General Election as an independent candidate or as a candidate of another political party, and may not file a declaration of intent to be a write-in candidate at that General Election. (10 ILCS 5/7-61, 10-3, 17-16.1, 18-9.1)

#### D. WRITE-IN CANDIDATE PROCEDURES

Write-in candidates must file a notarized declaration of intent to be a write-in candidate not later than the 61<sup>st</sup> day before the election, with the proper election authority or authorities in those jurisdictions in which they are seeking to be a write-in candidate (i.e., a write-in candidate for President must file a Declaration of Intent with every county clerk and board of election commissioners in the State). If a candidate who filed nomination papers is removed from the ballot after the 61<sup>st</sup> day prior to the election (due to an objection filed against the candidate), the candidate may file a declaration of intent to be a write-in candidate not later than the 7<sup>th</sup> day before the election. A list of the names and addresses of all Illinois election authorities is available on the Board's website at [www.elections.il.gov](http://www.elections.il.gov). Declaration of Intent forms are not filed with the State Board of Elections. (10 ILCS 5/7-59, 17-16.1, 18-9.1)

A candidate for whom nomination papers have been filed as a partisan candidate at a primary election, and who is defeated for nomination, may not file a declaration of intent to be a write-in candidate at that General Election. (10 ILCS 5/17-16.1, 18-9.1)

Forms for the write-in declaration can be obtained from the election authority or the State Board of Elections.

#### E. ADDITIONAL INFORMATION

1. For the purpose of determining eligibility to sign or circulate a nominating petition or a petition proposing a public question, the terms "voter", "registered voter", "qualified voter", "legal voter", "elector", "qualified elector", and "primary elector" shall mean a person who is registered to vote at the address shown opposite his signature on the petition or was registered to vote at such address when he signed

the petition. (10 ILCS 5/3-1.2)

2. When a candidate withdraws his nomination petition, the original petition is not returned to the individual, but remains in the office of the State Board of Elections. (10 ILCS 5/7-10, 10-4)
3. Blank nomination petitions may be reproduced prior to circulation. The signatures of the signers (voters), circulator and the notary public must be original.

OFFICE: **PRESIDENT OF THE UNITED STATES**

MINIMUM AGE: 35

RESIDENCY: Natural born citizen of the United States. 14 years residence within the U.S. (U.S. Constitution, Article II, Sec. 1)

SIGNATURE REQUIREMENTS: **ESTABLISHED PARTY CANDIDATES**  
 Not less than 3,000 or more than 5,000 primary electors of his/her party. (10 ILCS 5/7-11)

**INDEPENDENT CANDIDATES**  
 1% of the number of voters who voted at the next preceding statewide general election, or 25,000, whichever is less. (10 ILCS 5/10-3)

**NEW PARTY CANDIDATES**  
 1% of the number of voters who voted at the next preceding statewide general election, or 25,000, whichever is less. (10 ILCS 5/10-2)

VICE PRESIDENTIAL CANDIDATE AND PRESIDENTIAL ELECTORS: Petitions for Independent and New Party candidates for President must include the name of a Vice Presidential candidate and a list of 21 Presidential electors with names and addresses on the petition sheets. Presidential electors for the established political parties are chosen at state conventions (10 ILCS 5/21-1).

PETITIONS: **ESTABLISHED PARTY:** SBE No. P-10  
**INDEPENDENT:** SBE No. P-3  
**NEW PARTY:** SBE No. P-8

STATEMENT OF CANDIDACY: Filed with nomination papers. Required for Presidential and Vice Presidential candidates, **not electors.**  
**ESTABLISHED PARTY:** SBE No. P-1  
**INDEPENDENT:** SBE No. P-1B  
**NEW PARTY:** SBE No. P-1D

LOYALTY OATH: (Optional) Filed with nomination papers SBE No. P-1C

STATEMENT OF ECONOMIC INTERESTS: Not required for Federal Office.

FILING DATES: ESTABLISHED PARTIES (10 ILCS 5/7-11)  
**Democratic:** October 29 – November 5, 2007  
Circulation begins August 7, 2007  
**Republican:** November 28 – December 5, 2007  
Circulation begins September 6, 2007  
**Green:** October 29 – November 5, 2007  
Circulation begins August 7, 2007  
INDEPENDENTS (10 ILCS 5/10-6)  
June 16 - 23, 2008  
Circulation begins March 25, 2008  
NEW POLITICAL PARTY (10 ILCS 5/10-6)  
June 16 - 23, 2008  
Circulation begins March 25, 2008

WHERE TO  
FILE: State Board of Elections: 1020 South Spring, Springfield, IL 62704  
P. O. Box 4187, Springfield, IL 62708  
(Use P. O. Box for mailing)

CAMPAIGN  
DISCLOSURE: Filed with the Federal Election Commission, 999 E Street NW,  
Washington, D.C. 20463 (Phone: 800-424-9530). A copy of all  
the D-1 must be filed with the State Board of Elections, 1020 South  
Spring, Springfield, Illinois 62704

TERM BEGINS: Noon, January 20, 2009 (U.S. Constitution, Amendment 20, Sec. 1)

TERM OF OFFICE: 4 Years



OFFICE: **DELEGATE AND ALTERNATE DELEGATE**  
to National Presidential Nominating Conventions  
(Party office elected at the General Primary)

MINIMUM AGE: 18 years

RESIDENCY: United States Citizen. Resident of the Congressional District for 30 days. Registered voter of the district.

SIGNATURE REQUIREMENTS: **Democratic:** the lesser of .5% of the total primary vote cast for all presidential nominees of their congressional district in 2004 primary election or 1,000 (Illinois Delegate Selection Plan for the 2008 Democratic National Convention, Section III, A.2.c.)

**Republican:** at least .5% of the qualified primary electors of his party in his/her congressional district [10 ILCS 5/7-10(b)]

**Green:** The Green Party does not elect Delegates or Alternate Delegates to its National Nominating Convention.

FOR SIGNATURE REQUIREMENTS BY DISTRICT, SEE PAGE 23.

NUMBER OF DEL. & ALT. DELEGATES ALLOCATED PER DISTRICT: The formula for allocating delegates per congressional district is certified to the State Board of Elections by each party. The Board allocates delegates according to the selected formulas upon receiving notification from the Secretary of State as to the number of delegates and alternate delegates to which Illinois will be entitled at the respective national nominating conventions. The Secretary of State shall ascertain the numbers from the call of the national convention of each party.

STATEMENT OF PRESIDENTIAL PREFERENCE: Each candidate for delegate and alternate delegate must file a Statement of Presidential Preference supporting a specific presidential candidate, or a statement that he/she intends to run uncommitted\*\* (SBE No. P-1E). However, Section 7-10.3 of the Illinois Election Code allows the State Central Committee of either political party to file a statement with the SBE, not less than 30 days prior to the first day for the filing of petitions, specifying that a candidate for delegate or alternate delegate is not required to file a "Statement of Declaration."

\*\*Under the provisions of the Illinois Delegate Selection Plan for the 2008 Democratic National Convention, uncommitted delegates may only be elected if a petition is filed to place "Uncommitted" on the Presidential Preference ballot.

**If more candidates file as committed to a Republican Presidential candidate than can be elected from a district, the Presidential candidate or his authorized agent has the option of filing a list with the SBE of delegate candidates who shall appear as committed to that candidate within 10 days after the last day to file. The remaining candidates will be certified as “uncommitted”. [10 ILCS 5/7-10.3(b)]**

**Under the provisions of the Illinois Delegate Selection Plan for the 2008 Democratic Convention, the Presidential candidate or authorized representative has the option of approving delegate and alternate delegates when more candidates file as committed to a Presidential candidate than can be elected in a district. The Presidential candidate will provide a list of approved delegate and alternate candidates to the SBE and the State Party Chair by 5:00 p.m. on November 9, 2007. Those candidates who are not approved by the candidate will not appear on the primary ballot. (Illinois Delegate Selection Plan for the 2008 Democratic National Convention, Section III, A.4.)**

- PETITIONS:** Delegate SBE No. P-23  
Alternate Delegate SBE No. P-24
- STATEMENT OF CANDIDACY:** Filed with petition. SBE No. P-1J
- LOYALTY OATH: STATEMENT OF ECONOMIC INTERESTS:** (Optional) Filed with nomination papers. SBE No. P-1C  
Not required for party office.
- FILING DATES:** **Democratic:** October 29 – November 5, 2007  
Circulation begins August 7, 2007  
**Republican:** November 28 – December 5, 2007  
Circulation begins September 6, 2007
- WHERE TO FILE:** State Board of Elections: 1020 South Spring, Springfield, IL 62704  
P.O. Box 4187, Springfield, IL 62708  
(Use P. O. Box for mailing)
- Democratic candidates shall file a copy of Statement of Candidacy and Presidential Preference Statement with State Party Chair (Illinois Delegate Selection Plan for the 2008 Democratic National Convention, Section III A.3.b.)
- CAMPAIGN FINANCIAL DISCLOSURE:** Not required for individual delegate candidates. Under some circumstances, groups of delegate candidates may be required to file with the Federal Election Commission. Call the FEC for further information (800-424-9530).

## REPUBLICAN PARTY NOTE:

A vote for President of the United States, is for the sole purpose of securing an expression of the sentiment and will of the party voters with respect to candidates for nomination for said office, and the vote of the State at large is considered as **advisory** to the delegates and alternates at large to the **National Conventions**; and the vote of the respective congressional districts is considered **advisory** to the delegates and alternates of said congressional districts to the National Convention.

## DEMOCRATIC PARTY NOTE:

Under the provisions of the Illinois Delegate Selection Plan for the 2008 Democratic National Convention, the "Illinois presidential primary election is a 'binding' primary. Accordingly, delegate and alternate positions shall be allocated so as to fairly reflect the expressed presidential (or uncommitted) preference of the primary voters in each district. The National Convention delegates and alternates selected at the district level shall be allocated in proportion to the percentage of the primary vote won in that district by each preference, except that preferences falling below a 15% threshold shall not be awarded any delegates or alternates." (Section III, A.5. a.)

The Delegate Selection Plan also provides that "In order to ensure the district-level delegates are equally divided between men and women, delegate positions within each district will be designated by presidential preference beginning with the highest vote-getting presidential preference. The assignment of delegate positions, alternating by sex as mathematically practical, will continue with the next highest vote-getting preference in descending order until the gender of each position has been assigned." (Illinois Delegate Selection Plan For the 2008 Democratic National Convention, III A.6.a.)

Please check with the Democratic Party of Illinois, P. O. Box 518, Springfield, Illinois 62705, for further information.

## OBJECTIONS TO NOMINATING PAPERS

### FILING OBJECTION PETITION:

Nomination Papers shall be deemed to be valid unless objections are filed in writing, an original and (1) copy, within 5 business days after the last day for filing Nomination Papers. The objection shall be filed with the Springfield or Chicago office of the State Board of Elections. (10 ILCS 5/7-13 and 10-8)

### PROCESSING OBJECTION:

Not later than 12 noon on the second business day, after receipt of Objector's Petition, the State Board of Elections shall transmit by registered mail or receipted personal delivery the nomination papers and original objector's petition to the chairman of the proper Electoral Board designated in Section 10-9, or his authorized agent, and shall transmit a copy by registered mail or receipted personal delivery of the objector's petitions, to the candidate whose nomination papers are objected to, addressed to the place of residence designated in said Certificate of Nomination or nomination papers. **For multi-county districts, the State Board of Elections is the electoral board. For single county districts, the county officers electoral board is the electoral board. EXCEPTION: In Districts which are wholly contained within the jurisdiction of a board of election commissioners, the board of election commissioners serves as the electoral board.**

### RESPONSIBILITY OF CHAIRMAN OF ELECTORAL BOARD:

Within 24 hours after receipt of the objector's petition, the chairman of the Electoral Board (other than the State Board of Elections) shall send a call by registered or certified mail to each of the members of the Electoral Board, the objector, and the candidate, and shall also cause the Sheriff of the county or counties in which such officers and persons reside to serve a copy of such call upon each of the officers and persons. In those cases where the State Board of Elections is the designated electoral board, the Chairman of the SBE shall send the call to the objector and candidate whose certificate of nomination or nomination papers are objected to stating the day, hour, and place at which the SBE shall meet to hear the objection.

### ELECTORAL BOARD MEETING:

The meeting of the Electoral Board shall not be less than 3 nor more than 5 days after receipt of objector's petition by the chairman of Electoral Board.

### JUDICIAL REVIEW FILED:

Within 10 days after the decision of the Electoral Board, the candidate or objector aggrieved by the decision of the board may file a petition for Judicial Review with the Clerk of the Circuit Court. Court hearings are to be held within 30 days after filing of petition and the decision delivered promptly thereafter.

## ANSWERS TO COMMONLY ASKED QUESTIONS

### PETITIONS

#### Alteration of documents

**1. May a petition once filed be changed?**

No. A petition once filed may not be added to or altered.

#### Signing petitions

**1. Are abbreviations allowed on petitions?**

Standard abbreviations may be used in writing the resident's address, including the street number.

**2. May a voter who voted Republican in the last primary now sign a petition for a Democratic candidate?**

Yes, however, no one may sign petitions for more than one party.

**3. Can a voter sign an established party petition and a new party and/or independent petition?**

Once a voter signs an established party candidate's petition to be filed prior to the primary, he cannot sign another established party candidate's petition to be filed prior to the primary election. However, he can sign either an independent candidate's petition or a new party petition (but not both) to be filed prior to the General Election.

**4. Can a voter sign more than one candidate's petition for the same office within the same political party?**

Yes.

**5. What name should the voter use when signing a petition?**

The voter should sign the petition exactly as he is registered to vote. Example: The signature for James Smith should not appear on the petition as Jim Smith. However, signing with a nickname will not invalidate the signature, provided the voter can be identified.

**6. Are pencil signatures allowed?**

Yes, but it is advisable to use a pen with dark ink

**7. Can ditto marks be used on the petitions?**

We advise that ditto marks be avoided. The use of ditto marks could be challenged and the outcome of a challenge cannot be predicted. Also, writing over ditto marks should be avoided because it may appear that the petition is being altered. A circulator could, however, fill in any missing information except, of course, a voter's signature.

**8. Who can remove a name from a nomination petition?**

Only the circulator or the candidate on whose behalf the petition was circulated may strike the signature. (10 ILCS 5/7-10, 10-3) However, an individual can submit a written request with the SBE to have his/her name revoked before the petition is filed.

**CIRCULATOR -**

**1. May a candidate circulate his own petitions?**

Yes.

**2. When can the circulator start collecting signatures?**

No more than 90 days prior to the last day for filing the petitions.

**3. Can a petition page be circulated by more than one individual?**

No. Only the person who signs the page as circulator can circulate that page. By signing the page as a circulator, the circulator is attesting that all the signatures were signed in his/her presence.

**4. May a circulator sign as a voter on the petition he is circulating?**

Yes

**NOTARIZATION -**

**1. Must the notary put the date of his commission expiration on the document?**

The notary stamp indicates the date of commission expiration.

**2. Must the notary public live in the same county as the candidate?**

No.

**3. Must the notary reside in Illinois, and may the notary also be a signatory of the petition?**

No, under the provisions of the Uniform Recognition of Acknowledgements Act (765 ILCS 30/1 et seq.), notarial acts may be performed outside of Illinois for use in Illinois.

It has not been definitively determined whether a notary may also be a signatory to a petition. Some electoral boards and Circuit Courts have upheld petitions where the notary was also a signer of the petition, but the issue has not yet been decided by the Supreme Court or any Appellate Court in Illinois. A cautious candidate might wish to avoid using a petition signer as the notary so as to avoid the risk of having to defend against an objection on this issue.

**FILING PETITIONS -**

**1. May a candidate file in person or by mail?**

Petitions may be filed by mail or in person, either by the candidate or his/her representative.

**2. When are petitions open to the public?**

Upon their filing with the proper office (there will be some delay in availability after filing for staff to process the filing).

**3. Does a candidate have to file his or her own petition?**

No.

**4. May a candidate file his own petition and petitions for other candidates at the same time?**

Yes.

**5. When may petitions be mailed?**

There are no statutory requirements regarding a time element for mailing petitions; however, all petitions that are received in the office prior to the opening of the office on the first day of the filing period will be returned to the sender.

**6. May a petition contain the names of two or more candidates of the same established party?**

Yes, an established party may slate a candidate for each office to be filled within a district. Example - in a congressional district, several delegates are to be elected. Each candidate of the slate must individually file a Statement of Candidacy. Delegate and Alternate Delegate candidates must each file a Statement of Presidential Preference. The Statement of Candidacy and Statement of Presidential Preference for each candidate must be attached to the original slate petition.

**7. If you are first in line or your petition is in the first mail pickup or delivery of the day, will you be first on the ballot?**

Not necessarily. If petitions for two or more candidates are filed in person by people standing in line prior to the opening of the office and/or delivered in the first mail pickup or delivery, those petitions will be considered as filed simultaneously and the candidates will be involved in a lottery for ballot position. Candidates who have their petitions delivered by any delivery service other than the United States Postal Service do not qualify for the ballot position lottery.



## 2008 SIGNATURE REQUIREMENTS PRESIDENTIAL PREFERENCE

Democratic	Republican	Green	Independent	New Party
3,000 - 5,000	3,000 - 5,000	3,000 - 5,000	25,000	25,000

## 2008 SIGNATURE REQUIREMENTS DELEGATES AND ALTERNATE DELEGATES \*\*\*

District	Democratic *	Republican **
1	600	238
2	595	220
3	447	502
4	227	139
5	390	397
6	208	696
7	527	226
8	193	767
9	437	406
10	274	673
11	237	814
12	332	699
13	246	886
14	180	793
15	190	888
16	223	842
17	298	697
18	224	906
19	268	951

\* .5% of the total votes cast in the district for all Democratic Presidential candidates in the 2004 Primary Election or 1,000, whichever is less.

\*\* .5% of the qualified primary electors in the district at the 2004 General Election.

\*\*\* The Green Party does not elect Delegates or Alternate Delegates to its National Nominating Convention. For this reason, no information is provided with regard to Green Party candidates for those offices.

UNOFFICIAL\*

**2008 DISTRICT ALLOCATION FOR  
DELEGATES AND ALTERNATE DELEGATES \*\***

District	Democratic	Republican
1	8 Delegates, 1 Alternate	2 Delegates, 2 Alternates
2	8 Delegates, 1 Alternate	2 Delegates, 2 Alternates
3	6 Delegates, 1 Alternate	2 Delegates, 2 Alternates
4	4 Delegates, 1 Alternate	2 Delegates, 2 Alternates
5	6 Delegates, 1 Alternate	2 Delegates, 2 Alternates
6	4 Delegates, 1 Alternate	3 Delegates, 3 Alternates
7	8 Delegates, 1 Alternate	2 Delegates, 2 Alternates
8	4 Delegates, 1 Alternate	3 Delegates, 3 Alternates
9	6 Delegates, 1 Alternate	2 Delegates, 2 Alternates
10	5 Delegates, 1 Alternate	3 Delegates, 3 Alternates
11	5 Delegates, 1 Alternate	4 Delegates, 4 Alternates
12	5 Delegates, 1 Alternate	3 Delegates, 3 Alternates
13	5 Delegates, 1 Alternate	4 Delegates, 4 Alternates
14	4 Delegates, 1 Alternate	4 Delegates, 4 Alternates
15	4 Delegates, 1 Alternate	4 Delegates, 4 Alternates
16	4 Delegates, 1 Alternate	4 Delegates, 4 Alternates
17	5 Delegates, 1 Alternate	3 Delegates, 3 Alternates
18	4 Delegates, 1 Alternate	4 Delegates, 4 Alternates
19	5 Delegates, 1 Alternate	4 Delegates, 4 Alternates

Total Elected	100 Delegates, 19 Alternates	57 Delegates, 57 Alternates
Appointed by Party	85 Delegates, 7 Alternates	13 Delegates, 10 Alternates
TOTAL	185 Delegates, 26 Alternates	70 Delegates, 67 Alternates

**\* Under the provisions of 10 ILCS 5/7-14.1, the Secretary of State shall report to the State Board of Elections the number of delegates to which Illinois will be entitled from the call of the national convention of each party. The information listed above is based on information from the Illinois Delegate Selection Plan for the 2008 Democratic National Convention and from information received from the Republican National Committee. The information will remain UNOFFICIAL until the Secretary of State has received the call for both conventions.**

**\*\* The Green Party does not elect Delegates or Alternate Delegates to its National Nominating Convention. For this reason, no information is provided with regard to Green Party candidates for those offices.**

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