



Rep. Deborah Mell

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LRB097 06424 HLH 52276 a

1 AMENDMENT TO HOUSE BILL 3184

2 AMENDMENT NO. _____. Amend House Bill 3184 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing
5 Section 9-40 as follows:

6 (10 ILCS 5/9-40)

7 (This Section scheduled to be repealed on March 15, 2015)

8 Sec. 9-40. Campaign Finance Reform Task Force.

9 (a) There is hereby created the Campaign Finance Reform
10 Task Force. The purpose of the Task Force is to conduct a
11 thorough review of the implementation of campaign finance
12 reform legislation in the State of Illinois, and the
13 feasibility of implementing a mechanism of campaign finance
14 regulation that would subsidize political campaigns in
15 exchange for voluntary adherence to specified expenditure
16 limitations.

1 (b) The Task Force shall consist of 11 members, appointed
2 as follows: 2 each by the Speaker of the House of
3 Representatives, the Minority Leader of the House of
4 Representatives, the President of the Senate, and the Minority
5 Leader of the Senate; and 3 by the Governor, one of whom shall
6 serve as chairperson. Members shall be adults and residents of
7 Illinois. The individual (or his or her successor) who
8 appointed a member may remove that appointed member before the
9 expiration of his or her term on the Task Force for official
10 misconduct, incompetence, or neglect of duty. Members shall
11 serve without compensation, but may be reimbursed for expenses.
12 Appointments shall be made within 60 days after the effective
13 date of this amendatory Act of the 96th General Assembly.

14 (c) The Task Force shall conduct meetings and conduct a
15 public hearing before filing any report mandated by this
16 Section. At the public hearings, the Task Force shall allow
17 interested persons to present their views and comments. The
18 Task Force shall submit all reports required by this Section to
19 the Governor, the State Board of Elections, and the General
20 Assembly. In addition to the reports required by this Section,
21 the Task Force may provide, at its discretion, interim reports
22 and recommendations. The State Board of Elections shall provide
23 administrative support to the Task Force.

24 (d) The Task Force shall study the feasibility of
25 implementing a mechanism of campaign finance regulation that
26 would subsidize political campaigns in exchange for voluntary

1 adherence to specified expenditure limitations. In conducting
2 its study, the Task Force shall consider a system of public
3 financing by State government for the conduct and finance of
4 election campaigns for the following: (1) Representatives and
5 Senators in the General Assembly, (2) constitutional offices of
6 State government, and (3) judges. The Task Force may propose
7 financing campaigns through funding mechanisms including, but
8 not limited to, fines, voluntary contributions, surcharges on
9 lobbying activities, and a whistleblower fund. In determining a
10 plan for election to each office, the Task Force shall consider
11 the following factors:

12 (i) the amount of funds raised by past candidates for
13 that office;

14 (ii) the amount of funds expended by past candidates
15 for that office;

16 (iii) the disparity in the amount of funds raised by
17 candidates of different political parties;

18 (iv) the amount of funds expended by entities not
19 affiliated with a candidate;

20 (v) the amount of money contributed to or expended by a
21 committee of a political party to promote a candidate;

22 (vi) jurisprudence with relation to campaign finance
23 and public financing; and

24 (vii) such other factors, not confined to the
25 foregoing, that the Task Force determines to be related to
26 the public financing of elections in this State.

1 The Task Force shall also study the feasibility of creating
2 public financing within the statutory system of limits, or if
3 the system of limits should be changed to facilitate a system
4 of public financing and the need for a process to protect
5 candidates who receive public financing against candidates who
6 do not opt to participate in public financing or who
7 self-finance.

8 The Task Force shall submit the report required by this
9 subsection no later than December 31, 2011. The Task Force may
10 provide, at its discretion, interim reports and
11 recommendations before that date.

12 (e) The Task Force shall examine and make recommendations
13 related to the provisions of this amendatory Act of the 96th
14 General Assembly in Section 9-8.5 (c-5) and (c-10) limiting
15 contributions to a political party committee from a candidate
16 political committee or political party committee. The Task
17 Force shall submit a report with recommendations required by
18 this subsection no later than September 30, 2012. The Task
19 Force may provide, at its discretion, interim reports and
20 recommendations before that date.

21 (f) The Task Force shall review the implementation of this
22 amendatory Act of the 96th General Assembly and any additional
23 campaign finance reform legislation considered by the General
24 Assembly. The Task Force shall examine each provision of this
25 amendatory Act of the 96th General Assembly and make
26 recommendations for changes, deletions, or improvements. In

1 conducting its review of campaign finance reform
2 implementation, the Task Force shall also consider and address
3 a variety of empirical measures, case studies, and comparative
4 analyses, including, but not limited to the following:

5 (i) campaign finance legislation in other states as
6 well as the federal system of campaign finance regulation;

7 (ii) the impact of contribution limits in Illinois,
8 including the impact on contributions from individuals,
9 corporations, associations, and labor organizations;

10 (iii) the impact of contribution limits on independent
11 expenditures in Illinois;

12 (iv) the effectiveness, reliability, and cost of
13 various enforcement mechanisms;

14 (v) the best practices in mandating timely disclosure
15 of the origin of campaign contributions; and

16 (vi) the best way to require and conduct random audits
17 and audits for cause.

18 The Task Force shall also submit a report detailing the
19 following: (i) the effectiveness of enforcement mechanisms,
20 (ii) whether the disclosure requirements and the definition of
21 "receipt" result in accurate reporting; (iii) issues related to
22 audits, (iv) the effect of using the same election cycle for
23 all members of the General Assembly, and (v) the impact of
24 Section 9-8.5(h).

25 The Task Force shall submit reports required by this
26 subsection no later than March 1, 2013 and March 1, 2015.

1 (f-5) No later than January 1, 2012, the Task Force shall
2 make recommendations to the State Board of Elections for the
3 development and implementation of a campaign finance training
4 program to be offered to all candidates for State or local
5 election. The program shall be developed by the Board in
6 cooperation and consultation with the Task Force and non-profit
7 entities that promote ethical and legal conduct in elections
8 and government.

9 (g) The Task Force shall submit a final report by March 10,
10 2015. The Task Force is abolished and this Section is repealed
11 on March 15, 2015.

12 (Source: P.A. 96-832, eff. 7-1-10.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law."