

# SB2251



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

SB2251

Introduced 10/25/2017, by Sen. Ira I. Silverstein

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/9-9.5

Amends the Election Code. Provides that the disclosure requirements for political communications shall also apply to any political committee, organized under the Code, making a political communication utilizing any social media platform.

LRB100 15349 RJF 30321 b

A BILL FOR

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 9-9.5 as follows:

6 (10 ILCS 5/9-9.5)

7 Sec. 9-9.5. Disclosures in political communications.

8 (a) Any political committee, organized under the Election  
9 Code, that makes an expenditure for a pamphlet, circular,  
10 handbill, Internet or telephone communication, radio,  
11 television, or print advertisement, or other communication,  
12 including, but not limited to, utilizing any social media  
13 platform, directed at voters and mentioning the name of a  
14 candidate in the next upcoming election shall ensure that the  
15 name of the political committee paying for any part of the  
16 communication, including, but not limited to, its preparation  
17 and distribution, is identified clearly within the  
18 communication as the payor. This subsection does not apply to  
19 items that are too small to contain the required disclosure.  
20 This subsection does not apply to an expenditure for the  
21 preparation, distribution, or publication of any communication  
22 directed at constituents of a member of the General Assembly if  
23 the expenditure is made by a political committee in accordance

1 with subsection (c) of Section 9-8.10. Nothing in this  
2 subsection shall require disclosure on any telephone  
3 communication using random sampling or other scientific survey  
4 methods to gauge public opinion for or against any candidate or  
5 question of public policy.

6 Whenever any vendor or other person provides any of the  
7 services listed in this subsection, other than any telephone  
8 communication using random sampling or other scientific survey  
9 methods to gauge public opinion for or against any candidate or  
10 question of public policy, the vendor or person shall keep and  
11 maintain records showing the name and address of the person who  
12 purchased or requested the services and the amount paid for the  
13 services. The records required by this subsection shall be kept  
14 for a period of one year after the date upon which payment was  
15 received for the services.

16 (b) Any political committee, organized under this Code,  
17 that makes an expenditure for a pamphlet, circular, handbill,  
18 Internet or telephone communication, radio, television, or  
19 print advertisement, or other communication, including, but  
20 not limited to, utilizing any social media platform, directed  
21 at voters and (i) mentioning the name of a candidate in the  
22 next upcoming election, without that candidate's permission,  
23 or (ii) advocating for or against a public policy position  
24 shall ensure that the name of the political committee paying  
25 for any part of the communication, including, but not limited  
26 to, its preparation and distribution, is identified clearly

1 within the communication. Nothing in this subsection shall  
2 require disclosure on any telephone communication using random  
3 sampling or other scientific survey methods to gauge public  
4 opinion for or against any candidate or question of public  
5 policy.

6 (c) A political committee organized under this Code shall  
7 not make an expenditure for any unsolicited telephone call to  
8 the line of a residential telephone customer in this State  
9 using any method to block or otherwise circumvent that  
10 customer's use of a caller identification service.

11 (Source: P.A. 98-115, eff. 7-29-13; 98-691, eff. 7-1-14.)