



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB4264

Introduced 12/16/2005, by Rep. Sidney H. Mathias

SYNOPSIS AS INTRODUCED:

10 ILCS 5/9-7.5	
10 ILCS 5/9-11	from Ch. 46, par. 9-11
10 ILCS 5/9-12	from Ch. 46, par. 9-12
10 ILCS 5/9-13	from Ch. 46, par. 9-13
10 ILCS 5/9-14	from Ch. 46, par. 9-14

Amends the Election Code. Requires that political committees report all campaign contributions, expenditures, and transfers (now, those in excess of \$150). Requires that nonprofit organizations disclose the name and address of each donor to the nonprofit organization during the reporting period.

LRB094 15566 JAM 50765 b

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
5 Sections 9-7.5, 9-11, 9-12, 9-13, and 9-14 as follows:

6 (10 ILCS 5/9-7.5)

7 Sec. 9-7.5. Nonprofit organization registration and
8 disclosure.

9 (a) Each nonprofit organization, except for a labor union,
10 that accepts contributions, makes contributions, or makes
11 expenditures during any 12-month period in an aggregate amount
12 exceeding \$5,000 (I) on behalf of or in opposition to public
13 officials, candidates for public office, or a question of
14 public policy or (II) for electioneering communications shall
15 register with the State Board of Elections. The Board by rule
16 shall prescribe the registration procedure and form. The
17 registration form shall require the following information:

18 (1) The registrant's name, address, and purpose.

19 (2) The name, address, and position of each custodian
20 of the registrant's financial books, accounts, and
21 records.

22 (3) The name, address, and position of each of the
23 registrant's principal officers.

24 (b) Each nonprofit organization required to register under
25 subsection (a) shall file contribution and expenditure reports
26 with the Board. The Board by rule shall prescribe the form,
27 which shall require the following information:

28 (1) The organization's name, address, and purpose.

29 (2) The amount of funds on hand at the beginning of the
30 reporting period.

31 (3) The full name and address of each person who has
32 made one or more contributions to or for the organization

1 within the reporting period in an aggregate amount or value
2 in excess of \$150, together with the amount and date of the
3 contributions, and if a contributor is an individual who
4 contributed more than \$500, the occupation and employer of
5 the contributor or, if the occupation and employer of the
6 contributor are unknown, a statement that the organization
7 has made a good faith effort to ascertain this information.

8 (4) The total sum of individual contributions made to
9 or for the organization during the reporting period and not
10 reported in item (3).

11 (5) The name and address of each organization and
12 political committee from which the reporting organization
13 received, or to which that organization made, any transfer
14 of funds in an aggregate amount or value in excess of \$150,
15 together with the amounts and dates of the transfers.

16 (6) The total sum of transfers made to or from the
17 organization during the reporting period and not reported
18 in item (5).

19 (7) Each loan to or from any person within the
20 reporting period by or to the organization in an aggregate
21 amount or value in excess of \$150, together with the full
22 names and mailing addresses of the lender and endorsers, if
23 any, and the date and amount of the loans, and if a lender
24 or endorser is an individual who loaned or endorsed a loan
25 of more than \$500, the occupation and employer of the
26 individual or, if the occupation and employer of the
27 individual are unknown, a statement that the organization
28 has made a good faith effort to ascertain this information.

29 (8) The total amount of proceeds received by the
30 organization from (i) the sale of tickets for each dinner,
31 luncheon, cocktail party, rally, and other fundraising
32 event, (ii) mass collections made at those events, and
33 (iii) sales of items such as buttons, badges, flags,
34 emblems, hats, banners, literature, and similar materials.

35 (9) Each contribution, rebate, refund, or other
36 receipt in excess of \$150 received by the organization not

1 otherwise listed under items (3) through (8), and if a
2 contributor is an individual who contributed more than
3 \$500, the occupation and employer of the contributor or, if
4 the occupation and employer of the contributor are unknown,
5 a statement that the organization has made a good faith
6 effort to ascertain this information.

7 (10) The total sum of all receipts by or for the
8 organization during the reporting period.

9 (11) The full name and mailing address of each person
10 to whom expenditures have been made by the organization
11 within the reporting period in an aggregate amount or value
12 in excess of \$150, the amount, date, and purpose of each
13 expenditure, and the question of public policy on behalf of
14 which the expenditure was made.

15 (12) The full name and mailing address of each person
16 to whom an expenditure for personal services, salaries, and
17 reimbursed expenses in excess of \$150 has been made and
18 which is not otherwise reported, including the amount,
19 date, and purpose of the expenditure.

20 (13) The total sum of expenditures made by the
21 organization during the reporting period.

22 (14) The full name and mailing address of each person
23 to whom the organization owes debts or obligations in
24 excess of \$150 and the amount of the debts or obligations.
25 The State Board by rule shall define a "good faith effort".

26 (15) The full name and mailing address of each person
27 who has made one or more donations of any amount or value
28 during the reporting period not reported under any other
29 item of this subsection.

30 (c) The reports required under subsection (b) shall be
31 filed at the same times and for the same reporting periods as
32 reports of campaign contributions and semi-annual reports of
33 campaign contributions and expenditures required by this
34 Article of political committees. The reports required under
35 subsection (b) shall be available for public inspection and
36 copying in the same manner as reports filed by political

1 committees. The Board may charge a fee that covers the costs of
2 copying and distribution, if any.

3 (d) An organization required to file reports under
4 subsection (b) shall include a statement on all literature and
5 advertisements soliciting funds stating the following:

6 "A copy of our report filed with the State Board of
7 Elections is (or will be) available for purchase from the State
8 Board of Elections, Springfield, Illinois".

9 (Source: P.A. 94-645, eff. 8-22-05.)

10 (10 ILCS 5/9-11) (from Ch. 46, par. 9-11)

11 Sec. 9-11. Each report of campaign contributions under
12 Section 9-10 shall disclose-

13 (1) the name and address of the political committee;

14 (2) (Blank);

15 (3) the amount of funds on hand at the beginning of the
16 reporting period;

17 (4) the full name and mailing address of each person who
18 has made one or more contributions to or for such committee
19 within the reporting period ~~in an aggregate amount or value in~~
20 ~~excess of \$150~~, together with the amount and date of such
21 contributions, and if a contributor is an individual who
22 contributed more than \$500, the occupation and employer of the
23 contributor or, if the occupation and employer of the
24 contributor are unknown, a statement that the committee has
25 made a good faith effort to ascertain this information;

26 (5) (Blank) ~~the total sum of individual contributions made~~
27 ~~to or for such committee during the reporting period and not~~
28 ~~reported under item (4);~~

29 (6) the name and address of each political committee from
30 which the reporting committee received, or to which that
31 committee made, any transfer of funds, ~~in any aggregate amount~~
32 ~~or value in excess of \$150~~, together with the amounts and dates
33 of all transfers;

34 (7) (Blank) ~~the total sum of transfers made to or from such~~
35 ~~committee during the reporting period and not reported under~~

1 ~~item (6);~~

2 (8) each loan to or from any person within the reporting
3 period by or to such committee ~~in an aggregate amount or value~~
4 ~~in excess of \$150~~, together with the full names and mailing
5 addresses of the lender and endorsers, if any, and the date and
6 amount of such loans, and if a lender or endorser is an
7 individual who loaned or endorsed a loan of more than \$500, the
8 occupation and employer of that individual, or if the
9 occupation and employer of the individual are unknown, a
10 statement that the committee has made a good faith effort to
11 ascertain this information;

12 (9) the total amount of proceeds received by such committee
13 from (a) the sale of tickets for each dinner, luncheon,
14 cocktail party, rally, and other fund-raising events; (b) mass
15 collections made at such events; and (c) sales of items such as
16 political campaign pins, buttons, badges, flags, emblems,
17 hats, banners, literature, and similar materials;

18 (10) each contribution, rebate, refund, or other receipt ~~in~~
19 ~~excess of \$150~~ received by such committee not otherwise listed
20 under items (4) through (9), and if a contributor is an
21 individual who contributed more than \$500, the occupation and
22 employer of the contributor or, if the occupation and employer
23 of the contributor are unknown, a statement that the committee
24 has made a good faith effort to ascertain this information;

25 (11) the total sum of all receipts by or for such committee
26 or candidate during the reporting period.

27 The Board shall by rule define a "good faith effort".

28 The reports of campaign contributions filed under this
29 Article shall be cumulative during the reporting period to
30 which they relate.

31 (Source: P.A. 90-495, eff. 1-1-98; 90-737, eff. 1-1-99.)

32 (10 ILCS 5/9-12) (from Ch. 46, par. 9-12)

33 Sec. 9-12. Each report of campaign contributions required
34 by Section 9-10 of this Article to be filed with the Board or
35 the Board and the county clerk shall be verified, dated, and

1 signed by either the treasurer of the political committee
2 making the report or the candidate on whose behalf the report
3 is made, and shall contain substantially the following:

4 REPORT OF CAMPAIGN CONTRIBUTIONS

5 (1) name and address of the political committee:

6

7 (2) the date of the beginning of the reporting period, and the
8 amount of funds on hand at the beginning of the reporting
9 period:

10

11 (3) the full name and mailing address of each person who has
12 made one or more contributions to or for the committee within
13 the reporting period ~~in an aggregate amount or value in excess~~
14 ~~of \$150,~~ together with the amount and date of such
15 contributions, and if a contributor is an individual who
16 contributed more than \$500, the occupation and employer of each
17 contributor or, if the occupation and employer of the
18 contributor are unknown, a statement that the committee has
19 made a good faith effort to ascertain this information:

20 name address amount date occupation employer

21

22

23

24

25

26 (4) (Blank) ~~the total sum of individual contributions made to~~
27 ~~or for the committee during the reporting period and not~~
28 ~~reported under item (3)~~

29

30 (5) the name and address of each political committee from which
31 the reporting committee received, or to which that committee
32 made, any transfer of funds, ~~in an aggregate amount or value in~~
33 ~~excess of \$150,~~ together with the amounts and dates of all
34 transfers:

35 name address amount date

36

1
 2

3 (6) (Blank) ~~the total sum of transfers made to or from such~~
 4 ~~committee during the reporting period and not under item (5):~~

5

6 (7) each loan to or from any person within the reporting period
 7 by or to the committee ~~in an aggregate amount or value in~~
 8 ~~excess of \$150~~, together with the full names and mailing
 9 addresses of the lender and endorsers, if any, and the date and
 10 amount of such loans, and if a lender or endorser is an
 11 individual who loaned or endorsed a loan of more than \$500, the
 12 occupation and employer of each person making the loan, or if
 13 the occupation and employer of the individual are unknown, a
 14 statement that the committee has made a good faith effort to
 15 ascertain this information:

16 (8) the total amount of proceeds received by the committee from
 17 (a) the sale of tickets for each dinner, luncheon, cocktail
 18 party, rally, and other fund-raising events; (b) mass
 19 collections made at such events; and (c) sales of items such as
 20 political campaign pins, buttons, badges, flags, emblems, hats,
 21 banners, literature, and similar materials:

22 (a)

23 (b)

24 (c)

25 (9) each contribution, rebate, refund, or other receipt ~~in~~
 26 ~~excess of \$150~~ received by the committee not otherwise listed
 27 under items (3) through (8), and if the contributor is an
 28 individual who contributed more than \$500, the occupation and
 29 employer of each contributor or, if the occupation and employer
 30 of the contributor are unknown, a statement that the committee
 31 has made a good faith effort to ascertain this information:

32 name address amount date occupation employer

33

34

35 (10) the total sum of all receipts by or for the committee
 36 during the reporting period:

1
2

3 VERIFICATION:

4 "I declare that this report of campaign contributions
5 (including any accompanying schedules and statements) has been
6 examined by me and to the best of my knowledge and belief is a
7 true, correct and complete report as required by Article 9 of
8 The Election Code. I understand that willfully filing a false
9 or incomplete statement is a business offense subject to a fine
10 of up to \$5,000."

11
12 (date of filing) (signature of person making the report)
(Source: P.A. 90-495, eff. 1-1-98; 90-737, eff. 1-1-99.)

13 (10 ILCS 5/9-13) (from Ch. 46, par. 9-13)

14 Sec. 9-13. Each semi-annual report of campaign
15 contributions and expenditures under Section 9-10 shall
16 disclose-

17 (1) the name and address of the political committee;

18 (2) (Blank);

19 (3) the amount of funds on hand at the beginning of the
20 reporting period;

21 (4) the full name and mailing address of each person who
22 has made one or more contributions to or for such committee
23 within the reporting period ~~in an aggregate amount or value in~~
24 ~~excess of \$150~~, together with the amount and date of such
25 contributions, and if the contributor is an individual who
26 contributed more than \$500, the occupation and employer of the
27 contributor or, if the occupation and employer of the
28 contributor are unknown, a statement that the committee has
29 made a good faith effort to ascertain this information;

30 (5) (Blank) ~~the total sum of individual contributions made~~
31 ~~to or for such committee during the reporting period and not~~
32 ~~reported under item (4);~~

33 (6) the name and address of each political committee from
34 which the reporting committee received, or to which that
35 committee made, any transfer of funds, ~~in the aggregate amount~~

1 ~~or value in excess of \$150,~~ together with the amounts and dates
2 of all transfers;

3 (7) (Blank) ~~the total sum of transfers made to or from such~~
4 ~~committee during the reporting period and not reported under~~
5 ~~item (6);~~

6 (8) each loan to or from any person within the reporting
7 period by or to such committee ~~in an aggregate amount or value~~
8 ~~in excess of \$150,~~ together with the full names and mailing
9 addresses of the lender and endorsers, if any, and the date and
10 amount of such loans, and if a lender or endorser is an
11 individual who loaned or endorsed a loan of more than \$500, the
12 occupation and employer of that individual, or if the
13 occupation and employer of the individual are unknown, a
14 statement that the committee has made a good faith effort to
15 ascertain this information;

16 (9) the total amount of proceeds received by such committee
17 from (a) the sale of tickets for each dinner, luncheon,
18 cocktail party, rally, and other fund-raising events; (b) mass
19 collections made at such events; and (c) sales of items such as
20 political campaign pins, buttons, badges, flags, emblems,
21 hats, banners, literature, and similar materials;

22 (10) each contribution, rebate, refund, or other receipt ~~in~~
23 ~~excess of \$150~~ received by such committee not otherwise listed
24 under items (4) through (9), and if the contributor is an
25 individual who contributed more than \$500, the occupation and
26 employer of the contributor or, if the occupation and employer
27 of the contributor are unknown, a statement that the committee
28 has made a good faith effort to ascertain this information;

29 (11) the total sum of all receipts by or for such committee
30 or candidate during the reporting period;

31 (12) the full name and mailing address of each person to
32 whom expenditures have been made by such committee or candidate
33 within the reporting period ~~in an aggregate amount or value in~~
34 ~~excess of \$150,~~ the amount, date, and purpose of each such
35 expenditure and the question of public policy or the name and
36 address of, and office sought by, each candidate on whose

1 behalf such expenditure was made;

2 (13) the full name and mailing address of each person to
3 whom an expenditure for personal services, salaries, and
4 reimbursed expenses ~~in excess of \$150~~ has been made, and which
5 is not otherwise reported, including the amount, date, and
6 purpose of such expenditure;

7 (14) the total sum of expenditures made by such committee
8 during the reporting period;

9 (15) the full name and mailing address of each person to
10 whom the committee owes debts or obligations ~~in excess of \$150,~~
11 and the amount of such debts or obligations.

12 The Board shall by rule define a "good faith effort".
13 (Source: P.A. 90-495, eff. 1-1-98; 90-737, eff. 1-1-99.)

14 (10 ILCS 5/9-14) (from Ch. 46, par. 9-14)

15 Sec. 9-14. Each semi-annual report of campaign
16 contributions and expenditures required by Section 9-10 of this
17 Article to be filed with the Board or the Board and the county
18 clerk shall be verified, dated, and signed by either the
19 treasurer of the political committee making the report or the
20 candidate on whose behalf the report is made, and shall contain
21 substantially the following:

22 SEMI-ANNUAL REPORT OF CAMPAIGN
23 CONTRIBUTIONS AND EXPENDITURES

24 (1) name and address of the political committee:
25
26 (2) the date of the beginning of the reporting period, and the
27 amount of funds on hand at the beginning of the reporting
28 period;

29
30 (3) the full name and mailing address of each person who has
31 made one or more contributions to or for the committee within
32 the reporting period ~~in an aggregate amount or value in excess~~
33 ~~of \$150,~~ together with the amount and date of such
34 contributions, and if a contributor is an individual who
35 contributed more than \$500, the occupation and employer of each

1 contributor or, if the occupation and employer of the
2 contributor are unknown, a statement that the committee has
3 made a good faith effort to ascertain this information:

4	name	address	amount	date	occupation	employer
5
6
7
8
9

10 (4) (Blank) ~~the total sum of individual contributions made to~~
11 ~~or for the committee during the reporting period and not~~
12 ~~reported under item (3):~~

13

14 (5) the name and address of each political committee from which
15 the reporting committee received, or to which that committee
16 made, any transfer of funds, ~~in an aggregate amount or value in~~
17 ~~excess of \$150,~~ together with the amounts and dates of all
18 transfers:

19	name	address	amount	date
20
21
22

23 (6) (Blank) ~~the total sum of transfers made to or from such~~
24 ~~committee during the reporting period and not reported under~~
25 ~~item (5);~~

26 (7) each loan to or from any person within the reporting period
27 by or to the committee ~~in an aggregate amount or value in~~
28 ~~excess of \$150,~~ together with the full names and mailing
29 addresses of the lender and endorsers, if any, and the date and
30 amount of such loans, and if a lender or endorser is an
31 individual who loaned or endorsed a loan of more than \$500, the
32 occupation and employer of each person making the loan, or if
33 the occupation and employer of the individual are unknown, a
34 statement that the committee has made a good faith effort to
35 ascertain this information:

36	name	address	amount	date	endorsers	occupation	employer
----	------	---------	--------	------	-----------	------------	----------

1
 2
 3

4 (12) the full name and mailing address of each person to whom
 5 an expenditure for personal services, salaries, and reimbursed
 6 expenses ~~in excess of \$150~~ has been made, and which is not
 7 otherwise reported, including the amount, date, and purpose of
 8 such expenditure:

9	name	address	amount	date	purpose
10
11
12

13 (13) the total sum of expenditures made by the committee during
 14 the reporting period;

15

16 (14) the full name and mailing address of each person to whom
 17 the committee owes debts or obligations ~~in excess of \$150~~, and
 18 the amount of such debts or obligations:

19
 20

21 VERIFICATION:

22 "I declare that this semi-annual report of campaign
 23 contributions and expenditures (including any accompanying
 24 schedules and statements) has been examined by me and to the
 25 best of my knowledge and belief is a true, correct and complete
 26 report as required by Article 9 of The Election Code. I
 27 understand that willfully filing a false or incomplete report
 28 is a business offense subject to a fine of up to \$5,000."

29

30 (date of filing) (signature of person making the report)

31 (Source: P.A. 90-495, eff. 1-1-98; 90-737, eff. 1-1-99.)