



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
SB0153

Introduced 2/2/2005, by Sen. David Luechtefeld - Frank C. Watson

SYNOPSIS AS INTRODUCED:

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. In campaign contribution disclosure reports filed on or after July 1, 2005, requires that a judicial candidate's political committee disclose which contributors, if any, or a contributor's employer appeared in an action before the judge as a party or the attorney of a party. Effective immediately.

LRB094 05136 JAM 35176 b

1 AN ACT concerning campaign finance.

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 9-11, 9-12, 9-13, and 9-14 as follows:

6 (10 ILCS 5/9-11) (from Ch. 46, par. 9-11)

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

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

10 (2) (Blank);

11 (3) the amount of funds on hand at the beginning of the
12 reporting period;

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

22 (5) the total sum of individual contributions made to or
23 for such committee during the reporting period and not reported
24 under item (4);

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

30 (7) the total sum of transfers made to or from such
31 committee during the reporting period and not reported under
32 item (6);

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

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

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

24 (11) the total sum of all receipts by or for such committee
25 or candidate during the reporting period; ~~and~~

26 (12) if the report is filed by the political committee of a
27 candidate for the office of Supreme, Appellate, or Circuit
28 Court judge, the full name and mailing address of any person or
29 entity who made a contribution of any amount during the
30 reporting period and who has ever appeared in a judicial action
31 before the candidate as a party or the attorney of a party or
32 whose employer has ever appeared in a judicial action before
33 the candidate as a party or the attorney of a party, the name
34 and mailing address of that employer, if any, and the amount of
35 the contribution or aggregate contributions. This item, if
36 applicable, shall be included in reports filed on or after July

1 1, 2005.

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

3 The reports of campaign contributions filed under this
4 Article shall be cumulative during the reporting period to
5 which they relate.

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

7 (10 ILCS 5/9-12) (from Ch. 46, par. 9-12)

8 Sec. 9-12. Each report of campaign contributions required
9 by Section 9-10 of this Article to be filed with the Board or
10 the Board and the county clerk shall be verified, dated, and
11 signed by either the treasurer of the political committee
12 making the report or the candidate on whose behalf the report
13 is made, and shall contain substantially the following:

14 REPORT OF CAMPAIGN CONTRIBUTIONS

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

16

17 (2) the date of the beginning of the reporting period, and the
18 amount of funds on hand at the beginning of the reporting
19 period:

20

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

1 (4) the total sum of individual contributions made to or for
2 the committee during the reporting period and not reported
3 under item (3) -

4

5 (5) the name and address of each political committee from which
6 the reporting committee received, or to which that committee
7 made, any transfer of funds, in an aggregate amount or value in
8 excess of \$150, together with the amounts and dates of all
9 transfers:

10	name	address	amount	date
11
12
13

14 (6) the total sum of transfers made to or from such committee
15 during the reporting period and not under item (5):

16

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

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

33 (a)

34 (b)

35 (c)

36 (9) each contribution, rebate, refund, or other receipt in

1 excess of \$150 received by the committee not otherwise listed
 2 under items (3) through (8), and if the contributor is an
 3 individual who contributed more than \$500, the occupation and
 4 employer of each contributor or, if the occupation and employer
 5 of the contributor are unknown, a statement that the committee
 6 has made a good faith effort to ascertain this information:

7	name	address	amount	date	occupation	employer
8	....	.....	.....	....	.....	.....
9	....	.....	.....	....	.....	.....

10 (9.5) if the report is filed by the political committee of a
 11 candidate for the office of Supreme, Appellate, or Circuit
 12 Court judge, the full name and mailing address of any person or
 13 entity who made a contribution of any amount during the
 14 reporting period who has ever appeared in a judicial action
 15 before the candidate as a party or the attorney of a party or
 16 whose employer has ever appeared in a judicial action before
 17 the candidate as a party or the attorney of a party, the name
 18 and mailing address of that employer, if any, and the amount of
 19 the contribution or aggregate contributions:

20	<u>contributor</u>	<u>address</u>	<u>employer</u>	<u>employer's 'address</u>	<u>amount</u>
21	<u>.....</u>	<u>.....</u>	<u>.....</u>	<u>.....</u>	<u>.....</u>
22	<u>.....</u>	<u>.....</u>	<u>.....</u>	<u>.....</u>	<u>.....</u>
23	<u>.....</u>	<u>.....</u>	<u>.....</u>	<u>.....</u>	<u>.....</u>

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

26

27 VERIFICATION:

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

35

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

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

2 (10 ILCS 5/9-13) (from Ch. 46, par. 9-13)

3 Sec. 9-13. Each semi-annual report of campaign
4 contributions and expenditures under Section 9-10 shall
5 disclose-

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

7 (2) (Blank);

8 (3) the amount of funds on hand at the beginning of the
9 reporting period;

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

19 (5) the total sum of individual contributions made to or
20 for such committee during the reporting period and not reported
21 under item (4);

22 (6) the name and address of each political committee from
23 which the reporting committee received, or to which that
24 committee made, any transfer of funds, in the aggregate amount
25 or value in excess of \$150, together with the amounts and dates
26 of all transfers;

27 (7) the total sum of transfers made to or from such
28 committee during the reporting period and not reported under
29 item (6);

30 (8) each loan to or from any person within the reporting
31 period by or to such committee in an aggregate amount or value
32 in excess of \$150, together with the full names and mailing
33 addresses of the lender and endorsers, if any, and the date and
34 amount of such loans, and if a lender or endorser is an
35 individual who loaned or endorsed a loan of more than \$500, the

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

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

11 (9.5) if the report is filed by the political committee of
12 a candidate for the office of Supreme, Appellate, or Circuit
13 Court judge, the full name and mailing address of any person or
14 entity who made a contribution of any amount during the
15 reporting period who has ever appeared in a judicial action
16 before the candidate as a party or the attorney of a party or
17 whose employer has ever appeared in a judicial action before
18 the candidate as a party or the attorney of a party, the name
19 and mailing address of that employer, if any, and the amount of
20 the contribution or aggregate contributions. This item, if
21 applicable, shall be included in reports filed on or after July
22 1, 2005.

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

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

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

1 address of, and office sought by, each candidate on whose
2 behalf such expenditure was made;

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

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

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

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

15 (10 ILCS 5/9-14) (from Ch. 46, par. 9-14)

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

23 SEMI-ANNUAL REPORT OF CAMPAIGN
24 CONTRIBUTIONS AND EXPENDITURES

25 (1) name and address of the political committee:
26

27 (2) the date of the beginning of the reporting period, and the
28 amount of funds on hand at the beginning of the reporting
29 period;
30

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

1 contributed more than \$500, the occupation and employer of each
 2 contributor or, if the occupation and employer of the
 3 contributor are unknown, a statement that the committee has
 4 made a good faith effort to ascertain this information:

5	name	address	amount	date	occupation	employer
6
7
8
9
10

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

14

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

20	name	address	amount	date
21
22
23

24 (6) the total sum of transfers made to or from such committee
 25 during the reporting period and not reported under 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

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

- (a)
- (b)
- (c)

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

name	address	amount	date	endorsers	occupation	employer
.....
.....
.....

(9.5) if the report is filed by the political committee of a
 candidate for the office of Supreme, Appellate, or Circuit
 Court judge, the full name and mailing address of any person or
 entity who made a contribution of any amount during the
 reporting period who has ever appeared in a judicial action
 before the candidate as a party or the attorney of a party or
 whose employer has ever appeared in a judicial action before
 the candidate as a party or the attorney of a party, the name
 and mailing address of that employer, if any, and the amount of
 the contribution or aggregate contributions:

<u>contributor</u>	<u>address</u>	<u>employer</u>	<u>employer's 'address</u>	<u>amount</u>
<u>.....</u>	<u>.....</u>	<u>.....</u>	<u>.....</u>	<u>.....</u>
<u>.....</u>	<u>.....</u>	<u>.....</u>	<u>.....</u>	<u>.....</u>

1
 2 (10) the total sum of all receipts by or for the committee
 3 during the reporting period:

4
 5 (11) the full name and mailing address of each person to whom
 6 expenditures have been made by the committee within the
 7 reporting period in an aggregate amount or value in excess of
 8 \$150, the amount, date, and purpose of each such expenditure,
 9 and the question of public policy or the name and address of,
 10 and office sought by, each candidate on whose behalf the
 11 expenditure was made:

12	name	address	amount	date	purpose	beneficiary
13
14
15
16
17

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

23	name	address	amount	date	purpose
24
25
26

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

29
 30 (14) the full name and mailing address of each person to whom
 31 the committee owes debts or obligations in excess of \$150, and
 32 the amount of such debts or obligations:

33
 34

35 VERIFICATION:

36 "I declare that this semi-annual report of campaign

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

7

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

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

10 Section 99. Effective date. This Act takes effect upon
 11 becoming law.