

**SB0662**



**95TH GENERAL ASSEMBLY**

**State of Illinois**

**2007 and 2008**

**SB0662**

Introduced 2/8/2007, by Sen. Terry Link

**SYNOPSIS AS INTRODUCED:**

10 ILCS 5/9-9.5

Amends the Election Code. With respect to the requirement that a political committee ensure that it is clearly identified in any communication aimed at voters for which it pays any part, imposes the requirement when the communication mentions the name of a candidate in an upcoming election without the candidate's permission or advocates for or against a public policy question (now, when the communication mentions the name and advocates for or against the question).

LRB095 10645 JAM 30872 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 directed at voters and mentioning the name of a candidate in  
13 the next upcoming election shall ensure that the name of the  
14 political committee paying for any part of the communication,  
15 including, but not limited to, its preparation and  
16 distribution, is identified clearly within the communication  
17 as the payor. This subsection does not apply to items that are  
18 too small to contain the required disclosure. Nothing in this  
19 subsection shall require disclosure on any telephone  
20 communication using random sampling or other scientific survey  
21 methods to gauge public opinion for or against any candidate or  
22 question of public policy.

23 Whenever any vendor or other person provides any of the

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

10 (b) Any political committee, organized under this Code,  
11 that makes an expenditure for a pamphlet, circular, handbill,  
12 Internet or telephone communication, radio, television, or  
13 print advertisement, or other communication directed at voters  
14 and (i) mentioning the name of a candidate in the next upcoming  
15 election, without that candidate's permission, or ~~and~~ (ii)  
16 advocating for or against a public policy position shall ensure  
17 that the name of the political committee paying for any part of  
18 the communication, including, but not limited to, its  
19 preparation and distribution, is identified clearly within the  
20 communication. Nothing in this subsection shall require  
21 disclosure on any telephone communication using random  
22 sampling or other scientific survey methods to gauge public  
23 opinion for or against any candidate or question of public  
24 policy.

25 (c) A political committee organized under this Code shall  
26 not make an expenditure for any unsolicited telephone call to

1 the line of a residential telephone customer in this State  
2 using any method to block or otherwise circumvent that  
3 customer's use of a caller identification service.

4 (Source: P.A. 93-615, eff. 11-19-03; 93-847, eff. 7-30-04;  
5 94-645, eff. 8-22-05; 94-1000, eff. 7-3-06.)