



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB0278

Introduced 01/28/11, by Rep. William Cunningham

SYNOPSIS AS INTRODUCED:

- 10 ILCS 5/Art. 9A heading new
- 10 ILCS 5/9A-1 new
- 10 ILCS 5/9A-5 new
- 10 ILCS 5/9A-10 new

Amends the Election Code. Requires each candidate for an executive constitutional office to file with the State Board of Elections, not later than 90 days before the general election at which he or she is seeking election to or retention in the office of Governor, Lieutenant Governor, Attorney General, Secretary of State, Comptroller, or Treasurer, a copy of his or her State and federal tax returns for the 5 taxable years immediately preceding the date of that election. Requires the Board to make the disclosed returns available to the public for inspection and copying. Authorizes the Board, at the direction of the candidate, to redact personal identifying information. Prohibits the name of any candidate for an executive constitutional office who has not made all of these required disclosures from appearing upon the ballot for the general election for which he or she failed to make those disclosures. Defines "Board" and "candidate for an executive constitutional office".

LRB097 05134 JDS 45179 b

FISCAL NOTE ACT
MAY APPLY

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 adding the
5 heading of Article 9A and Sections 9A-1, 9A-5, and 9A-10 as
6 follows:

7 (10 ILCS 5/Art. 9A heading new)

8 ARTICLE 9A. DISCLOSURE OF THE TAX RECORDS OF CANDIDATES FOR
9 EXECUTIVE CONSTITUTIONAL OFFICES

10 (10 ILCS 5/9A-1 new)

11 Sec. 9A-1. Definitions. As used in this Article, unless the
12 context the context otherwise requires:

13 "Board" means the State Board of Elections.

14 "Candidate for an executive constitutional office"
15 means an individual who is nominated under Article 7 or 10
16 of this Act to seek election to or retention in the office
17 of Governor, Lieutenant Governor, Attorney General,
18 Secretary of State, Comptroller, or Treasurer.

19 (10 ILCS 5/9A-5 new)

20 Sec. 9A-5. Disclosure of the tax records of candidates for
21 executive constitutional offices.

1 (a) Each candidate for an executive constitutional office
2 must file with the Board, not later than 90 days before the
3 general election at which he or she is seeking election to or
4 retention in the office of Governor, Lieutenant Governor,
5 Attorney General, Secretary of State, Comptroller, or
6 Treasurer, a copy of his or her State and federal tax returns
7 for the 5 taxable years immediately preceding the date of that
8 election.

9 (b) As soon as practical after receiving the tax returns of
10 a candidate under this Section, the Board shall make those
11 returns available to the public for inspection and copying.
12 Before making the returns of a candidate available for
13 inspection and copying, the Board may, at the direction of the
14 candidate, redact social security numbers and any other
15 personal identifying information.

16 (10 ILCS 5/9A-10 new)

17 Sec. 9A-10. Disqualification for failure to disclose tax
18 records. The name of any candidate for an executive
19 constitutional office who has not made all of the disclosures
20 required under Section 9A-5 of this Act shall not appear upon
21 the ballot for the general election for which he or she failed
22 to make those disclosures.