

1 AN ACT concerning government.

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 9-40 as follows:

6 (10 ILCS 5/9-40)

7 (This Section scheduled to be repealed on March 15, 2015)

8 Sec. 9-40. Campaign Finance Reform Task Force.

9 (a) There is hereby created the Campaign Finance Reform  
10 Task Force. The purpose of the Task Force is to conduct a  
11 thorough review of the implementation of campaign finance  
12 reform legislation in the State of Illinois, and the  
13 feasibility of implementing a mechanism of campaign finance  
14 regulation that would subsidize political campaigns in  
15 exchange for voluntary adherence to specified expenditure  
16 limitations.

17 (b) The Task Force shall consist of 11 members, appointed  
18 as follows: 2 each by the Speaker of the House of  
19 Representatives, the Minority Leader of the House of  
20 Representatives, the President of the Senate, and the Minority  
21 Leader of the Senate; and 3 by the Governor, one of whom shall  
22 serve as chairperson. Members shall be adults and residents of  
23 Illinois. The individual (or his or her successor) who

1 appointed a member may remove that appointed member before the  
2 expiration of his or her term on the Task Force for official  
3 misconduct, incompetence, or neglect of duty. Members shall  
4 serve without compensation, but may be reimbursed for expenses.  
5 Appointments shall be made within 60 days after the effective  
6 date of this amendatory Act of the 96th General Assembly.

7 (c) The Task Force shall conduct meetings and conduct a  
8 public hearing before filing any report mandated by this  
9 Section. At the public hearings, the Task Force shall allow  
10 interested persons to present their views and comments. The  
11 Task Force shall submit all reports required by this Section to  
12 the Governor, the State Board of Elections, and the General  
13 Assembly. In addition to the reports required by this Section,  
14 the Task Force may provide, at its discretion, interim reports  
15 and recommendations. The State Board of Elections shall provide  
16 administrative support to the Task Force.

17 (d) The Task Force shall study the feasibility of  
18 implementing a mechanism of campaign finance regulation that  
19 would subsidize political campaigns in exchange for voluntary  
20 adherence to specified expenditure limitations. In conducting  
21 its study, the Task Force shall consider a system of public  
22 financing by State government for the conduct and finance of  
23 election campaigns for the following: (1) Representatives and  
24 Senators in the General Assembly, (2) constitutional offices of  
25 State government, and (3) judges. The Task Force may propose  
26 financing campaigns through funding mechanisms including, but

1 not limited to, fines, voluntary contributions, surcharges on  
2 lobbying activities, and a whistleblower fund. In determining a  
3 plan for election to each office, the Task Force shall consider  
4 the following factors:

5 (i) the amount of funds raised by past candidates for  
6 that office;

7 (ii) the amount of funds expended by past candidates  
8 for that office;

9 (iii) the disparity in the amount of funds raised by  
10 candidates of different political parties;

11 (iv) the amount of funds expended by entities not  
12 affiliated with a candidate;

13 (v) the amount of money contributed to or expended by a  
14 committee of a political party to promote a candidate;

15 (vi) jurisprudence with relation to campaign finance  
16 and public financing; and

17 (vii) such other factors, not confined to the  
18 foregoing, that the Task Force determines to be related to  
19 the public financing of elections in this State.

20 The Task Force shall also study the feasibility of creating  
21 public financing within the statutory system of limits, or if  
22 the system of limits should be changed to facilitate a system  
23 of public financing and the need for a process to protect  
24 candidates who receive public financing against candidates who  
25 do not opt to participate in public financing or who  
26 self-finance.

1           The Task Force shall submit the report required by this  
2 subsection no later than December 31, 2011. The Task Force may  
3 provide, at its discretion, interim reports and  
4 recommendations before that date.

5           (e) The Task Force shall examine and make recommendations  
6 related to the provisions of this amendatory Act of the 96th  
7 General Assembly in Section 9-8.5 (c-5) and (c-10) limiting  
8 contributions to a political party committee from a candidate  
9 political committee or political party committee. The Task  
10 Force shall submit a report with recommendations required by  
11 this subsection no later than September 30, 2012. The Task  
12 Force may provide, at its discretion, interim reports and  
13 recommendations before that date.

14           (f) The Task Force shall review the implementation of this  
15 amendatory Act of the 96th General Assembly and any additional  
16 campaign finance reform legislation considered by the General  
17 Assembly. The Task Force shall examine each provision of this  
18 amendatory Act of the 96th General Assembly and make  
19 recommendations for changes, deletions, or improvements. In  
20 conducting its review of campaign finance reform  
21 implementation, the Task Force shall also consider and address  
22 a variety of empirical measures, case studies, and comparative  
23 analyses, including, but not limited to the following:

24           (i) campaign finance legislation in other states as  
25 well as the federal system of campaign finance regulation;

26           (ii) the impact of contribution limits in Illinois,

1 including the impact on contributions from individuals,  
2 corporations, associations, and labor organizations;

3 (iii) the impact of contribution limits on independent  
4 expenditures in Illinois;

5 (iv) the effectiveness, reliability, and cost of  
6 various enforcement mechanisms;

7 (v) the best practices in mandating timely disclosure  
8 of the origin of campaign contributions; and

9 (vi) the best way to require and conduct random audits  
10 and audits for cause.

11 The Task Force shall also submit a report detailing the  
12 following: (i) the effectiveness of enforcement mechanisms,  
13 (ii) whether the disclosure requirements and the definition of  
14 "receipt" result in accurate reporting; (iii) issues related to  
15 audits, (iv) the effect of using the same election cycle for  
16 all members of the General Assembly, and (v) the impact of  
17 Section 9-8.5(h).

18 The Task Force shall submit reports required by this  
19 subsection no later than March 1, 2013 and March 1, 2015.

20 (f-5) No later than January 1, 2012, the Task Force shall  
21 make recommendations to the State Board of Elections for the  
22 development and implementation of a campaign finance training  
23 program to be offered to all candidates for State or local  
24 election. The program shall be developed by the Board in  
25 cooperation and consultation with the Task Force and non-profit  
26 entities that promote ethical and legal conduct in elections

1 and government.

2 (g) The Task Force shall submit a final report by March 10,  
3 2015. The Task Force is abolished and this Section is repealed  
4 on March 15, 2015.

5 (Source: P.A. 96-832, eff. 7-1-10.)

6 Section 99. Effective date. This Act takes effect upon  
7 becoming law.