

SB2874



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB2874

Introduced 2/17/2016, by Sen. Daniel Biss

SYNOPSIS AS INTRODUCED:

10 ILCS 5/9-11

from Ch. 46, par. 9-11

Amends the Election Code. Provides that specified quarterly reports of campaign contributions, expenditures, and independent expenditures shall disclose the full name and mailing address of each person who has been compensated in any way, monetarily or with an item redeemable for monetary value, for personal services, compensated for labor, and reimbursed expenses in an aggregate amount in excess of \$150 and is not otherwise reported, including the amount, date, and purpose of the compensation.

LRB099 20454 MLM 44959 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 9-11 as follows:

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

7 Sec. 9-11. Financial reports.

8 (a) Each quarterly report of campaign contributions,
9 expenditures, and independent expenditures under Section 9-10
10 shall disclose the following:

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

12 (2) the name and address of the person submitting the
13 report on behalf of the committee, if other than the
14 chairman or treasurer;

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
18 who has made one or more contributions to or for the
19 committee within the reporting period in an aggregate
20 amount or value in excess of \$150, together with the
21 amounts and dates of those contributions, and, if the
22 contributor is an individual who contributed more than
23 \$500, the occupation and employer of the contributor or, if

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

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

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

12 (7) the total sum of transfers made to or from the
13 committee during the reporting period and not reported
14 under item (6);

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

26 (9) the total amount of proceeds received by the

1 committee from (i) the sale of tickets for each dinner,
2 luncheon, cocktail party, rally, and other fund-raising
3 events; (ii) mass collections made at those events; and
4 (iii) sales of items such as political campaign pins,
5 buttons, badges, flags, emblems, hats, banners,
6 literature, and similar materials;

7 (10) each contribution, rebate, refund, income from
8 investments, or other receipt in excess of \$150 received by
9 the committee not otherwise listed under items (4) through
10 (9) and, if the contributor is an individual who
11 contributed more than \$500, the occupation and employer of
12 the contributor or, if the occupation and employer of the
13 contributor are unknown, a statement that the committee has
14 made a good faith effort to ascertain this information;

15 (11) the total sum of all receipts by or for the
16 committee or candidate during the reporting period;

17 (12) the full name and mailing address of each person
18 to whom expenditures have been made by the committee or
19 candidate within the reporting period in an aggregate
20 amount or value in excess of \$150; the amount, date, and
21 purpose of each of those expenditures; and the question of
22 public policy or the name and address of, and the office
23 sought by, each candidate on whose behalf that expenditure
24 was made;

25 (13) the full name and mailing address of each person
26 who has been compensated in any way, monetarily or with an

1 item redeemable for monetary value, to whom an expenditure
2 for personal services, compensated for labor salaries, and
3 reimbursed expenses in an aggregate amount in excess of
4 \$150 ~~has been made~~ and ~~that~~ is not otherwise reported,
5 including the amount, date, and purpose of the compensation
6 expenditure;

7 (14) the value of each asset held as an investment, as
8 of the final day of the reporting period;

9 (15) the total sum of expenditures made by the
10 committee during the reporting period; and

11 (16) the full name and mailing address of each person
12 to whom the committee owes debts or obligations in excess
13 of \$150 and the amount of those debts or obligations.

14 For purposes of reporting campaign receipts and expenses,
15 income from investments shall be included as receipts during
16 the reporting period they are actually received. The gross
17 purchase price of each investment shall be reported as an
18 expenditure at time of purchase. Net proceeds from the sale of
19 an investment shall be reported as a receipt. During the period
20 investments are held they shall be identified by name and
21 quantity of security or instrument on each semi-annual report
22 during the period.

23 (b) Each report of a campaign contribution of \$1,000 or
24 more required under subsection (c) of Section 9-10 shall
25 disclose the following:

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

1 (2) the name and address of the person submitting the
2 report on behalf of the committee, if other than the
3 chairman or treasurer; and

4 (3) the full name and mailing address of each person
5 who has made a contribution of \$1,000 or more.

6 (c) Each quarterly report shall include the following
7 information regarding any independent expenditures made during
8 the reporting period: (1) the full name and mailing address of
9 each person to whom an expenditure in excess of \$150 has been
10 made in connection with an independent expenditure; (2) the
11 amount, date, and purpose of such expenditure; (3) a statement
12 whether the independent expenditure was in support of or in
13 opposition to a particular candidate; (4) the name of the
14 candidate; (5) the office and, when applicable, district,
15 sought by the candidate; and (6) a certification, under penalty
16 of perjury, that such expenditure was not made in cooperation,
17 consultation, or concert with, or at the request or suggestion
18 of, any candidate or any authorized committee or agent of such
19 committee. The report shall also include (I) the total of all
20 independent expenditures of \$150 or less made during the
21 reporting period and (II) the total amount of all independent
22 expenditures made during the reporting period.

23 (d) The Board shall by rule define a "good faith effort".

24 The reports of campaign contributions filed under this
25 Article shall be cumulative during the reporting period to
26 which they relate.

1 (e) Each report shall be verified, dated, and signed by
2 either the treasurer of the political committee or the
3 candidate on whose behalf the report is filed and shall contain
4 the following verification:

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

11 (f) A political committee may amend a report filed under
12 subsection (a) or (b). The Board may reduce or waive a fine if
13 the amendment is due to a technical or inadvertent error and
14 the political committee files the amended report, except that a
15 report filed under subsection (b) must be amended within 5
16 business days. The State Board shall ensure that a description
17 of the amended information is available to the public. The
18 Board may promulgate rules to enforce this subsection.

19 (Source: P.A. 96-832, eff. 1-1-11.)