

1 AN ACT to amend the Election Code.

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 9-1.4, 9-1.5, 9-7.5, 9-11, 9-12, 9-13, and 9-14 as
6 follows:

7 (10 ILCS 5/9-1.4) (from Ch. 46, par. 9-1.4)

8 Sec. 9-1.4. "Contribution" means-

9 (1) a gift, subscription, donation, dues, loan, advance,
10 or deposit of money or anything of value, knowingly received
11 in connection with the nomination for election, or election,
12 of any person to public office, in connection with the
13 election of any person as ward or township committeeman in
14 counties of 3,000,000 or more population, or in connection
15 with any question of public policy;

16 (2) the purchase of tickets for fund-raising events,
17 including but not limited to dinners, luncheons, cocktail
18 parties, and rallies made in connection with the nomination
19 for election, or election, of any person to public office, in
20 connection with the election of any person as ward or
21 township committeeman in counties of 3,000,000 or more
22 population, or in connection with any question of public
23 policy;

24 (3) a transfer of funds between political committees;
25 and

26 (4) the services of an employee donated by an employer,
27 in which case the contribution shall be listed in the name of
28 the employer, except that any individual services provided
29 voluntarily and without promise or expectation of
30 compensation from any source shall not be deemed a
31 contribution; but

1 (5) does not include--

2 (a) the use of real or personal property and the
3 cost of invitations, food, and beverages, voluntarily
4 provided by an individual in rendering voluntary personal
5 services on the individual's residential premises for
6 candidate-related activities; provided the value of the
7 service provided does not exceed an aggregate of \$5 \$150
8 in a reporting period;

9 (b) the sale of any food or beverage by a vendor
10 for use in a candidate's campaign at a charge less than
11 the normal comparable charge, if such charge for use in a
12 candidate's campaign is at least equal to the cost of
13 such food or beverage to the vendor.

14 (Source: P.A. 89-405, eff. 11-8-95.)

15 (10 ILCS 5/9-1.5) (from Ch. 46, par. 9-1.5)

16 Sec. 9-1.5. "Expenditure" means-

17 (1) a payment, distribution, purchase, loan, advance,
18 deposit, or gift of money or anything of value, in connection
19 with the nomination for election, or election, of any person
20 to public office, in connection with the election of any
21 person as ward or township committeeman in counties of
22 3,000,000 or more population, or in connection with any
23 question of public policy. However, expenditure does not
24 include -

25 (a) the use of real or personal property and the
26 cost of invitations, food, and beverages, voluntarily
27 provided by an individual in rendering voluntary personal
28 services on the individual's residential premises for
29 candidate-related activities; provided the value of the
30 service provided does not exceed an aggregate of \$5 \$150
31 in a reporting period;

32 (b) the sale of any food or beverage by a vendor
33 for use in a candidate's campaign at a charge less than

1 the normal comparable charge, if such charge for use in a
2 candidate's campaign is at least equal to the cost of
3 such food or beverage to the vendor.

4 (2) a transfer of funds between political committees.

5 (Source: P.A. 89-405, eff. 11-8-95.)

6 (10 ILCS 5/9-7.5)

7 Sec. 9-7.5. Nonprofit organization registration and
8 disclosure.

9 (a) Each nonprofit organization, except for a labor
10 union (i) registered under the Lobbyist Registration Act or
11 for which lobbying is undertaken by persons registered under
12 that Act, (ii) that has not established a political
13 committee, and (iii) that accepts contributions or makes
14 expenditures during any 12-month period in an aggregate
15 amount exceeding \$5,000 (I) on behalf of or in opposition to
16 public officials, candidates for public office, or a question
17 of public policy and (II) for the purpose of influencing
18 legislative, executive, or administrative action as defined
19 in the Lobbyist Registration Act shall register with the
20 State Board of Elections. The Board by rule shall prescribe
21 the registration procedure and form. The registration form
22 shall require the following information:

23 (1) The registrant's name, address, and purpose.

24 (2) The name, address, and position of each
25 custodian of the registrant's financial books, accounts,
26 and records.

27 (3) The name, address, and position of each of the
28 registrant's principal officers.

29 (b) Each nonprofit organization required to register
30 under subsection (a) shall file contribution and expenditure
31 reports with the Board. The Board by rule shall prescribe
32 the form, which shall require the following information:

33 (1) The organization's name, address, and purpose.

1 (2) The amount of funds on hand at the beginning of
2 the reporting period.

3 (3) The full name and address of each person who
4 has made one or more contributions to or for the
5 organization within the reporting period in an aggregate
6 amount or value in excess of \$5 \$150, together with the
7 amount and date of the contributions, and if a
8 contributor is an individual who contributed more than
9 \$500, the occupation and employer of the contributor or,
10 if the occupation and employer of the contributor are
11 unknown, a statement that the organization has made a
12 good faith effort to ascertain this information.

13 (4) The total sum of individual contributions made
14 to or for the organization during the reporting period
15 and not reported in item (3).

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

22 (6) The total sum of transfers made to or from the
23 organization during the reporting period and not reported
24 in item (5).

25 (7) Each loan to or from any person within the
26 reporting period by or to the organization in an
27 aggregate amount or value in excess of \$5 \$150, together
28 with the full names and mailing addresses of the lender
29 and endorsers, if any, and the date and amount of the
30 loans, and if a lender or endorser is an individual who
31 loaned or endorsed a loan of more than \$500, the
32 occupation and employer of the individual or, if the
33 occupation and employer of the individual are unknown, a
34 statement that the organization has made a good faith

1 effort to ascertain this information.

2 (8) The total amount of proceeds received by the
3 organization from (i) the sale of tickets for each
4 dinner, luncheon, cocktail party, rally, and other
5 fundraising event, (ii) mass collections made at those
6 events, and (iii) sales of items such as buttons, badges,
7 flags, emblems, hats, banners, literature, and similar
8 materials.

9 (9) Each contribution, rebate, refund, or other
10 receipt in excess of \$5 \$150 received by the organization
11 not otherwise listed under items (3) through (8), and if
12 a contributor is an individual who contributed more than
13 \$500, the occupation and employer of the contributor or,
14 if the occupation and employer of the contributor are
15 unknown, a statement that the organization has made a
16 good faith effort to ascertain this information.

17 (10) The total sum of all receipts by or for the
18 organization during the reporting period.

19 (11) The full name and mailing address of each
20 person to whom expenditures have been made by the
21 organization within the reporting period in an aggregate
22 amount or value in excess of \$5 \$150, the amount, date,
23 and purpose of each expenditure, and the question of
24 public policy on behalf of which the expenditure was
25 made.

26 (12) The full name and mailing address of each
27 person to whom an expenditure for personal services,
28 salaries, and reimbursed expenses in excess of \$5 \$150
29 has been made and which is not otherwise reported,
30 including the amount, date, and purpose of the
31 expenditure.

32 (13) The total sum of expenditures made by the
33 organization during the reporting period.

34 (14) The full name and mailing address of each

1 person to whom the organization owes debts or obligations
2 in excess of \$5 ~~\$150~~ and the amount of the debts or
3 obligations.

4 The State Board by rule shall define a "good faith
5 effort".

6 (c) The reports required under subsection (b) shall be
7 filed at the same times and for the same reporting periods as
8 reports of campaign contributions and semi-annual reports of
9 campaign contributions and expenditures required by this
10 Article of political committees. The reports required under
11 subsection (b) shall be available for public inspection and
12 copying in the same manner as reports filed by political
13 committees. The Board may charge a fee that covers the costs
14 of copying and distribution, if any.

15 (d) An organization required to file reports under
16 subsection (b) shall include a statement on all literature
17 and advertisements soliciting funds stating the following:

18 "A copy of our report filed with the State Board of
19 Elections is (or will be) available for purchase from the
20 State Board of Elections, Springfield, Illinois".

21 (Source: P.A. 90-737, eff. 1-1-99.)

22 (10 ILCS 5/9-11) (from Ch. 46, par. 9-11)

23 Sec. 9-11. Each report of campaign contributions under
24 Section 9-10 shall disclose-

- 25 (1) the name and address of the political committee;
- 26 (2) (Blank);
- 27 (3) the amount of funds on hand at the beginning of the
28 reporting period;
- 29 (4) the full name and mailing address of each person who
30 has made one or more contributions to or for such committee
31 within the reporting period in an aggregate amount or value
32 in excess of \$5 ~~\$150~~, together with the amount and date of
33 such contributions, and if a contributor is an individual who

1 contributed more than \$500, the occupation and employer of
2 the 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 (5) the total sum of individual contributions made to or
6 for such committee during the reporting period and not
7 reported under item (4);

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

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

16 (8) each loan to or from any person within the reporting
17 period by or to such committee in an aggregate amount or
18 value in excess of \$5 ~~\$150~~, together with the full names and
19 mailing addresses of the lender and endorsers, if any, and
20 the date and amount of such 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 such
27 committee from (a) the sale of tickets for each dinner,
28 luncheon, cocktail party, rally, and other fund-raising
29 events; (b) mass collections made at such events; and (c)
30 sales of items such as political campaign pins, buttons,
31 badges, flags, emblems, hats, banners, literature, and
32 similar materials;

33 (10) each contribution, rebate, refund, or other receipt
34 in excess of \$5 ~~\$150~~ received by such committee not otherwise

1 listed under items (4) through (9), and if a contributor is
 2 an individual who contributed more than \$500, the occupation
 3 and employer of the contributor or, if the occupation and
 4 employer of the contributor are unknown, a statement that the
 5 committee has made a good faith effort to ascertain this
 6 information;

7 (11) the total sum of all receipts by or for such
 8 committee or candidate during the reporting period.

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

10 The reports of campaign contributions filed under this
 11 Article shall be cumulative during the reporting period to
 12 which they relate.

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

14 (10 ILCS 5/9-12) (from Ch. 46, par. 9-12)

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

22 REPORT OF CAMPAIGN CONTRIBUTIONS

23 (1) name and address of the political committee:
 24

25 (2) the date of the beginning of the reporting period, and
 26 the amount of funds on hand at the beginning of the reporting
 27 period:
 28

29 (3) the full name and mailing address of each person who has
 30 made one or more contributions to or for the committee within
 31 the reporting period in an aggregate amount or value in
 32 excess of \$5 \$150, together with the amount and date of such
 33 contributions, and if a contributor is an individual who

1 contributed more than \$500, the occupation and employer of
 2 each 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
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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
 16 which the reporting committee received, or to which that
 17 committee made, any transfer of funds, in an aggregate amount
 18 or value in excess of \$5 \$150, together with the amounts and
 19 dates of all transfers:

20	name	address	amount	date
21
22
23

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

26

27 (7) each loan to or from any person within the reporting
 28 period by or to the committee in an aggregate amount or value
 29 in excess of \$5 \$150, together with the full names and
 30 mailing addresses of the lender and endorsers, if any, and
 31 the date and amount of such loans, and if a lender or
 32 endorser is an individual who loaned or endorsed a loan of
 33 more than \$500, the occupation and employer of each person
 34 making the loan, or if the occupation and employer of the

1 individual are unknown, a statement that the committee has
2 made a good faith effort to ascertain this information:

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

9 (a).....

10 (b).....

11 (c).....

12 (9) each contribution, rebate, refund, or other receipt in
13 excess of \$5 \$150 received by the committee not otherwise
14 listed under items (3) through (8), and if the contributor is
15 an individual who contributed more than \$500, the occupation
16 and employer of each contributor or, if the occupation and
17 employer of the contributor are unknown, a statement that the
18 committee has made a good faith effort to ascertain this
19 information:

20	name	address	amount	date	occupation	employer
21
22

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

25

26 VERIFICATION:

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

34

1 (date of filing) (signature of person making the report)
2 (Source: P.A. 90-495, eff. 1-1-98; 90-737, eff. 1-1-99.)

3 (10 ILCS 5/9-13) (from Ch. 46, par. 9-13)
4 Sec. 9-13. Each semi-annual report of campaign
5 contributions and expenditures under Section 9-10 shall
6 disclose-

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

8 (2) (Blank);

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

11 (4) the full name and mailing address of each person who
12 has made one or more contributions to or for such committee
13 within the reporting period in an aggregate amount or value
14 in excess of ~~\$5~~ \$150, together with the amount and date of
15 such contributions, and if the contributor is an individual
16 who contributed more than \$500, the occupation and employer
17 of the contributor or, if the occupation and employer of the
18 contributor are unknown, a statement that the committee has
19 made a good faith effort to ascertain this information;

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

23 (6) the name and address of each political committee
24 from which the reporting committee received, or to which that
25 committee made, any transfer of funds, in the aggregate
26 amount or value in excess of ~~\$5~~ \$150, together with the
27 amounts and dates of all transfers;

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

31 (8) each loan to or from any person within the reporting
32 period by or to such committee in an aggregate amount or
33 value in excess of ~~\$5~~ \$150, together with the full names and

1 mailing addresses of the lender and endorsers, if any, and
2 the date and amount of such loans, and if a lender or
3 endorser is an individual who loaned or endorsed a loan of
4 more than \$500, the occupation and employer of that
5 individual, or if the occupation and employer of the
6 individual are unknown, a statement that the committee has
7 made a good faith effort to ascertain this information;

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

15 (10) each contribution, rebate, refund, or other receipt
16 in excess of ~~\$5~~ \$150 received by such committee not otherwise
17 listed under items (4) through (9), and if the contributor is
18 an individual who contributed more than \$500, the occupation
19 and employer of the contributor or, if the occupation and
20 employer of the contributor are unknown, a statement that the
21 committee has made a good faith effort to ascertain this
22 information;

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

25 (12) the full name and mailing address of each person to
26 whom expenditures have been made by such committee or
27 candidate within the reporting period in an aggregate amount
28 or value in excess of ~~\$5~~ \$150, the amount, date, and purpose
29 of each such expenditure and the question of public policy or
30 the name and address of, and office sought by, each candidate
31 on whose behalf such expenditure was made;

32 (13) the full name and mailing address of each person to
33 whom an expenditure for personal services, salaries, and
34 reimbursed expenses in excess of ~~\$5~~ \$150 has been made, and

1 which is not otherwise reported, including the amount, date,
2 and purpose of such expenditure;

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

5 (15) the full name and mailing address of each person to
6 whom the committee owes debts or obligations in excess of \$5
7 \$150, and the amount of such debts or obligations.

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

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

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

18 SEMI-ANNUAL REPORT OF CAMPAIGN
19 CONTRIBUTIONS AND EXPENDITURES

20 (1) name and address of the political committee:
21

22 (2) the date of the beginning of the reporting period, and
23 the amount of funds on hand at the beginning of the reporting
24 period;
25

26 (3) the full name and mailing address of each person who has
27 made one or more contributions to or for the committee within
28 the reporting period in an aggregate amount or value in
29 excess of \$5 \$150, together with the amount and date of such
30 contributions, and if a contributor is an individual who
31 contributed more than \$500, the occupation and employer of
32 each contributor or, if the occupation and employer of the
33 contributor are unknown, a statement that the committee has

1 made a good faith effort to ascertain this information:

2	name	address	amount	date	occupation	employer
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8 (4) the total sum of individual contributions made to or for
9 the committee during the reporting period and not reported
10 under item--(3):

11

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

17	name	address	amount	date
18
19
20

21 (6) the total sum of transfers made to or from such
22 committee during the reporting period and not reported under
23 item (5);

24 (7) each loan to or from any person within the reporting
25 period by or to the committee in an aggregate amount or value
26 in excess of \$5 \$150, together with the full names and
27 mailing addresses of the lender and endorsers, if any, and
28 the date and amount of such loans, and if a lender or
29 endorser is an individual who loaned or endorsed a loan of
30 more than \$500, the occupation and employer of each person
31 making the loan, or if the occupation and employer of the
32 individual are unknown, a statement that the committee has
33 made a good faith effort to ascertain this information:

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

10 (a).....

11 (b).....

12 (c).....

13 (9) each contribution, rebate, refund, or other receipt in
 14 excess of \$5 \$150 received by the committee not otherwise
 15 listed under items (3) through (8), and if a contributor is
 16 an individual who contributed more than \$500, the occupation
 17 and employer of each contributor or, if the occupation and
 18 employer of the contributor are unknown, a statement that the
 19 committee has made a good faith effort to ascertain this
 20 information:

21	name	address	amount	date	endorsers	occupation	employer
22
23
24

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

27

28 (11) the full name and mailing address of each person to
 29 whom expenditures have been made by the committee within the
 30 reporting period in an aggregate amount or value in excess of
 31 \$5 \$150, the amount, date, and purpose of each such
 32 expenditure, and the question of public policy or the name
 33 and address of, and office sought by, each candidate on whose
 34 behalf the expenditure was made:

1	name	address	amount	date	purpose	beneficiary
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7 (12) the full name and mailing address of each person to
8 whom an expenditure for personal services, salaries, and
9 reimbursed expenses in excess of \$5 ~~\$150~~ has been made, and
10 which is not otherwise reported, including the amount, date,
11 and purpose of such expenditure:

12	name	address	amount	date	purpose
13
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15

16 (13) the total sum of expenditures made by the committee
17 during the reporting period;

18

19 (14) the full name and mailing address of each person to
20 whom the committee owes debts or obligations in excess of \$5
21 ~~\$150~~, and the amount of such debts or obligations:

22

23

24 VERIFICATION:

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

33

34 (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.)