

HB3952



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB3952

by Rep. Joe Sosnowski

SYNOPSIS AS INTRODUCED:

10 ILCS 5/9-9.5

Amends the Election Code. Provides that any communication providing information concerning an individual's voting history must disclose the name and mailing address of the political committee, organization, corporation, or other person that purchased such information from the State Board of Elections.

LRB099 07006 MGM 27088 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. This subsection
19 does not apply to an expenditure for the preparation,
20 distribution, or publication of any communication directed at
21 constituents of a member of the General Assembly if the
22 expenditure is made by a political committee in accordance with
23 subsection (c) of Section 9-8.10. Nothing in this subsection

1 shall require disclosure on any telephone communication using
2 random sampling or other scientific survey methods to gauge
3 public opinion for or against any candidate or question of
4 public policy.

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

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

1 sampling or other scientific survey methods to gauge public
2 opinion for or against any candidate or question of public
3 policy.

4 (c) A political committee organized under this Code shall
5 not make an expenditure for any unsolicited telephone call to
6 the line of a residential telephone customer in this State
7 using any method to block or otherwise circumvent that
8 customer's use of a caller identification service.

9 (d) In addition to any other disclosure requirements, any
10 communication providing information concerning an individual's
11 voting history must disclose the name and mailing address of
12 the political committee, organization, corporation, or other
13 person that purchased such information from the State Board of
14 Elections.

15 (Source: P.A. 98-115, eff. 7-29-13; 98-691, eff. 7-1-14.)