

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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James R. Thompson Center
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BOARD MEMBERS
Albert S. Porter, Chairman
Bryan A. Schneider, Vice Chairman
Patrick A. Brady
John R. Keith
William M. McGuffage
Wanda L. Rednour
Jesse R. Smart
Robert J. Walters

EXECUTIVE DIRECTOR
Daniel W. White

AGENDA
STATE BOARD OF ELECTIONS
BOARD MEETING
Monday, June 15, 2009
10:30 a.m.

James R. Thompson Center – Suite 14-100
Chicago, Illinois
And via videoconference
1020 South Spring Street
Springfield, Illinois

Call State Board of Elections to order.

1. Approval of the minutes from the May 8 special meeting and the May 18 regular meeting. (pgs.1-8)
2. Report of the Executive Director
 - a. IVRS update – presentation by Catalyst; (pg.9)
 - b. Premier Election Solutions voting system; (pgs.10-14)
 - c. Review of the minutes of executive sessions; (pg.15)
 - d. Legislative update; (pgs.16-42)
 - 1) Business Entity Registration update (oral report);
 - e. Fiscal status reports – informational;
 - 1) FY09 – month ending May 31; (pgs.43-51)
 - 2) Help Illinois Vote Fund; (pgs.52-58)
 - 3) EAC Data Collection Grant; (pgs.59-60)
 - f. Two year plan of staff activity for the months of June and July – informational. (pgs.61-63)
3. Report of the General Counsel
 - a. Campaign Disclosure;
Motion for reconsideration
 - 1) *SBE v. Illinois Academy of Physicians Assistants PAC*, S6880, 08GE042; (pgs.64-66)
Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeal be granted
 - 2) *SBE v. Westmont Village Committee*, L12726, 09DS053; (pgs.67-69)
 - 3) *SBE v. Citizens for Linda Painter*, L14278, 08JS097; (pgs.70-74)
 - 4) *SBE v. Citizens for Responsible Garden Prairie Government*, L14492, 08JS230; (pgs.75-79)
 - 5) *SBE v. Sangamon County Democratic Central Comm.*, S481, 08AG034; (pgs.80-87)
 - 6) *SBE v. Int'l Union of Operating Engineers Local 150 State & Local Area PAC*, S2759, 08AP034; (pgs.88-92)
 - 7) *SBE v. Illinois Cable PAC (Comcast Cable)*, S3482, 08AG028; (pgs.93-101)

- 8) *SBE v. Friends of George P. Shadid*, S5785, 08AG039; (pgs.102-107)
- 9) *SBE v. Citizens for Bomke*, S6377, 08AG040; (pgs.108-113)
- 10) *SBE v. Downers Grove Township Republican Organization*, S8311, 08JS156; (pgs.114-118)
- 11) *SBE v. Friends to Elect Eugene "Gene" Staples*, S9751, 08JS240; (pgs.119-121)

Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeals be denied

- 12) *SBE v. Citizens to Elect Robert Eastern III*, L14197, 08JS091; (pgs.122-126)
- 13) *SBE v. LaSalle County Republican Century Club*, S3515, 09DS141; (pgs.127-129)
- 14) *SBE v. Tri-City Building Trades Council PAC*, S4666, 09DS145; (pgs.130-133)
- 15) *SBE v. Concerned Citizens for a Better Peoria*, S9836, 09MA004; (pgs.134-139)
- 16) *SBE v. More with Lattimore's Campaign*, S9841, 09DS221; (pgs.140-142)

Appeals of campaign disclosure fines – new appeals – hearing officer recommendation appeals be granted & denied

- 17) *SBE v. Committee to Elect Lori De Young*, S9711, 08AG014; (pgs.143-148)

Other campaign disclosure items

- 18) Assessments/Final Orders; (pgs.149-150)
- 19) Payment of civil penalties – informational; (pg.151)

Complaints following closed hearing - recommend no further action (separate packet)

- 20) *Atkinson v. Committee to Elect Kathy Wessel*, 09CD017; (pgs.1-7)
- 21) *Atkinson v. Committee to Elect Sandy Kim*, 09CD018; (pgs.8-17)
- 22) *SBE v. Friends of George A. Cardenas*, 09CD022; (pgs.18-21)
- 23) *SBE v. The Best 2005 Referendum Committee*, 09CD023; (pgs.22-25)
- 24) *SBE v. Friends of Derrick Prince*, 09CD026; (pgs.26-28)
- 25) *SBE v. Ed Smith for Recorder of Deeds*, 09CD030; (pgs.29-32)
- 26) *SBE v. Committee to Elect George Hess*, 09CD032; (pgs.33-37)
- 27) *SBE v. Independent Democracy*, 09CD036; (pgs.38-46)
- 28) *SBE v. Realtors PAC of IL*, 09CD041; (pgs.47-51)

Complaints following closed hearing – recommend public hearing

- 29) *SBE v. 16th Ward Regular Democratic Organization*, 09CD019; (pgs.52-55)
 - 30) *SBE v. Friends of Mickie Polk*, 09CD025; (pgs.56-59)
 - 31) *SBE v. Salamanca for Change*, 09CD027; (pgs.60-63)
 - 32) *SBE v. Friends of Tony Fabri*, 09CD029; (pgs.64-68)
 - 33) *SBE v. Committee to Elect James Larry Karraker*, 09CD031; (pgs.69-73)
 - 34) *SBE v. George O. Wendt Campaign Committee*, 09CD034; (pgs.74-78)
 - 35) *SBE v. Citizens for Nimrod for State Senate*, 09CD037; (pgs.79-83)
 - 36) *SBE v. 8th Ward Regular Democratic Org.*, 09CD038; (pgs.84-88)
 - 37) *SBE v. Citizens for Munoz*, 09CD039; (pgs.89-93)
 - 38) *SBE v. Pulaski County Republican Boosters Club*, 09CD040; (pgs.94-97)
 - 39) *SBE v. 22nd Ward Democratic Committeeman Fund*, 09CD042; (pgs.98-102)
 - 40) *SBE v. Citizens for Jenisch*, 09CD043; (pgs.103-107)
 - 41) *SBE v. Taxpayers Alliance of Northern IL*, 09CD050; (pgs.108-111)
 - 42) *SBE v. Taxpayers United for Fairness*, 09CD051; (pgs.112-115)
 - 43) *SBE v. Committee to Elect Dennis Barnard*, 09CD055; (pgs.116-120)
 - 44) *SBE v. Friends of Frank Calabrese*, 09CD056; (pgs.121-125)
 - 45) *SBE v. Citizens for Marijan*, 09CD057; (pgs.126-129)
- b. Consideration of Political Activity Waiver form regarding temporary/contractual employees; (pgs.152-154)
- c. Consideration of proposed rule – implementation of ranked balloting; (pgs.155-161)

- d . Response letter to Champaign County Clerk Mark Shelden – informational.
 (pgs.162-164)
- 4. Other business. (pg.165)
- 5. Comments from the Chairman and Vice Chairman. (pg.165)
- 6. Comments from the general public. (pg.165)
- 7. Next Board meeting Wednesday, July 1, 2009 at 10:30 a.m. in Springfield. (pg.165)
- 8. Executive Session. (pgs.166-199)

STATE BOARD OF ELECTIONS BOARD MEETING

SPECIAL MEETING

Friday, May 8, 2009

MINUTES

PRESENT:

Albert S. Porter, Chairman
Bryan A. Schneider, Vice Chairman
Patrick A. Brady, Member
John R. Keith, Member
William M. McGuffage, Member
Wanda L. Rednour, Member
Jesse R. Smart, Member
Robert J. Walters, Member

ALSO PRESENT:

Rupert Borgsmiller, Assistant Executive Director
Steve Sandvoss, General Counsel
Darlene Gervase, Administrative Specialist II

Chairman Porter called the special video conference Board meeting to order at 10:30 a.m. with all members present. Member Rednour was present via telephonic conference call. Members Keith and Smart were present in the Springfield office; Member Walters present in Godfrey; and Chairman Porter, Vice Chairman Schneider, Members Brady and McGuffage were present in the Chicago office. Everyone rose and said the Pledge of Allegiance.

Assistant Executive Director Borgsmiller presented the canvass and asked the Board to proclaim the results of the April 7, 2009 Special Congressional General Election and the Fox Waterway Agency Elections.

Member Keith moved to certify Mike Quigley as the winner of the Special Congressional General Election. Vice Chairman Schneider seconded the motion which passed unanimously by roll call vote.

Member Keith moved to certify Wayne D. Blake for Chairman; Charles Haling and Michael W. Shields for Directors (Lake County); and Phil Bartmann for Director (McHenry County) for the Fox Waterway Management Agency. Vice Chairman Schneider seconded the motion which passed unanimously by roll call vote.

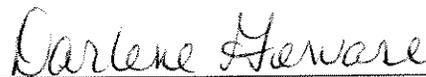
Mr. Borgsmiller asked if the Board would like to discuss HB4450. The Board declined and asked Ms. Cray to attend the meeting and report back to them.

There being no further business before the Board, Vice Chairman Schneider moved to adjourn until May 18, 2009 in Springfield or the call of the Chairman. Member Keith seconded the motion which passed unanimously by 8 voices in unison.

The meeting adjourned at 10:36 a.m.

Dated: May 8, 2009

Respectfully Submitted,



Darlene Gervase, Administrative Specialist II



Rupert Borgsmiller, Assistant Executive Director

STATE BOARD OF ELECTIONS
Board Meeting
Monday, May 18, 2009
Springfield, Illinois

MINUTES

PRESENT: Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady, Member
John Keith, Member
William McGuffage, Member
Jesse Smart, Member
Robert Walters, Member

ABSENT: Wanda Rednour, Member

ALSO PRESENT: Dan White, Executive Director
Steve Sandvoss, General Counsel
Rebecca Glazier, Assistant to Executive Director

The regular monthly meeting of the State Board of Elections was called to order at 10:35 a.m. with seven members present. Chairman Porter, Vice Chairman Schneider and Members Brady, Keith, Smart and Walters were present in the Springfield office. Member McGuffage was present in the Chicago office and connected via videoconference. Member Rednour was absent and Member Keith held her proxy.

Chairman Porter opened the meeting by leading everyone in the pledge of allegiance.

The Executive Director presented the minutes of the April 20 regular meeting and discussed revisions to these minutes. Vice Chairman Schneider moved to approve the minutes as revised. Member Smart seconded the motion which passed unanimously.

Director White introduced Bernadette Harrington, new counsel in the General Counsel's office, and welcomed her to the State Board of Elections.

Director White noted the first item on the agenda was to conduct a public hearing on the HAVA revised State Plan. Illinois is now HAVA compliant and the EAC has been informed of this status. A revised State Plan has been prepared which includes our HAVA compliance as well as updates. No one from the public was present for this hearing. Comments were received from the League of Women Voters of Illinois. Director White discussed the League's comments and indicated laptops have already been incorporated in polling places in many jurisdictions and that staff will review

education on provisional voting. The Board asked the Director to respond to the comments. If further comments are received during the three day period following today's meeting they will be forwarded to the Board members for review. Once the revised State Plan is submitted to the EAC and after publication in the Federal Register we are eligible for additional state funding: FY 08 - \$4,822,248. We will also be eligible for additional funding if we receive the state match requested in next fiscal year's budget: FY 09 - \$4,193,259.

A Power Point presentation was given by Kevin Turner and Kyle Thomas on the progress of the IVRS primary site project noting it should be completed by July 1. Staff has been working with CMS and other governmental organizations to finalize the project. CMS will become the primary site and the SBE office will become the secondary/backup site. Discussion ensued on staffing the on-going program and the fact that we will need a full time person on our payroll to be dedicated to this project. The software/hardware security is identical at the SBE as it is at CMS. Mr. Thomas explained that guidelines have been provided to the election authorities through training manuals on the use of IVRS. Discussion moved to duplicate registrations and Member Keith asked staff to provide statistics on duplicate registrations (how many and length of time a duplicate is on the list).

Director White discussed the EAC data collection grant and indicated staff has requested an extension to allow time to fulfill the obligations and to get the best information possible from the election authorities. This project got a late start due to a lack of authorized spending authority. We are hoping for either a no cost extension or an extension of the performance period and hope to have an update by the June meeting.

The Executive Director reported on the Advisory Committee meeting held this morning. Chairman Porter, Member Smart, and SBE staff were present along with 14 committee members. Topics discussed included an IVRS update, legislation, the EAC data collection grant and a HAVA update. A major concern of the clerks as well as SBE staff is Public Act 95-699 which mandates the detection of undervotes for statewide constitutional officers. Premier has made the decision to not move forward with a change that would allow for this on their voting equipment. This vendor has 63 jurisdictions in Illinois. Dianne Felts indicated that this vendor is in the process of moving to a digital

system so that is most likely why they won't make any changes to their current system. Ms. Felts indicated that it was her understanding that the system can kick back undervotes for the entire ballot but cannot kick back just for undervotes for the constitutional offices. Discussion ensued on our testing program and the possibility of decertification of this system. The Board asked Director White to compose a letter to Premier requesting some explanation.

The Executive Director presented a legislative update indicating the legislature is in the final weeks of the session. Cris Cray indicated two election bills have been sent to the Governor's office: HB 4077 adds voter registration language for college students, and HB 3972 includes a notice to be included on absentee applications. Ms. Cray discussed the bill concerning Boards/Commissions and state employees indicating it was posted for committee on Tuesday at 2 p.m. and has been told there is going to be an amendment as to who it will affect. The Governor has not yet submitted his Ethics reform in bill form but the Senate Democrats have been putting together a version. Discussion ensued on the constitutional convention question on the ballot last year. There is a bill in the Senate that is on the 3rd reading and the Board has been asked to review the bill. The Governor's office has concern with one part of the bill as it requires a separate ballot for the constitutional convention question. The Senate can pass the bill as is, hold it for next year (this question only arises every 20 years) or take out the one portion the Governor's office is uncomfortable with. The Board agreed to hold this for discussion at a later date. Member McGuffage suggested staff review the bill regarding Freedom of Information Requests as it may affect our agency.

The Executive Director presented the FY 09 fiscal status report for the period ending April 30, the FY 09 fiscal report for the Help Illinois Vote Fund, the FY 09 fiscal report for the EAC Data Collection grant, and the two year plan of activity for the months of May and June for informational purposes.

The Executive Director informed the Board that he and the General Counsel are in the process of reviewing past executive session minutes and will have the review finished for discussion at the June meeting. This review will take place in April and November each year.

The General Counsel presented a motion for reconsideration in the matter of *SBE v. Citizens for Joe Moore*, 09DS010. No one was present in this matter. Mr. Sandvoss reviewed the request and agreed that it be granted. Member Smart moved to grant the motion for reconsideration and refer to a hearing officer. Member Brady seconded the motion which passed unanimously.

The General Counsel presented appeals of campaign disclosure fines that the hearing officer recommended be granted. Mr. Sandvoss concurred with the recommendation in agenda items 3.a.2, 3, 5, 7 and 8. No one was present in these matters. Member Smart moved to grant the appeals in the matters of *SBE v. William Davis for State Representative*, 08AG010; *SBE v. Cuba Township Republican Club*, 08JS247; *SBE v. Citizens for Edward Acevedo*, 08AP042; *SBE v. 12th CD Democratic State Central Committee (DSCC)*, 09DS195; and *SBE v. Motion Picture Union Local 476 Political Action Fund*, 09MA006. Member Brady seconded the motion which passed unanimously.

The General Counsel presented an appeal of a campaign disclosure fine that the hearing officer recommended be granted in the matter of *SBE v. Coalition for Property Rights*, 09DS075. No one was present in this matter. Mr. Sandvoss reviewed the appeal and the explanation that the committee failed to receive notices because their post office box was closed. He disagreed with the recommendation that the appeal be granted because the reason the post office box was closed was because they did not pay for it. They had received notices before and knew of their responsibility to file. Member Keith moved to adopt the recommendation of the General Counsel to deny the appeal. Member Brady seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented an appeal of a campaign disclosure fine that the hearing officer recommended be granted in the matter of *SBE v. Wilpower*, 09DS159. No one was present in this matter. Mr. Sandvoss reviewed the matter and recommended the appeal be denied rather than granted. Member Smart moved to accept the recommendation of the General Counsel and deny the appeal. Member Brady seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented appeals of campaign disclosure fines that the hearing officer recommended be denied and concurred with the recommendation. No one was present in these matters. Member Smart moved to accept the recommendation of the hearing officer and General

Counsel and deny the appeals in the matters of *SBE v. Glenbard Education Association PAC*, 09MA002; *SBE v. Kankakee County Democratic Central Comm.*, 09DS128; and *SBE v. Illinois Academy of Physicians Assistants PAC* 08GE042. Member Brady seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented a complaint following public hearing in the matter of *SBE v. Friends of Alderman Madeline Haithcock*, 08CD36. No one was present in this matter. It was noted an error on the hearing officer's report that indicated this followed a closed preliminary hearing. Mr. Sandvoss reviewed the complaint noting there were numerous errors with the report and the hearing officer recommends the complaint was filed on justifiable grounds and the committee engage, at their cost, the services of a professional to assist in the review and correction of the report at issue and this report be completed within 90 days from the date of the Board order. Mr. Sandvoss concurred with the recommendation with the notation this was following a public hearing. Member Walters moved to accept the recommendation of the hearing officer and General Counsel noting it was following a public hearing. Member Smart seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented for consideration a payment plan from the *SBE v. Democratic Central Committee of Stephenson County*. They were assessed a \$2,700 penalty and have tendered a check for \$250. They propose making monthly payments of \$204.17 for a 12 month period. Mr. Sandvoss recommended accepting the payment plan. Member Smart moved to accept the payment plan as presented. Member Walters seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented for informational purposes a listing of committees who have paid civil penalties.

Member Keith moved to recess to executive session for the purpose of discussing campaign disclosure matters following closed hearings. Member Smart seconded the motion which passed unanimously. Meeting recessed at 12:10 p.m. and reconvened at 12:20 p.m.

Mark Shelden, Champaign County Clerk, was present and discussed the issue of the requirement that voting systems kick back undervotes for all constitutional offices. After further discussion the Board asked Mr. Shelden to put together comments for the General Counsel to review

and report back to the Board for further discussion.

Member Keith moved in the matter of 1) *Jerry Lemmons v. Douglas R. Aurand*, 09CD014 to find the complaint was not filed on justifiable grounds and recommended no public hearing be ordered in this matter, 2) *Jim Thacker, Citizens for Morrisey v. City Firefighters Local 413 PAC Fund*, 09CD015 that the matter be dismissed for lack of prosecution without any determination on the merits, and 3) *Nancy Bruening-Koprowski v. Randy White for Lieutenant Governor*, 09CD016 that the complaint was filed on justifiable grounds but no further action be taken. Member Brady seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented a request that the Board allow staff to include in any Board order a statement that indicates any reports filed as a result of a complaint filed under the Campaign Disclosure Act will be referred to staff for review to determine whether civil penalties need to be assessed. Mr. Sandvoss indicated that not all hearing officers include this in their report so this will clarify the steps taken. Member Keith moved to adopt the standing order of the SBE. Member Smart seconded the motion which passed unanimously.

The General Counsel addressed previous concerns of the Board that temporary employees be required to follow the restrictions of 10 ILCS 5/1A-13 as it pertains to political activity by SBE employees. He discussed language in the master contract between Alice Campbell and CMS which has been utilized by the SBE to hire temporary clerical type employees. He was not sure this would included on any temporary Chicago employees. The Board directed the General Counsel to draft language consistent with the provisions of 5/1A-13 that each temporary employee would be required to sign prior to their employment with the Board. The Board inquired as to whether the CMS master contract with similar employment agencies contains the same restrictions as the contract with Alice Campbell Company. The General Counsel said he would look into this question.

The General Counsel presented for Board consideration revisions to a proposed rule that would implement Public Act 95-971 "pay to play" legislation. Revisions were made in response to Board and staff comment. This has been distributed to other state agencies impacted by this law and invited to appear at today's meeting to offer comment. No one was present on this matter.

Discussion ensued on the Board's ability to impose a consequence as well as failure to update a registration as it seems inconsistent as far as 2 business days (which the law states) or 10 business days. Mr. Sandvoss indicated that his staff as well as disclosure staff have spoken with many hundreds if not thousands of businesses who all indicate it is impossible for them to comply with a 2 day time period to update a registration. After further discussion Vice Chairman Schneider moved to adopt the rulemaking for submission to JCAR presented subject to Members Keith and Brady's technical revisions. The motion was amended to remove from Section 100.185 (a) the last sentence that the SBE assess penalties under a business offense, adjust rules in Section 100.185 (c and d) where it seems to allow 12 days to update a registration. This amendment includes Member Keith's suggestion that after amending the language staff will submit to the Board for review and if no objections are received by any of the Board members within 7 days the General Counsel can submit to JCAR. Mr. Sandvoss indicated he will communicate to all Board members before submitting the proposed rules. Member Brady seconded the amendment motion which passed by roll call vote of 8-0. Member Smart left the meeting at 1:25 p.m. and Vice Chairman Schneider held his proxy.

Director White reminded the Board of their responsibility of completing the ethics training.

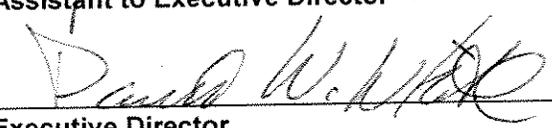
Motion was made and seconded to recess to executive session to discuss personnel issues. Meeting recessed at 1:25 p.m. and reconvened at 1:48 p.m.

The next regular meeting of the State Board of Elections will be held on Monday, June 15, 2009 at 10:30 a.m. in Chicago.

With there being no further discussion, Member Keith moved to adjourn until June 15 or the call of the chair. Vice Chairman Schneider seconded the motion which passed unanimously. The meeting adjourned at 1:50 p.m.

Respectfully submitted,


Assistant to Executive Director


Executive Director

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board

SUBJECT: IVRS Update

DATE: June 3, 2009

At the April meeting I reported that with the completion of IVRS we have become fully HAVA compliant. In the weeks since, we have been working with election authorities and our partner, Catalyst Consulting, to "fine tune" this complex data information system.

Accordingly, at the meeting Catalyst will make a presentation to the Board to demonstrate IVRS's capability and functionality.

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board
SUBJECT: Premier Election Solutions Voting System
DATE: June 3, 2009

At the May Board meeting we discussed the provision of Article 24 of the Election Code which requires that all voting devices identify ballots which do not have votes for all statewide constitutional officers. In response to Board action I sent the attached letter to Premier Election Solutions (PES) and on May 28 Voting Systems Director Dianne Felts and myself participated in a teleconference call with Mr. Vopalensky and Kathy Rogers of PES to discuss this issue.

PES has indicated that they will be forwarding a written response to my May 21 letter and that they expect to have a representative at the June 15 Board meeting to address the Board and respond to questions.

Attachments

PREMIER

PREMIER
ELECTION SOLUTIONS, INC.
P.O. Box 1019
Allen, TX
75013

tel 800.433.8683
fax 214.383.1596
www.premierelections.com

June 4, 2009

Mr. Dan White, Executive Director
Illinois State Board of Elections
James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago, Illinois 60601

Re: Public Act 95-699

Dear Mr. White,

Thank you for your letter of May 21, 2009 providing notification to Premier of the voting system requirements included within Illinois Public Act 95-699. As you noted in your letter, this Act requires that voting systems provide notification to a voter if they have under-voted a statewide constitutional race when casting their ballot. The applicable section of the Act states "*...the voter must be notified of the voting equipment's acceptance or rejection of the voter's ballot or identification of an under-vote for a statewide constitutional office and (ii) the voter shall have the opportunity to correct an under-vote.*"

According to your notification, this legislation was adopted in November of 2007 and is to be implemented by the Illinois February General Primary of 2009. As you know, the federal certification process has been extremely prolonged and challenging throughout the past two and-a-half years. In fact, prior to the enactment of Public Act 95-699, Premier had already submitted our newest suite of software and hardware upgrades, Assure 1.2, into the EAC. We are, today, still awaiting final certification of Assure 1.2, and therefore have not had the opportunity to submit new software releases with new features and capabilities.

However, while it is clear from conversations with your office that the Legislature sought to require notification of under-votes only for *statewide races*, it is our view that Premier's voting system does in fact comply with the requirements of the law as written. Our current systems do provide the ability to reject ballots with under-voted statewide races while at the same time also rejecting any other under-voted races on the ballot. What we do not currently offer is the capability to provide the under-vote reject feature only for selected races and not for others. In essence, we offer the capability the Legislature was seeking, but our software does not segregate that capability to only specified races. This under-vote reject requirement is, by the way, unique to Illinois and is not currently in place in other jurisdictions we serve.

PREMIER

PREMIER
ELECTION SOLUTIONS, INC.
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It is important to note that a change to limit the under-vote reject feature to only races for constitutional offices can be made to Premier's voting system, but there are a number of factors which you should take into consideration. The following items are those that will require further discussion:

- While this change may only be applicable to in-precinct voting equipment, for uniform counting purposes, the tally logic would need to be included across all of Premier's product line (or at a minimum any product that is currently used in Illinois or may be used in the future), including our Touch Screen units, current and new Optical Scan units and our newest product, our high speed scanner for centralized tabulation of absentee ballots.
- All future EAC certification submissions are now required to comply with the 2005 standards. The design of Premier's legacy optical scan tabulator, the AccuVote-OS is over two decades old. While we do have this product included in our current federal 2002 Assure certification, because of its aging technology, it will not be able to meet some of the more stringent requirements imposed under the 2005 standards. Thus we could not submit your requested changes for federal testing as it applies to our legacy equipment. The same applies to the Touch Screen units which currently may not meet some of the 2005 requirements regarding audio accessibility of voter verified paper audit trails. This means that the State of Illinois would be required to test and approve these changes independently, and without any level of federal testing.
- We can submit this change into federal certification on our newer products under the 2005 standards; however, given the current timelines imposed by this process, it is certain that these changes would not complete the federal process until well after your required implementation date. In addition, deploying this software upgrade will also require jurisdictions to upgrade their hardware to the 2005-compliant AccuVote-OSX tabulator.
- This change would require both a firmware and a software upgrade to the existing units and servers. As with all upgrades, there is a generally a fee involved to perform this installation. The actual cost will depend on each individual jurisdiction's current contract.

PREMIER

PREMIER
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P.O. Box 1019
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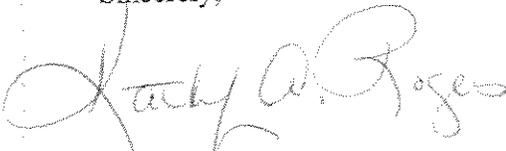
tel 800.433.8683
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- Even if the State should choose to bypass the federal process and conduct solely state certification testing, the issue of timing must be considered. While we have not received any formal technical specifications yet, a cursory review of the scope of work indicates that a change of this magnitude would require approximately two to three months of development time; with an additional two to three months factored in for testing and installation. Given that ballot programming must begin well in advance of your Primary, this schedule is quite aggressive.

I trust that this answers some of your immediate questions regarding your request. We look forward to a continued dialogue on this subject. If the State of Illinois would like for Premier to move forward on these programming changes independent of any federal certification review, the next step would be for us have our technical team work with your staff on the formal technical specifications. Once we have a thorough understanding of the development requirements, we can then provide you with an estimated cost of the scope of work. We recognize that the costs associated with certification testing and review within Illinois must be borne by the vendor, but this requirement does not, of course, extend to the expense to develop and install new features for products already certified, purchased, and in use.

Please do not hesitate to contact me directly to discuss any of these matters at your convenience. As noted earlier, we are committed to work with you to achieve your goals, but it also important that the many procedural steps, as well as obstacles regarding federal requirements, be recognized before we proceed further. Mr. Don Vopalensky, our state certification manager, will be in attendance at your next meeting and can also answer any questions you may have at that time.

Sincerely,



Kathy A. Rogers
Vice President of Government Affairs
404-432-4485
Kathy.Rogers@premierelections.com

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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James R. Thompson Center
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EXECUTIVE DIRECTOR
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Bryan A. Schneider, Vice Chairman
Patrick A. Brady
John R. Keith
William M. McGuffage
Wanda L. Rednour
Jesse R. Smart
Robert J. Walters

May 21, 2009

Mr. Don Vopalensky
Certification Manager
Premier Election Solutions
405 North 115th Street
Omaha, NE 68154

Dear Mr. Vopalensky:

At the May 19, 2009 Illinois State Board of Elections meeting, the Board directed that Premier Election Solutions (Premier) be notified of Public Act 95-699 which became effective November, 2007. The law requires that voting machines identify when an elector has not voted for all statewide constitutional offices. It is our understanding that this legislative mandate requires a change to the Accu-Vote tabulators used in Illinois during non-presidential even year elections. In essence, the law states that if a voter does not vote for all the constitutional offices, the tabulators should kickback the ballot and indicate an under-vote. The voter shall then have an opportunity to change his/her ballot or receive another one. The following is a direct text from 10 ILCS 5/17-11 of the Illinois Election Code.

Where voting machines or electronic voting systems are used, the provisions of this section may be modified as required or authorized by Article 24, 24A, 24B, or 24C, whichever is applicable, except that the requirements of this Section that (i) the voter must be notified of the voting equipment's acceptance or rejection of the voter's ballot or identification of an under-vote for a statewide constitutional office and (ii) the voter shall have the opportunity to correct an under-vote or surrender the ballot that was not accepted and vote another ballot shall not be modified.
(Source: P.A. 95-699, eff. 11-9-07.)

Accordingly, this is to notify you of the above and request a written response as to your implementation of the provisions of PA 95-699 for the February, 2010 Primary Election.

Mr. Don Vopalensky
May 21, 2009
Page Two

This matter will be on the June 15, 2009 Board Meeting agenda for consideration and you are requested to attend.

Thank you for your cooperation in this important matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Dan White", with a stylized flourish at the end.

Daniel W. White
Executive Director

cc: Larry Mandel, President/Governmental Business Systems
Albert S. Porter, Chairman State Board of Elections
Bryan A. Schneider, Vice Chairman State Board of Elections
Members of the State Board of Elections
Dianne Felts, Director/VOSS

Illinois Compiled Statutes

**ELECTIONS
(10 ILCS 5/) Election Code.**

(10 ILCS 5/Art. 24 heading)

ARTICLE 24. VOTING MACHINES

(10 ILCS 5/24-1) (from Ch. 46, par. 24-1)

Sec. 24-1. The election authority in all jurisdictions when voting machines are used shall, except as otherwise provided in this Code, provide a voting machine or voting machines for any or all of the election precincts or election districts, as the case may be, for which the election authority is by law charged with the duty of conducting an election or elections. A voting machine or machines sufficient in number to provide a machine for each 400 voters or fraction thereof shall be supplied for use at all elections. However, no such voting machine shall be used, purchased, or adopted, and no person or entity may have a written contract, including a contract contingent upon certification of the voting machines, to sell, lease, or loan voting machines to an election authority, until the board of voting machine commissioners hereinafter provided for, or a majority thereof, shall have made and filed a report certifying that they have examined such machine; that it affords each elector an opportunity to vote in absolute secrecy; that it enables each elector to vote a ticket selected in part from the nominees of one party, and in part from the nominees of any or all other parties, and in part from independent nominees printed in the columns of candidates for public office, and in part of persons not in nomination by any party or upon any independent ticket; that it enables each elector to vote a written or printed ballot of his own selection, for any person for any office for whom he may desire to vote; that it enables each elector to vote for all candidates for whom he is entitled to vote, and prevents him from voting for any candidate for any office more than once, unless he is lawfully entitled to cast more than one vote for one candidate, and in that event permits him to cast only as many votes for that candidate as he is by law entitled, and no more; that it prevents the elector from voting for more than one person for the same office, unless he is lawfully entitled to vote for more than one person therefor, and in that event permits him to vote for as many persons for that office as he is by law entitled, and no more; that it identifies when an elector has not voted for all statewide constitutional offices; and that such machine will register correctly by means of exact counters every vote cast for the regular tickets thereon; and has the capacity to contain the tickets of at least 5 political parties with the names of all the candidates thereon, together with all propositions in the form provided by law, where such form is prescribed, and where no such provision is made for the form thereof, then in brief form, not to exceed 75 words; that all

White, Dan

From: White, Dan
Sent: Thursday, May 14, 2009 1:05 PM
To: Albert Porter; Bryan Schneider; Patrick Brady; John Keith; William McGuffage; Jesse Smart; Robert Walters; Rednour Wanda (Business Fax)
Cc: List - Division Directors; Calvin, Amy; Cray, Cris; Gervase, Darlene; Glazier, Becky
Subject: Board Meeting Agenda Item/ additional information

At the Board meeting, under Report of the Executive Director, item 2. c., I will report on Monday's Advisory Committee meeting. One of the items we will be discussing is the following matter that has many clerks concerned.

Public Act 95-699, which became effective November, 2007, amended Article 24 of the Election Code to require that voting devices identify ballots which do not have votes for all statewide constitutional officers.

The reason for the clerk's concern is that election vendor Premier Elections Solutions(PES), is apparently unable or unwilling to make necessary modifications to comply with this provision. PES supplies voting systems to 63 election jurisdictions in Illinois.

The clerks have initiated a letter writing campaign to the legislature seeking a legislative remedy and have asked that I bring this matter to the Board's attention for consideration.

I will have an oral update at the meeting.

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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EXECUTIVE DIRECTOR
Daniel W. White

MEMORANDUM

TO: Chairman Albert S. Porter, Vice Chairman Bryan A. Schneider
Members of the Board and Executive Director Dan White

From: Steve Sandvoss, General Counsel

Re: Required Review of the Minutes of Executive Sessions

Date: June 2, 2009

Pursuant to 5 ILCS 120/2.06 (d) of the Open Meetings Act, every public body is required to review the minutes of their closed meetings to determine whether or not there is a need for continuing confidentiality of such minutes. In accordance with this requirement, the Executive Director and I reviewed the minutes of the Executive Sessions of the State Board of Elections since October 15, 2007. Other than the minutes of the meetings listed below, we have concluded that the necessity of confidentiality does not exist as to the remaining copies of the minutes.

- February 17, 2009 – Discussion of Garcia v. Cicero Voters Alliance, a case following closed preliminary hearing.
- February 23, 2009 – Discussion of Cundari v. Cicero Equality Committee, a case following closed preliminary hearing.
- March 9, 2009 – discussion of Swiss et al v. Roupas and Wiggins v. Foster, cases following closed preliminary hearing.

Please note that the release of the minutes of the Executive Sessions for public inspection DOES NOT automatically release the verbatim recording of such Sessions. A specific authorization of the Board would be required to release such recordings.

In the future, the Executive Director and I will review closed meeting minutes every April and October.

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board

SUBJECT: Legislative Update

DATE: June 3, 2009

In an earlier e-mail, I reported that the legislature adjourned May 31 after a lengthy and harried weekend session. It appears that each house of legislature recessed to the call of the Chair. A recess allows the leaders to call legislators back in session without a gubernatorial Writ of Special Session.

The Governor and legislative leaders are scheduled to meet the week of June 1 in hopes of completing unfinished business such as: a state income tax increase, a capital plan (passed by the legislature but the Governor is refusing to sign without a balanced budget), recall, and employees termination act from which the SBE was exempted.

We are presently reviewing election legislation that has passed and the fiscal impact of budgetary reductions for FY 2010. At this point the Governor has not acted on any of the legislature's initiatives.

As part of the legislative report we will have an oral update on campaign disclosure legislation and ethics reform, including our Business Entity Registration Program (BEREP).

At this point we have what many are calling a temporary budget that funds agencies until additional revenue sources can be identified. The budget appropriation passed by the legislature is approximately \$12,350,800. We requested \$19,328,800 leaving a \$7 million shortfall. Below is a brief summary of our current "work-in-progress" budget.

1. Personnel services and GRF line items are funded at amounts requested.
2. All other lump sums, including the testing center, annual maintenance for IVRS, maintenance of effort, judges of election reimbursement, county clerk's stipends, E-cavass, redistricting, IDIS are cut approximately 50%. There is no funding for additional ethics mandates.
3. Spending authority for Federal programs such as HAVA and the data collection grant are funded.
4. While there is insufficient funding in personal services to staff all of the programs mandated it appears we can make it through the fiscal year without layoffs.

At the Board meeting we will have an update of legislative activity and status of the budget.

Attachments

2009 Legislation

Budget

House Bill 4416	Madigan	SBE Introduced budget
Senate Bill 2444	Sullivan	SBE Introduced budget
House Bill 2145	Madigan/Trotter	FY10 personnel services line
House Bill 2206	Madigan/Trotter	FY10 non GRF monies
Senate Bill 1197	Trotter/Madigan	FY10 lump sums

Open Primaries

House Bill 825	Black	
House Bill 888	Boland	
Senate Bill 1666	Bomke	Lost 17-37

Changing the Primary Date

House Bill 4007	Froehlich	change to September
House Bill 1285	Franks	change to summer
House Bill 2308	Nekritz	change to March/August
House Bill 4448	Cross	June general primary
Senate Bill 46	Risinger	change to June

Campaign Contribution Limits

House Bill 7	Madigan/Harmon	Campaign/Ethics bill – passed both Houses
House Bill 24	Osterman	Extensive campaign contribution reform
House Bill 86	Lang	
House Bill 717	Mathias	
House Bill 733	Boland	IL Clean Election Act
House Bill 763	Cultra	
House Bill 887	Boland	Judicial Campaign Financing
House Bill 1061	Coulson	
House Bill 1324	Boland	IL Clean Election Act
House Bill 1390	Burns	The Lincoln Act
House Bill 2267	Boland	IL Clean Election Act
House Bill 2428	May/Kotowski	Board appointees and contributions
House Bill 2631	Ryg	Judicial Campaign Reform
House Bill 4112	Fortner	Campaign Finance Auditor
Senate Bill 284	Cronin	No transfers over \$1,000
Senate Bill 1270	Hendon	Public Campaign Financing
Senate Bill 1345	Murphy	Contributions and state contracts
Senate Bill 1406	Noland	
Senate Bill 1548	Radogno	Limit of 1 political committee/\$10,000
Senate Bill 1768	Stearns	

Senate Bill 2063	Righter	
Senate Bill 2085	Lauzen	Voluntary pledges
Senate Bill 2144	Raoul	Judicial Campaign Reform

Special Elections/Vacancies in Office

House Bill 290	Mathias	Nomination Vacancy
House Bill 365	Franks	US Senate Vacancy
House Bill 723	Fortner/Cullerton	Nomination Vacancy
House Bill 2503	Cross	US Senate Vacancy
House Bill 3793	Hamos	US Senate Vacancy
House Bill 4113	Durkin	US Senate Vacancies
Senate Bill 285	Murphy	US Senator special election
Senate Bill 1271	Hendon	Elections for all vacant offices
Senate Bill 1428	Murphy	Nomination Vacancy

Recall

HJRCA 01	Franks	
HJRCA 10	Black	
HJRCA 31	Franks/Noland	On 3 rd Reading in the Senate
SJRCA09	Cronin	

Judges

Senate Bill 1582	Wilhelmi/Mathias	no disclose addresses
Senate Bill 1670	Noland/Farnham	add 16th circuit judges (Kane)
Senate Bill 1938	Link/Madigan	adds additional judgeships

Transparency of Budget

House Bill 35	Tyron/Garrett	Accountability portal
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Freedom of Information

House Bill 1370	Currie	Available records
House Bill 4165	Currie	Public-access counselor
Senate Bill 54	Garrett/Madigan	part of Ethics package
Senate Bill 189	Trotter/Madigan	part of Ethics package

Other

House Bill 07	Franks/Crotty	establishes legal defense funds
House Bill 85	Jackson/Cullerton	establishes an Internet Voting Commission
House Bill 267	Davis/Meeks	Extending grace period
House Bill 268	Mitchell/_____	Robo calls
House Bill 567	Gordon/Cullerton	CILA's
House Bill 723	Fortner/Link	Vacancies in nomination
House Bill 1131*	Myers/Cullerton	military delivery of ballots
House Bill 3785	Tryon/Althoff	No regulation by locals on signs

House Bill 3972	Jackson/Jones III	notice on absentee applications
House Bill 4051	Froehlich/Harmon	Local records
House Bill 4077	Jakobsson/Frerichs	Voter ID
House Bill 4450	Madigan	Employee Terminations 2009 – see SB 1333
House Bill 4452	Mitchell, B.	Petition filings and drug testing
Senate Bill 51	Schoenberg/Madigan	BEREP
Senate Bill 80	Link/Washington	Campaign Free Zone
Senate Bill 146	Silverstein/Mathias	Robo calls
Senate Bill 189	Garrett/Franks	Boards/Commissions and ethics
Senate Bill 283	Syverson/Froehlich	Primary Voters
Senate Bill 350	Cullerton	Governor's Reform Commission Report
Senate Bill 600	Lauzen/Froehlich	State Central Committee
Senate Bill 1333	Cullerton/Madigan	Termination Act of 2009
Senate Bill 1466	Jones III/Jackson	Absentee ballot postmark
Senate Bill 1473*	Link/Myers	Electronic notification
Senate Bill 1662	Murphy/Mathias	D-1's
Senate Bill 1799*	Righter/Myers	Con Con language
Senate Bill 1801*	Righter/Mathias	Early voting/holidays
Senate Bill 2022	Frerichs/Jakobsson	No excuse absentee
Senate Bill 2168	Hutchinson/Farnham	Military dependents

*denotes SBE initiative
Passed both Houses



Illinois General Assembly

[Help](#)

All Election Bills 2009

Report Options

HB0007	s	Michael J. Madigan (Don Harmon)	ELECTIONS-LEGAL DEFENSE FUND	05/31/2009	House	Passed Both Houses
HB0024		Harry Osterman	ELEC CD-CONTRIBUTION LIMITS	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0035	h	Michael W. Tryon (Susan Garrett)	CMS-ACCOUNTABILITY PORTAL	05/15/2009	House	Passed Both Houses
HB0054		David Reis	U OF I-ELECT BD OF TRUSTEES	04/03/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0085	b	Eddie Lee Jackson, Sr. (Michael Bond)	INTERNET VOTING COMMISSION	05/26/2009	Senate	Placed on Calendar Order of Non-Concurrence Senate Amendment(s) 1 - May 27, 2009
HB0086		Lou Lang	ELEC-CONTRIBUTION DISCLOSURE	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0087		Lou Lang	ELEC DAY REGISTRATION	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0092		Lou Lang	INTERNET VOTING-TECH	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0095		Lou Lang	ELECTIONS-TECH	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0201		Michael J. Madigan	ST ETHICS-TECH	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0260		John A. Fritchey	ST ETHICS-REVOLVING DOOR	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0267	h	William Davis (James T. Meeks)	ELECTIONS-GRACE REGISTRATION	05/19/2009	House	Passed Both Houses
HB0268	s	Bill Mitchell (Ira I. Silverstein)	ELECTIONS-ROBO CALLS	05/19/2009	House	Placed on Calendar Order of Concurrence Senate Amendment(s) 1
HB0286		Elizabeth Coulson (John J. Millner)	ST ETHICS-PUBLIC SERVICE ADS	02/20/2009	Senate	Referred to Assignments
HB0290		Sidney H. Mathias	ELECTIONS-NOMINATION VACANCY	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0292	h	Sidney H. Mathias	ELEC CD-CAMPAIGN FREE ZONE	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0345		John A. Fritchey	ELECTIONS-TECH	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0365	h	Jack D. Franks	US SENATE VACANCY	03/11/2009	House	Tabled Pursuant to Rule 24
HB0368	h	Chapin Rose	ELECTIONS-VOTER REGISTRATION	03/26/2009	House	Tabled By Sponsor Rep. Chapin Rose
HB0371		Sidney H. Mathias	ST ETHICS-REVOLVING DOOR	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0395		Dan Brady	ELEC OFFICER-NO ENDORSEMENT	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0499		Keith Farnham	ELECTIONS MILITARY DEPENDENTS	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0502		Keith Farnham	ELECTIONS-SENIOR VOTERS	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0553		Jack D. Franks	INSPECTOR GEN REPORTS PUBLIC	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0567	s	Careen M. Gordon (Kwame Raoul)	ELECTIONS-COMMUNITY INTEGRATED	05/22/2009	House	Passed Both Houses
HB0717		Sidney H. Mathias	CAMPAIGN CONTRIBUTION REPORTS	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0723	b	Mike Fortner (Terry Link)	ELECTION-NOMINATION VACANCY	05/28/2009	House	Passed Both Houses
HB0733		Mike Boland	IL CLEAN ELECTION ACT	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0736		John A. Fritchey	ST ETHICS/LOBBYING REFORM	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee
HB0763		Shane Cultra	GA CAMPAIGN	03/13/2009	House	Rule 19(a) / Re-referred to Rules Committee

HB0825	h William B. Black	EXPENDITURE LIMITS ELEC CD-OPEN PRIMARY	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB0887	Mike Boland	JUDICIAL CAMPAIGN FINANCING	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB0888	Mike Boland	ELEC CD-OPEN PRIMARY	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB0890	Mike Boland	ELECTION DAY REGISTRATION	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB0891	Mike Boland	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB0915	Mike Boland	ELEC CD-PRECINCT REFERENDA	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB0916	Mike Boland	ELEC-LOCAL PETITION SIGNERS	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB0918	Mike Boland	ELECTIONS-PUBLIC QUESTIONS	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB0922	Mike Boland	ELECTIONS-LOCAL REFERENDA	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB0982	Deborah Mell	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB0983	Deborah Mell	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1012	Mike Boland	ELEC-PETITION SIGNATURES	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1060	s Elizabeth Coulson (Christine Radogno)	LOBBYING-ST BOARD MEMBERS	05/20/2009 House Placed on Calendar Order of Concurrence Senate Amendment(s) 1
HB1061	Elizabeth Coulson	ELECTIONS-CONTRIBUTION REPORT	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1064	Mike Bost	ELEC CD-NO IN PERSON ABSENTEE	03/10/2009 House Tabled By Sponsor Rep. Mike Bost
HB1090	Patrick J. Verschoore	AUTOMATIC DIALERS- IDENTITY	02/24/2009 House Tabled By Sponsor Rep. Patrick J. Verschoore
HB1111	Mike Boland	ELEC-ELECTION DAY REGISTRATION	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1113	Mike Boland	ELEC CD-2010 VOTE BY MAIL	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1131	Richard P. Myers (Toi W. Hutchinson)	ELECTIONS-BALLOT DELIVERY	05/19/2009 House Passed Both Houses
HB1249	Jack D. Franks	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1250	Jack D. Franks	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1285	Jack D. Franks	SUMMER GENERAL PRIMARY	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1289	Joseph M. Lyons	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1323	Mike Boland	ELEC CD- EQUIPMENT/AUDITS	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1324	Mike Boland	IL CLEAN ELECTIONS ACT	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1333	Mike Boland	ELEC CD- EQUIPMENT/AUDITS	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1334	Mike Boland	ELEC CD-MAIL VOTE- CONSLDTE	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1370	Barbara Flynn Currie	GOVERNMENT-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1387	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1388	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1389	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1390	William D. Burns	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1391	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1392	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1393	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1394	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1395	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1396	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1397	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee

My Legislation - Preview

HB1398	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1399	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1400	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1401	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1402	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1403	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1404	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1405	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB1406	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2145	h Michael J. Madigan (Donne E. Trotter)	\$GEN ASSEMBLY-TECH	05/30/2009 House Passed Both Houses
HB2170	Michael J. Madigan	\$BD ELECTIONS-TECH	02/19/2009 House Assigned to Appropriations-General Services Committee
HB2206	h Michael J. Madigan (Donne E. Trotter)	\$STATE APP DEFENDER-TECH	05/30/2009 House Passed Both Houses
HB2261	William B. Black	ELECTIONS-ST BOARD MEMBERS	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2267	Mike Boland	IL CLEAN ELECTION ACT	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2303	Elaine Nekritz	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2304	Elaine Nekritz	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2305	Elaine Nekritz	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2306	Elaine Nekritz	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2307	Elaine Nekritz	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2308	Elaine Nekritz	MARCH/AUGUST GENERAL PRIMARY	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2364	Mike Boland	BALLOT INITIATIVE-ETHICS	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2366	h Eddie Washington	ELEC-INDEPENDENT SIGNATURES	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2368	Mike Boland	ELEC-LOCAL PETITION SIGNERS	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2416	Naomi D. Jakobsson	ELECTIONS THIRD PARTY JUDGES	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2428	h Karen May (Dan Kotowski)	ST ETHICS-APPOINTEES	05/08/2009 Senate Rule 3-9(a) / Re-referred to Assignments
HB2457	Dan Brady	ELECTIONS-REGISTRATION PURGE	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2458	Dan Brady	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2459	Dan Brady	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2460	Dan Brady	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2461	Dan Brady	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2465	Patrick J. Verschoore (Terry Link)	LOC GOV EMPLOY POLITICAL RIGHT	05/08/2009 Senate Rule 3-9(a) / Re-referred to Assignments
HB2503	h Tom Cross	U.S. SENATE VACANCY	03/11/2009 House Tabled Pursuant to Rule 24
HB2543	Jack D. Franks	U.S. SENATE VACANCY	02/20/2009 House Referred to Rules Committee
HB2590	Paul D. Froehlich	PUBLIC QUESTION BALLOT LIMIT	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2603	Harry Osterman	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2620	William B. Black	ELECTIONS-NEW PARTY PETITIONS	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2629	h Kathleen A. Ryg	ELECTIONS-VOTING AGE	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2631	Kathleen A. Ryg	JUDICIAL CAMPAIGN REFORM	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2987	Sidney H. Mathias	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2988	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2989	Michael W. Tryon	ELECTIONS-TEC'	1/03/2009 House Rule 19(a) / Re-referred to Rules Committee

HB2990	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2991	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2992	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2993	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2994	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2995	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2996	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2997	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2998	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB2999	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3000	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3001	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3111	Sidney H. Mathias	LOCAL GOVERNMENT-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3492	Tom Cross	\$BD ELECTIONS-TECH	03/04/2009 House Placed on Calendar 2nd Reading - Short Debate **
HB3534	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3552	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3554	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3564	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3581	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3582	Tom Cross	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3609	Mike Boland	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3785	b Michael W. Tryon (Pamela J. Althoff)	MUNI CD-POLITICAL SIGNS	05/21/2009 House Placed on Calendar Order of Concurrence Senate Amendment(s) 1
HB3793	Julie Hamos	U.S. SENATE VACANCY	02/25/2009 House Referred to Rules Committee
HB3839	Naomi D. Jakobsson	UNIFORM VOTING EQUIPMENT	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3849	Deborah Mell	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3850	Deborah Mell	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3930	William B. Black	ELECTIONS-CON CON BALLOTS	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3935	William D. Burns	ELECTIONS-TECH	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB3972	Eddie Lee Jackson, Sr. (Emil Jones, III)	ABSENTEE BALLOT POSTMARK	05/14/2009 House Passed Both Houses
HB4007	Paul D. Froehlich	SEPTEMBER 2010 PRIMARY	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4029	Paul D. Froehlich	BINDING BALLOT INITIATIVES	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4037	Emily McAsey	EARLY VOTING POLLING PLACES	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4051	h Paul D. Froehlich (Don Harmon)	LOCAL RECORDS-ELECTION RECORDS	05/19/2009 House Passed Both Houses
HB4077	h Naomi D. Jakobsson (Michael W. Frerichs)	ELECTIONS-VOTER IDENTIFICATION	05/15/2009 House Passed Both Houses
HB4112	Mike Fortner	CAMPAIGN FINANCE AUDITOR	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4113	Jim Durkin	U.S. SENATE VACANCIES	02/27/2009 House Referred to Rules Committee
HB4115	Rosemary Mulligan	ELECTIONS-NEGATIVE CAMPAIGNING	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4116	Rosemary Mulligan	ELECTIONS-CAMPAIGN MESSAGES	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4144	Tom Cross	OPEN MEETINGS- CANCELLATION	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4156	Elizabeth Coulson	ST ETHICS-EXEC INVESTIGATIONS	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4165	Barbara Flynn Currie	FOIA PUBLIC ACCES	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee

HB4166	Barbara Flynn Currie	COUNSELOR LEGISLATIVE ETHICS COMMISSION	03/13/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4265	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4272	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4291	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4293	Michael J. Madigan	ELECTIONS-TECH	04/03/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4416	Michael J. Madigan	\$STATE BOARD OF ELECTIONS	03/24/2009 House Referred to Rules Committee
HB4448	Tom Cross	JUNE GENERAL PRIMARY	05/05/2009 House Referred to Rules Committee
HB4450	Michael J. Madigan	EMPLOYEE TERMINATIONS 2009	05/31/2009 House Rule 19(a) / Re-referred to Rules Committee
HB4452	Bill Mitchell	DRUG ABUSE-ELECTION- PUBLIC AID	05/11/2009 House Referred to Rules Committee
SB0007	John J. Cullerton	GOVERNMENT ETHICS- TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0008	John J. Cullerton	CAMPAIGN FINANCE-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0046	Dale E. Risinger	JUNE GENERAL PRIMARY	03/13/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB0051	h Jeffrey M. Schoenberg (Michael J. Madigan)	STATE MONEYS-GOVMT SECURITIES	05/22/2009 Senate Passed Both Houses
SB0054	h Susan Garrett (Michael J. Madigan)	ST ETHICS-INSPECTOR REPORTS	05/22/2009 Senate Passed Both Houses
SB0080	b Terry Link (Eddie Washington)	ELECTIONS-CAMPAIGN FREE ZONE	05/30/2009 House Placed on Calendar Order of Non-Concurrence House Amendment(s) 1, 2
SB0146	b Ira I. Silverstein (Sidney H. Mathias)	ELECTIONS ROBO CALLS	05/31/2009 House Rule 19(a) / Re-referred to Rules Committee
SB0176	s Don Harmon	COOK COUNTY-FOREST PRESERVE	04/29/2009 Senate Placed on Calendar Order of 3rd Reading April 30, 2009
SB0189	b Kwame Raoul (Michael J. Madigan)	GUBERNATORIAL BOARD COMMISSION	05/28/2009 Senate Passed Both Houses
SB0283	s Dave Syverson (Dave Winters)	ELECTIONS-PRIMARY VOTER	05/31/2009 House Rule 19(a) / Re-referred to Rules Committee
SB0284	Dan Cronin	ELECTIONS-POLITICAL COMMITTEES	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB0285	Matt Murphy	U.S. SENATOR SPECIAL ELECTION	03/13/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB0350	John J. Cullerton	GOVERNMENT-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0354	John J. Cullerton	ELECTIONS-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0355	John J. Cullerton	ELECTIONS-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0356	John J. Cullerton	ELECTIONS-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0357	John J. Cullerton	ELECTIONS-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0358	John J. Cullerton	ELECTIONS-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0359	John J. Cullerton	ELECTIONS-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0360	John J. Cullerton	ELECTIONS-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0361	John J. Cullerton	ELECTIONS-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0362	John J. Cullerton	ELECTIONS-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0363	John J. Cullerton	ELECTIONS-TECH	04/23/2009 Senate Placed on Calendar Order of 3rd Reading April 28, 2009
SB0600	s Chris Lauzen (Lou Lang)	ELECTIONS-ST CENTRAL COMMITTEE	05/19/2009 House Held on Calendar Order of Second Reading - Short Debate

My Legislation - Preview

SB1187	John M. Sullivan	STATE BOARD OF ELECTIONS	05/26/2009 Senate Placed on Calendar Order of 2nd Reading May 27, 2009
SB1197	h Donne E. Trotter (Michael J. Madigan)	STATE BOARD OF EDUCATION	05/31/2009 Senate Placed on Calendar Order of Concurrence House Amendment(s) 1, 2 - May 31, 2009
SB1270	Rickey R. Hendon	PUBLIC CAMPAIGN FINANCING-TECH	02/10/2009 Senate Referred to Assignments
SB1271	Rickey R. Hendon	ELECTIONS VACANT OFFICES	03/13/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB1333	h John J. Cullerton (Michael J. Madigan)	MILITARY LEAVE OF ABSENCE	05/21/2009 Senate Placed on Calendar Order of Concurrence House Amendment(s) 1, 2 - May 22, 2009
SB1345	Matt Murphy	GOMB-FUNDS-TRANSPARENT WEBSITE	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB1370	M. Maggie Crotty (Constance A. Howard)	SOS-VOTER REGISTRATION	05/08/2009 House Rule 19(a) / Re-referred to Rules Committee
SB1406	Michael Noland	ELEC CD-CONTRIBUTION LIMITS	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB1428	Matt Murphy	ELECTIONS-NOMINATION VACANCY	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB1466	h Don Harmon (Eddie Lee Jackson, Sr.)	ABSENTEE BALLOT POSTMARK	05/31/2009 House Rule 19(a) / Re-referred to Rules Committee
SB1473	Terry Link (Richard P. Myers)	ELECTIONS-POLITICAL COMMITTEE	05/08/2009 House Rule 19(a) / Re-referred to Rules Committee
SB1475	M. Maggie Crotty	ELECTIONS-PRECINCT COMMITTEE	03/05/2009 Senate Placed on Calendar Order of 2nd Reading March 6, 2009
SB1509	Don Harmon	ELECTIONS-TECH	02/18/2009 Senate Referred to Assignments
SB1548	Christine Radogno	CAMPAIGN CONTRIBUTION LIMIT	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB1549	William R. Haine (Sidney H. Mathias)	FIRST 2009 GENERAL REVISORY	05/14/2009 Senate Passed Both Houses
SB1582	s A. J. Wilhelmi (Sidney H. Mathias)	JUDGES-NO DISCLOSE ADDRESS/TEL	05/08/2009 House Rule 19(a) / Re-referred to Rules Committee
SB1614	M. Maggie Crotty	ELECTIONS-PETITION FILING	03/13/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB1662	b Matt Murphy (Sidney H. Mathias)	ELEC CD-POLITICAL COMMITTEES	05/27/2009 Senate Passed Both Houses
SB1666	Larry K. Bomke	ELEC CD-OPEN PRIMARY	04/01/2009 Senate Third Reading - Lost; 017-037-000
SB1670	s Michael Noland (Franco Coladipietro)	ADD 16TH CIRCUIT ASSOC JUDGES	05/08/2009 House Rule 19(a) / Re-referred to Rules Committee
SB1768	Heather Steans	ELEC CD-CONTRIBUTION LIMITS	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB1790	Dave Syverson	ELECTIONS-CANDIDATE GUIDE	03/13/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB1799	Dale A. Righter (Richard P. Myers)	ELECTIONS-CON CON BALLOTS	05/31/2009 House Rule 19(a) / Re-referred to Rules Committee
SB1801	h Dale A. Righter (Sidney H. Mathias)	EARLY VOTING PERIOD-HOLIDAYS	05/27/2009 Senate Passed Both Houses
SB1938	b Terry Link (Frank J. Mautino)	CIRCUIT COURTS-ADD JUDGESHIPS	05/30/2009 Senate Passed Both Houses
SB1947	Jacqueline Y. Collins	ELECTIONS-TECH	03/12/2009 Senate Placed on Calendar Order of 2nd Reading March 17, 2009
SB2022	s Michael W. Frerichs (Naomi D. Jakobsson)	ELECTIONS-ABSENTEE VOTING	05/20/2009 Senate Passed Both Houses
SB2055	Gary Forby	ELECTIONS-TECH	02/20/2009 Senate Referred to Assignments
SB2063	Dale A. Righter	CAMPAIGN CONTRIBUTION LIMIT	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB2077	Chris Lauzen	ELECTIONS-POLITICAL COMMITTEES	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB2079	Chris Lauzen	ELECTIONS-VOTER ID	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB2083	Chris Lauzen	PROOF OF CITIZENSHIP	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments

My Legislation - Preview

SB2085	Chris Lauzen	CAMPAIGN EXPENDITURE LIMITS	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB2144	Kwame Raoul	JUDICIAL CAMPAIGN REFORM	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB2168	b Toi W. Hutchinson (Keith Farnham)	ELECTIONS MILITARY DEPENDENTS	05/31/2009 House Rule 19(a) / Re-referred to Rules Committee
SB2183	Christine Radogno	ELECTIONS-TECH	03/24/2009 Senate Placed on Calendar Order of 3rd Reading March 25, 2009
SB2185	Christine Radogno	ELECTIONS-TECH	03/24/2009 Senate Placed on Calendar Order of 3rd Reading March 25, 2009
SB2198	Christine Radogno	ELECTIONS-TECH	03/12/2009 Senate Placed on Calendar Order of 2nd Reading March 17, 2009
SB2200	Christine Radogno	ELECTIONS-TECH	03/12/2009 Senate Placed on Calendar Order of 2nd Reading March 17, 2009
SB2202	Christine Radogno	ELECTIONS-TECH	03/12/2009 Senate Placed on Calendar Order of 2nd Reading March 17, 2009
SB2238	Chris Lauzen	ELECTIONS-TECH	02/20/2009 Senate Referred to Assignments
SB2242	Chris Lauzen	PROCUREMENT-PAY TO PLAY	04/03/2009 Senate Rule 3-9(a) / Re-referred to Assignments
SB2257	Kwame Raoul	ELECTIONS-TECH	03/30/2009 Senate Placed on Calendar Order of 3rd Reading March 31, 2009
SB2259	Kwame Raoul	ELECTIONS-TECH	02/20/2009 Senate Referred to Assignments
SB2261	Kwame Raoul	ELECTIONS-TECH	02/20/2009 Senate Referred to Assignments
SB2444	John M. Sullivan	\$STATE BOARD OF ELECTIONS	03/24/2009 Senate Referred to Assignments
SB2448	Kirk W. Dillard	ST ETHICS-SANGAMON FUNDRAISING	03/25/2009 Senate Referred to Assignments
SB2458	Don Harmon	CAMPAIGN FINANCE TASK FORCE	06/01/2009 Senate Referred to Assignments
HR0092	Dennis M. Reboletti	URGE BURRIS TO RESIGN	02/19/2009 House Referred to Rules Committee
HR0145	Paul D. Froehlich	TASK FORCE ON SPECIAL ELECTION	03/04/2009 House Referred to Rules Committee
HJRCA0001	Jack D. Franks	CONAMEND-RECALL ELECTIONS	01/14/2009 House Referred to Rules Committee
HJRCA0004	Lou Lang	SUFFRAGE-VOTING AGE 17	01/14/2009 House Referred to Rules Committee
HJRCA0005	Suzanne Bassi	CON AMEND-REDISTRICTING	01/14/2009 House Referred to Rules Committee
HJRCA0006	Suzanne Bassi	CON AMEND-LEGISLATURE TERMS	01/14/2009 House Referred to Rules Committee
HJRCA0031	Jack D. Franks (Michael Noland)	CONAMEND-GOVERNOR RECALL	06/01/2009 Senate Placed on Calendar Order of 3rd Reading June 1, 2009; Constitutional Amendments
SJRCA0009	Dan Cronin	CONAMEND-RECALL ELECTIONS	02/19/2009 Senate To Subcommittee on Constitutional Amendments
SJRCA0069	Dale A. Richter	CONAMEND-REDISTRICTING	05/22/2009 Senate Referred to Assignments

All Election Bills 2009 Totals: 241 - (House Bills: 160) (Senate Bills: 72) (Other Bills: 9) [Help](#)

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“Legal defense of a candidate or public official. "Legal defense of a candidate or public official" means the obtaining, providing, or financially assisting with the obtaining or providing of legal counsel, representation, services, advice, opinion, or guidance for a candidate or public official in connection with: (i) an offense involving fraud against a public entity, bribery of an officer or employee of a public entity, official misconduct, or inducement of an officer or employee of a public entity to commit official misconduct; (ii) any other infamous crime under State or federal law; or (iii) any other offense that reflects upon the candidate's or official's character, honesty, integrity, or ability to qualify for or hold public office.

For the purpose of this Section, "public entity" means any entity authorized or established by constitution, law, executive order, resolution, or ordinance in the executive, legislative, or judicial branch of government at the federal, State, or local level.”

CURRENT LAW:

REASON FOR CHANGE:

PROPOSERS:

NEUTRAL:

COMMENTS: If the legal defense fund does not support or oppose any candidate these legal defense funds will not have to file pre's or A-1's. **Was that the intent?** Unless the legal defense fund gives money to a candidate, the only reports filed would be semi's. This will not be full disclosure as we have now.

The big question – does the General Assembly wish to include legal representation for petition objections? If you prosecute or defend a petition objection or a complaint under Article 9, does that require you to file as a political committee? We need a clear yes or no on this question.

If it is the intent to allow the use of campaign funds to support legal actions, then we suggest **making it clear in 9-8.10.**

(10 ILCS 5/9-8.10)

Sec. 9-8.10. Use of political committee and other reporting organization funds.

(a) A political committee, or organization subject to Section 9-7.5, shall not make expenditures:

(1) In violation of any law of the United States or of this State...

(4) For the satisfaction or repayment of any debts or for the payment of any expenses relating to a personal residence. Campaign funds may not be used as collateral for home mortgages.

(5) For clothing or personal laundry expenses, except clothing items rented by the public official or candidate for his or her own use exclusively for a specific campaign-related event, provided that committees may purchase costumes, novelty items, or other accessories worn primarily to advertise the candidacy.

(6) For the travel expenses of any person unless the travel is necessary for fulfillment of political, governmental, or public policy duties, activities, or purposes.

(7) For membership or club dues charged by organizations, clubs, or facilities that are primarily...

SENATE FLOOR AMENDMENT #1:

7-8 State Central Committee

Adds: A state central committee organized under Alternative B (Democrat Party of Illinois), shall not make any contributions, expenditures, or electioneering communications on behalf of a candidate for nomination for any office in that party's primary election.

The state central committee also shall not endorse candidates for nomination in its party's primary election.

This Section takes effect immediately.

Only the State Central Committee can not participate; the PAC established by the Party still could.

Article 9

9-1.4 Contribution definitions

Adds the term "retention"

"In connection with the nomination for election, election, or retention of any person to or in public office"

HB 24/SB 1406

Adds the term "constituent services committee" (as provided in 9-8.5)

Exempts multi-candidate committees from listing certain expenditures

Contribution does not include:

- (c) any communication on any subject by a corporation, labor organization, or by an association to their stockholders/personnel/families;
- (d) voter registration and get out the vote campaigns that make no mention of any clearly identified candidate, public question or political party
- (e) an expenditure by a multi-candidate committee (as provided in 9-8.5)
- (f) a secured loan of money by a national or state bank or credit union
- (d) an independent expenditure

(C) interest or other investment incomes shall not be considered contributions for the purpose of 9-8.5 but shall be listed with contributions on disclosure reports required by this Article

Under item (f), a personal loan would still be considered a contribution from the candidate or public official to his own committee. In addition, if a contributor would to give the candidate a car to use as collateral for the loan, the car would also need to be listed as a contribution.

9-1.5 Expenditure definitions

Adds the term “retention”

“In connection with the nomination for election, election, or retention of any person to or in public office”

HB 24/SB 1406

Adds the term “constituent services committee” (as provided in 9-8.5)

9-1.6 Person

Means a natural person

9-1.7 Local political committee

Must file as a local political committee if you “make electioneering communications during any 12-month period in an aggregate amount exceeding \$3,000 relating to any candidate(s) or questions of public policy.”

We read items (d) and (e) as the same. Not sure why (e) was added.

9-1.8 State political committee

Must file as a state political committee if you “make electioneering communications during any 12-month period in an aggregate amount exceeding \$3,000 relating to any candidate(s) or questions of public policy

9-1.14 Electioneering communication

Adds the word “broadcast” removes the word “newspaper”

Adds the word “retention”

Electioneering communication will now be a communication “targeted to the relevant electorate and is susceptible to no reasonable interpretation other than as an appeal to vote for or against a clearly identified candidate for nomination, political party or question of public policy”

This Section takes effect immediately.

See People United to Save the Tax Cap vs. the IL State Board of Elections. We believe this language addresses that court decision.

9-3 Statement of organization

Now includes additional information required by Section 9-8.5

9-4 Statement of organization form

Now includes additional information required by Section 9-8.5

9-7.5 Nonprofit organization registration

Removes references to “semi-annual reports”

Non-profits will now file quarterly. Should Nonprofit organizations be specifically required to file Schedule A-1s?

9-8.5 (new) Limitations on contributions

Association

The term means any group, club, collective, membership organization, collection of persons, entity organized under Section 501 or 527 of the IRS code, or other entity other than a natural person. It does not include a political committee organized under the Article.

HB 24/SB 1406

Constituent Services Committee

The term means a political committee organized by an elected official to accept contributions and make expenditures solely to defray the costs related to constituent services and upkeep of that official’s office.

Beginning on January 1, 2011, a public official may establish and maintain one constituent services committee to support constituent services and the maintenance of the official’s public office. Funds shall not be used for election-related expenses, personal items or to make contributions or transfers of funds to any political committee. Makes changes to the Statement of Organization form.

Each calendar year, a constituent services committee may not accept contributions with an aggregate value over \$5,000 from any single source.

When debating HB 1390 in Committee, Rep. Nekritz stated that she uses campaign money to help pay her staff and run her district office. These limits would affect that. She asked, “how do you serve your constituents?”

Do members **have to have** a constituent services committee or can they still use their regular campaign fund?

Corporation

Includes a limited liability company, partnership, professional practice, cooperative, or sole proprietorship, whether organized on a for-profit or non-profit basis.

Labor organization

Means any organization, agency or employee representation committee or plan, in which employees participate and that exists for the purpose (in whole or in part), of dealing with employers concerning grievances, labor disputes, wages, rates of pay, hours of employment or conditions of work.

HB 24/SB 1406

Multi-candidate committee

Means any political committee organized by a public official, candidate, or political party to support the nomination, election or retention of officials/candidates. Also includes political party committees.

Beginning on January 1, 2011, no official/candidate/political party may establish or maintain more than one political committee to support the election of officials/candidates for multiple, specified offices. Makes changes to the Statement of Organization form.

Each calendar year, a multi-candidate committee may not accept contributions with an aggregate value over \$10,000 from a natural person; an aggregate value over \$20,000 from a corporation/labor/association; an aggregate value over \$90,000 from a political committee.

This language then allows a county central committee and a state central committee.

Are the caucus committees considered a multi-candidate committee?

Each time the multi-candidate committee makes an expenditure of \$500 on behalf of a candidate, they must file that expenditure with the SBE within 5 days.

See 9-1.4 - Exempts multi-candidate committees from listing certain expenditures

According to Sen. Harmon in Senate Executive Committee, contribution limits do include in-kinds. We agree.

Number of political committees as of December 31, 2008 = 3,900; number of committees that had standing funds plus total investments that are over \$90,000 = 182.

Non-candidate committee

Means any political committee or entity other than a public official/candidate/political party to support or oppose causes, ideas, or interests but not organized to support specific candidates for nomination, election or retention.

Beginning on January 1, 2011, a corporation/association/labor organization or other person may establish or maintain one political committee to support a cause or interest, but not organized to support specific candidate(s). Makes changes to the Statement of Organization form.

Each calendar year, a non-candidate committee may not accept contributions with an aggregate value over \$10,000 from a natural person; an aggregate value over \$20,000 from a corporation/labor/association; an aggregate value over \$90,000 from a political committee.

Political Party Committee

Means a political committee organized to support a candidate of a specific political party seeking elective office within a specific jurisdiction.

Single-candidate committee

Means a political committee organized to support or oppose the election of a single, specific candidate or to support/oppose one or more questions of public policy

Beginning on January 1, 2011, no official/candidate may establish or maintain more than one political committee for each office that public official occupies or is seeking. Makes changes to the Statement of Organization form.

SB 1548/SB 2063

Each calendar year, a single-candidate committee may not accept contributions with an aggregate value over \$5,000 from a natural person; an aggregate value over \$10,000 from a corporation/labor/association; an aggregate value over \$90,000 from a political committee.

Self-funding candidates

If an official/candidate or their immediate family contributes or loans to the candidates political committee (or to other political committees that transfer funds to the officials political committee or makes independent expenditures for the benefit of the officials campaign) during the 12 months prior to an election in an aggregate amount of more than 1) \$250,000 for statewide office or 2) \$100,000 for all other election offices, then the official shall file with the SBE, within one day, a Notification of Self-funding.

Within two days of the filing of a Notification, the SBE must post the Notification on our website and the Board shall give official notice of the filing to each candidate for the same office as the candidate making the filing. Upon receiving notice, all candidates for that office (including the self-funder) shall be permitted to accept contributions in excess of any limits imposed by 9-8.5.

Immediate family means the spouse, parent, or child.

The millionaire's amendment established by McCain/Feingold was struck down by the U.S. Supreme Court. The Supreme Court held (5-4 decision) that imposing different limits on candidate for the same office was unconstitutional. This language is different because it removes limits from both.

(Davis v. Federal Election Commission was a case decided by the United States Supreme Court on June 26, 2008. Wealthy industrialist and three-time candidate for New York's 26th congressional district Jack Davis brought the suit against the Federal Election Commission as a

challenge to the so-called “millionaire’s amendment” to the Bipartisan Campaign Reform Act. This amendment allowed candidates special fund-raising privileges if they were running against a candidate who spent \$350,000 or more of their own money on their campaign.

The case was decided by a 5-4 vote in favor of Davis. Justice Samuel Alito wrote the majority opinion. Justice John Paul Stevens wrote the dissenting opinion.

The Court basically found that the law discriminated against someone who was spending their own money to advocate their own election, which violates the First Amendment to the United States Constitution.)

Joint fundraising

Nothing in this Section shall prohibit political committees from dividing the proceeds of joint fundraising efforts; all individual/party/corporation limits must still be honored.

HB 24/SB 1406

Violations

Contributions received in violation of this Section shall be returned to the contributor, or donating the equal amount to a charity. A contribution in violation of this subsection not disposed of within 30 days shall escheat to the General Revenue Fund.

SB 1345 – “escheat to the State Treasury”

On January 1 of every odd-number year, the SBE shall adjust the limits established for inflation as determined by the Consumer Price Index.

HB 24/SB 1406

The SBE will need an appropriation for this mandate.

Federal Committees

There shall be no limits on the amounts that may be transferred between a State and federal committee of a state central committee of a political party.

9-8.6 (new) Disclosure of independent expenditures

Defines: Independent expenditure:

1. That is made by a natural person for the purpose of making electioneering communications or of expressly advocating the nomination, election or defeat of a clearly identifiable public official or candidate AND
2. That is not made in connection, consultation, or concert with or at the request or suggestion of the public official or candidate/designated committee or agent
3. An independent expenditure is not considered a contribution to a political committee.
4. A person that makes an independent expenditure during any 12-month period, that alone or with other independent expenditures equals an aggregate value of at least \$3,000 must file a written disclosure with the benefiting public office and the SBE within 2 business days. Each disclosure must identify the person, occupation and

- employer, date, amount and nature of each expenditure. General primary period and general election period are not defined.
5. There is a continuing duty to disclose each time the person has an unreported independent expenditure that exceeds an aggregate value of \$20,000. In this event, the official must file a written disclosure with the benefiting public office and the SBE within 2 business days. Each disclosure must identify the person, occupation and employer, date, amount and nature of each expenditure.
 6. Any entity, other than a natural person, that makes expenditures, of any kind, in an aggregate amount exceeding \$3,000 during any 12-month period must organize as a political committee. We read this to imply that labor unions and corporations will now need to file.

9-10 Financial Reports

Provides for quarterly reports. The reports shall cover:

January 1 – March 31

April 1 – June 30

July 1 – September 30

October 1 – December 31

On page 45, line 25 and on page 46, line 1, the words: “reports of campaign contributions” need to be stricken. When are committees that are not participating in an election required to file a non-participation report (the pre-election report previously indicated when the report had to be filed)?

Reports shall be filed no later than 20 days after the close of the reporting period.

The SBE is presuming that the additional language at the end of 9-10(b), requires any committee whose candidate or referenda is not appearing on the ballot at the next election (“the committee”) who fails to file a Non-participation Statement, and who then makes a contribution to a candidate committee or referenda committee in excess of \$500, to be in violation of 9-10(b) unless they file Schedule A-1 Reports for any contributions in excess of \$500 they may have received during the 60 day A-1 reporting period; such Reports having to be filed within 5 days of making the contribution that caused the committee to become a “participating” committee (or within 24 hours if such contribution was made within 5 days prior to the election.

A report of any contribution of more than \$500, received in the 60 days prior to the election, shall be filed electronically and must actually be received by the SBE within 2 business days after receipt of the contribution.

Under item (c) add the word “aggregate”.

We believe a \$300 contribution made on December 15th and a \$300 contribution on January 15 would require an A-1 to be filed, however, you’re quarterly report which ends on December 31st and must be filed by January 20, would reflect the original contribution of \$300. And when the A-1 is filed within 2 business days in January that first contribution would be listed again. We are very concerned about double reporting. This applies to EVERY election.

HB 717 – recommended 2 day reporting beginning 60 days prior to an election; HB 1061 – recommended 2 day reporting at any time a committee receives a \$10,000 or more contribution

Requires legislators to submit A-1s from May 1 through the end of the spring session.

Requires the Governor to submit A-1s for 90 days after the end of the spring session.

An expenditure of more than \$500 made by a multi-candidate committee, made in the 60 days prior to the election, shall be electronically reported to the SBE within 5 business days after an expenditure was made by the committee.

A contribution is considered received on the date the official, candidate or treasurer has actual personal physical possession.

Failure to report each contribution is a separate violation of this subsection. The Board may impose fines for “willful or wanton” violations of this subsection not to exceed 150% (now 100%) of the total amount of the contributions.

The Board may impose fines for “negligent, inadvertent or technical” violations of this subsection not to exceed 50% of the total amount of contributions. The Board may decline to impose a fine.

A list of factors the Board MAY consider is provided.

In addition to any fine imposed, the Board may order any political committee that has failed to file 2 successive quarterly reports within 30 days after the date the report was due to conduct an audit of all financial records required to be maintained by the committee. Deadlines and fines are outlined.

The SBE will need an appropriation for this mandate.

9-13 Adds quarterly reports

9-14 Adds quarterly reports

9-21 Closed Preliminary hearing upon complaint

Upon receipt of a complaint, as provided in 9-20, the Board shall hold a closed preliminary hearing to determine whether or not the complain appears to have been filed on justifiable grounds.

Board decisions must be made in an open meeting.

9-23 Violations and failure to comply

Board decisions must be made in an open meeting.

9-23.5 (new) Public database of complaints

The SBE shall establish and maintain on its official website a searchable database, of each complaint filed with the Board and the disposition of that complaint, including all board actions and penalties imposed. The SBE must update the database within 5 business days after an action taken or a penalty imposed to include that complaint, action or penalty in the database.

The SBE will need an appropriation for this mandate.

We fear this may have the possibility of abuse as opposing committees may file nuisance complaints the closer it gets to the election date to use in mailings, radio ads, etc.

9-28 Electronic filing and availability

All A-1's shall be filed electronically. (9-10, subsections (c), (d) and (e))

9-28.5 Injunctive relief for electioneering communications

Whenever the Attorney General or a State's Attorney believes that someone is making an electioneering communication, who has not complied with the registration and disclosure requirements, may bring action against such person to restrain by injunction such electioneering communication until the registration and disclosure requirements have been met.

Any person may bring action in a circuit court.

This Section takes effect immediately.

9-30 Ballot forfeiture

Local election authorities will now be bound by ballot forfeiture. The election authority shall not place upon the ballot the name of any candidate appearing on a list generated by the SBE and given to the election authorities.

SBE wrote this language; testimony given at a Joint Commission Hearing by Sen. Garrett

This Section takes effect immediately.

COMMENTS: Pat Collins has 9 things he would like to change in the bill. Anton Volakis has 4 things he would like to change. Bill Olsen, ABDI, also testified against the bill.

The Office of the Attorney General was a proponent.

It was stated that Kansas bars their political parties from participating in primaries (contributions, in-kinds, endorsements, etc.)

Per a study by the Better Government Association and a report they issued in 2008, Illinois tied for 11th in regards to ethics. In 2002, Illinois was 41st.

Cullerton stated that he would "self-impose caps for 2010."

SENATE FLOOR AMENDMENT #2:

Public Financing of Judicial Elections Task Force.

The Task Force shall consist of 13 voting members:

- ✓ Four persons appointed by the Governor
- ✓ Four members of the judiciary appointed by the IL Supreme Court
- ✓ One member appointed by the President of the Senate
- ✓ One member appointed by the Minority Leader of the Senate
- ✓ One member appointed by the Speaker of the House
- ✓ One member appointed by the Minority Leader of the House
- ✓ One member appointed by the State Board of Elections

The SBE shall be the agency responsible for providing staff and administrative support to the Task Force.

Members shall receive no compensation, but may be reimbursed for expenses if funds are available.

The Task Force shall submit a report to the Governor, General Assembly and IL Supreme Court by January 1, 2012.

The SBE will make the report available on our website.

The Task Force is abolished on January 10, 2012.

HOUSE FLOOR AMENDMENT #1: Creates the Local Government Electronic Reverse Auction Act. Authorizes the use of electronic reverse auctions by units of local government. Amends the Deposit of State Moneys Act, Department of Transportation Law, Illinois Finance Authority Act, Fiscal Control and Internal Auditing Act, Illinois Procurement Code, the Business Enterprise for Minorities, Females, and Persons with Disabilities Act, and Illinois Grant Funds Recovery Act. Makes changes with respect to: Finance Authority project and action summaries; State agency internal auditors; chief procurement officers; State leases; the Procurement Policy Board; the Illinois Procurement Bulletin; competitive sealed bidding; State emergency and sole source procurements; State contractor and bidder qualifications; State contract subcontractors; prohibited campaign contributions by State contractors and bidders; State contract certifications and disclosures; State contract conflicts of interests; State bond issuance contracts; State contract voidability; State property concessions; duties of State grant applicants and recipients; associate procurement officers; contract compliance monitors; an Executive Procurement Officer; and suspension of State grants. Effective immediately.

HOUSE FLOOR AMENDMENT #2: Changes certain references from "10 days" to "10 business days". Makes changes with respect to the Executive Procurement Officer's responsibilities.

DETAIL:

30 ILCS 500/20-160

Change in information

Any change in information, must be reported to the SBE "5 business days following such change or no later than a day before the contract is awarded, whichever date is earlier" (currently, within 2 business days following such change).

Quarterly reporting

A business entity required to register, must report "any changes in information to the SBE on the final day of January, April, July and October of each year, or the first business day after such dates, if such dates do not fall on a business day."

30 ILCS 500/50-37

Prohibition of political contributions

Deletes the term "minor children" from the definition of "affiliated person."

COMMENTS:

It appears that the bill excludes minor children from the definition of "Affiliated person". In Section 9-35 of the Election Code [10 ILCS 5/9-35] created by P.A. 95-971, the SBE is prohibited from displaying the name of any minor child in the SBE's searchable data base

maintained on its public website. Currently, the SBE BEREP electronic registration requests birthdates of an affiliated person if the registrant indicated that the affiliated person is a minor. The SBE would then block minors from being displayed on the website.

QUESTION: if a minor child qualifies as an affiliated person, (eg: the minor child, through an inheritance, has an ownership interest in excess of 7.5%) is the SBE still prohibited from displaying the child's name on the SBE's website? The registration requirement does not require the business to state that an affiliated person is also a minor child.

Section 20-160 of the Procurement Code [30 ILCS 500/20-160] created by P.A. 95-971 and amended by SB 51, now requires a business entity to update their registrations on a quarterly basis. This new amendment requires business entities with existing state contracts whose value exceeds \$50,000, to report any change in information to the SBE on the last day of January, April, July & October of each year. In the Election Code the SBE is required to impose a civil penalty of \$1000 per business day for failure to timely report such changes.

QUESTIONS:

1. How would the SBE know if an entity still has an existing contract and therefore is required to report such change(s)?
2. If an entity submits a report of a change in information, how would the SBE know if this entity is required to register due to item i) or ii) of Section 20-160(c) and therefore has a duty to submit such report within 5 days of the change, as opposed to a business entity that has an existing contract (and is required to register due to item iii) and therefore must submit such report on the final day of the appropriate month, but for whatever reason, filed the report earlier?
3. Currently, Section 20-160 of the Procurement Code does not require a business entity to state on its report to the SBE the date on which the change necessitating the report, occurred. If the report of the change in information is received after the last day of the months specified above, is the SBE to assume that the reporting is late and assess the appropriate penalty or should the SBE presume that the reported change occurred during the time between the final day of the month and the date the report was received? In other words, may a business entity report a change in information earlier than the deadline, or is the business entity required to file **only** on that last day of the appropriate month?
4. Might it be easier for business entities to be given a time period (10 business days for example) following the last day of the appropriate month to submit any changes in information to the SBE, and then, if the change is reported beyond that date, it is presumed late, and a penalty would be assessed?

Our major concern is that we would like to avoid assessing business entities \$1,000 per day fines in situations where the business entities made no changes during a given quarter but did make a change at some point in the following quarter and filed a report of such change prior to the deadline (final day of the end month of the quarter) and in situations where the business entity no longer has an existing contract.

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board
SUBJECT: FY09 Fiscal Status Reports
DATE: June 3, 2009

The attached fiscal report now reflects eleven months of the fiscal year. Despite the fact that our budget was reduced by five percent this year, we will complete the fiscal year meeting all of our obligations. Some budget transfers have been executed to meet shortfalls in a few areas.

Attachment

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

AGENCY TOTALS MONTH ENDING: May 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$3,171,480.00	\$2,733,441.98	\$0.00	\$438,038.02	86.19%
STATE PAID RETIREMENT	\$127,110.00	\$106,547.35	\$0.00	\$20,562.65	83.82%
RETIREMENT	\$658,610.00	\$573,101.52	\$0.00	\$85,508.48	87.02%
SOCIAL SECURITY	\$231,600.00	\$199,971.11	\$0.00	\$31,628.89	86.34%
CONTRACTUAL SERVICE	\$789,765.00	\$510,970.28	\$125,442.01	\$153,352.71	64.70%
TRAVEL	\$107,350.00	\$64,980.32	\$0.00	\$42,369.68	60.53%
PRINTING	\$42,360.00	\$34,513.23	\$0.00	\$7,846.77	81.48%
COMMODITIES	\$29,925.00	\$24,837.93	\$0.00	\$5,087.07	83.00%
EQUIPMENT	\$113,525.00	\$72,304.28	\$1,851.20	\$39,369.52	63.69%
TELECOMMUNICATIONS	\$106,780.00	\$80,532.13	\$0.00	\$26,247.87	75.42%
OPERATION OF AUTO EQUIPMENT	\$3,515.00	\$2,287.72	\$0.00	\$1,227.28	65.08%
HAVA MAINTENANCE OF EFFORT	\$550,000.00	\$550,000.00	\$0.00	\$0.00	100.00%
ELECTION CODE BOOKS	\$14,250.00	\$0.00	\$0.00	\$14,250.00	0.00%
SUB-TOTAL (OPERATIONS)	\$5,946,270.00	\$4,953,487.85	\$127,293.21	\$865,488.94	83.30%
CO CLERK & RECORDER STIPENDS	\$806,000.00	\$5,413.70	\$0.00	\$800,586.30	0.67%
ELECTION JUDGE REIMBURSEMENT	\$5,850,000.00	\$4,116,165.00	\$0.00	\$1,733,835.00	70.36%
ELECTION JUDGES/EARLY VOTING	\$2,875,000.00	\$2,418,080.00	\$0.00	\$456,920.00	84.11%
VOTER REGISTRATION TAPES	\$20,250.00	\$0.00	\$0.00	\$20,250.00	0.00%
IVRS LUMP SUM	\$2,498,700.00	\$194,350.61	\$0.00	\$2,304,349.39	7.78%
REDISTRICTING	\$350,000.00	\$153,460.00	\$196,540.00	\$0.00	43.85%
ADDITIONAL STATE MATCH	\$671,022.00	\$341,749.00	\$0.00	\$329,273.00	50.93%
DISALLOWED HAVA EXPENDITURES	\$3,889.00	\$3,889.00	\$0.00	\$0.00	100.00%
SUB-TOTAL (GRANTS)	\$13,074,861.00	\$7,233,107.31	\$196,540.00	\$5,645,213.69	55.32%
TOTAL APPROPRIATION	\$19,021,131.00	\$12,186,595.16	\$323,833.21	\$6,510,702.63	64.07%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

BOARD MONTH ENDING: May 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
CONTRACTUAL SERVICE				
1205 Freight Express & Drayage	\$2,000.00	\$1,696.96	\$303.04	84.85%
1221 Repair/Maint. Furn./Office Equipment			\$0.00	0.00%
1232 Rental Motor Vehicles	\$1,000.00	\$1,000.00	\$0.00	100.00%
1239 Rental, NEC			\$0.00	0.00%
1243 Book Binding Services			\$0.00	0.00%
1266 Court Reporting & Filing Services	\$13,900.00	\$9,340.75	\$4,559.25	67.20%
1274 Reg. Fees & Conf. Expenses (Vendor)	\$100.00		\$100.00	0.00%
1275 Subscriptions	\$100.00	\$92.50	\$7.50	92.50%
1276 Reg. Fees & Conf. Expenses (Employee)			\$0.00	0.00%
1277 Association Dues	\$50.00		\$50.00	0.00%
1279 Employee Tuition & Fees				
1280 Copying, Photographic & Printing Services	\$450.00	\$413.70	\$36.30	91.93%
1286 Travel, Non-State Employee			\$0.00	0.00%
1289 Contractual Services, NEC	\$450.00	\$371.77	\$78.23	82.62%
TRAVEL	\$18,145.00	\$10,868.82	\$7,276.18	59.90%
EQUIPMENT				
1510 Office Furniture & Equipment	\$475.00		\$475.00	0.00%

BOARD GRAND TOTAL	FY08 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE
CONTRACTUAL SERVICE	\$18,050.00	\$12,915.68		\$5,134.32
TRAVEL	\$18,145.00	\$10,868.82		\$7,276.18
EQUIPMENT	\$475.00	\$0.00		\$475.00
TOTAL	\$36,670.00	\$23,784.50	\$0.00	\$12,885.50

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

ADMINISTRATION MONTH ENDING: May 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$534,185.00	\$479,115.78	\$55,069.22	89.69%
1129 State Paid Retirement	\$21,470.00	\$17,754.60	\$3,715.40	82.69%
1161 Retirement	\$90,495.00	\$90,414.45	\$80.55	99.91%
1161-008 Compt. Supplemental Retirement	\$23,000.00	\$7,993.42	\$15,006.58	34.75%
1170 Social Security	\$38,935.00	\$34,105.52	\$4,829.48	87.60%
CONTRACTUAL SERVICE				
1201 Petty Cash	\$300.00	\$168.96	\$131.04	56.32%
1205 Freight Express & Drayage	\$600.00	\$520.44	\$79.56	86.74%
1221 Repair/Maint. Furn./Office Equipment	\$9,700.00	\$9,148.89	\$551.11	94.32%
1223 Repair/Maint. Real Property	\$1,000.00		\$1,000.00	0.00%
1230 In-House Repair & Maintenance				
1231 Rental, Office Equipment	\$11,900.00	\$7,963.40	\$3,936.60	66.92%
1232 Rental, Motor Vehicles	\$4,600.00	\$4,600.00	\$0.00	100.00%
1233 Rental, Real Property	\$202,200.00	\$202,172.61	\$27.39	99.99%
1234 Rental, Machinery & Mechanical Eqmt				
1239 Rental, NEC	\$600.00	\$400.00	\$200.00	66.67%
1240 Statistical & Tabulation Services	\$8,500.00	\$5,447.58	\$3,052.42	64.09%
1242 Auditing & Management Services				
1248 Building & Grounds Maintenance	\$11,800.00	\$11,669.99	\$130.01	98.90%
1251 Gas	\$9,500.00	\$8,747.26	\$752.74	92.08%
1252 Electricity	\$43,400.00	\$43,376.03	\$23.97	99.94%
1253 Water	\$700.00	\$671.40	\$28.60	95.91%
1255 Utilities, NEC	\$600.00	\$418.06	\$181.94	69.68%
1261 Postage	\$44,000.00	\$41,785.45	\$2,214.55	94.97%
1266 Court Reporting				
1274 Reg Fees & Conf. Expenses (Vendor)	\$400.00		\$400.00	0.00%
1275 Subscription & Information Services	\$2,575.00	\$2,068.54	\$506.46	80.33%
1276 Reg.Fees & Conf. Expenses (Employee)	\$500.00		\$500.00	0.00%
1277 Association Dues	\$1,500.00	\$1,320.00	\$180.00	88.00%
1281 Interviewee Expense - To Vendors				
1285 Taxes, Licenses & Fees	\$100.00		\$100.00	0.00%
1289 Contractual Services, NEC				
TRAVEL				
1291 In-State	\$16,575.00	\$8,195.60	\$8,379.40	49.45%
1292 Out-of-State	\$1,000.00		\$1,000.00	0.00%
PRINTING	\$10,070.00	\$5,501.24	\$4,568.76	54.63%
COMMODITIES				
1304 Office/Library Supplies	\$12,500.00	\$7,756.25	\$4,743.75	62.05%
1391 Household & Cleaning Supplies	\$1,800.00	\$1,752.51	\$47.49	97.36%
1394 Office/Library Equip., Not exc. \$100	\$380.00	\$323.37	\$56.63	85.10%
1398 Equipment, NEC	\$500.00	\$455.66	\$44.34	91.13%
1399 Commodities, NEC	\$400.00	\$331.04	\$68.96	82.76%
EQUIPMENT				
1510 Office Furniture & Equipment	\$1,900.00	\$1,765.69	\$134.31	92.93%
1599 Equipment NEC	\$0.00		\$0.00	0.00%
TELECOMMUNICATIONS				
1710 Repair/Maintenance Telecom				
1721 Rental, Telephone Serv. & Equip.	\$45,500.00	\$31,376.10	\$14,123.90	68.96%
1722 Rental, Data Comm. Serv. & Equip.	\$52,680.00	\$41,950.37	\$10,729.63	79.63%
1728 Videoconferencing	\$6,400.00	\$5,079.15	\$1,320.85	79.36%
1729 Rental, Other Comm. Serv. & Equip.	\$1,500.00	\$1,440.00	\$60.00	96.00%
1730 Parts & Supplies for Telephone	\$700.00	\$686.51	\$13.49	98.07%
OPERATION OF AUTO EQUIPMENT				
1893 Repair & Maint., Auto. Equipment	\$1,100.00	\$130.98	\$969.02	11.91%
1894 Parts & Fittings, Auto Equipment	\$200.00	\$102.92	\$97.08	51.46%
1896 Gasoline, Oil & Antifreeze	\$2,215.00	\$2,053.82	\$161.18	92.72%
1899 Auto. Expenses, NEC				
ADMINISTRATION GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	% OF BALANCE EXPENDITURE
PERSONAL SERVICE	\$534,185.00	\$479,115.78	\$55,069.22	89.69%
STATE PAID RETIREMENT	\$21,470.00	\$17,754.60	\$3,715.40	82.69%
RETIREMENT (incl. supplemental funding)	\$113,495.00	\$98,407.87	\$15,087.13	86.71%
SOCIAL SECURITY	\$38,935.00	\$34,105.52	\$4,829.48	87.60%
CONTRACTUAL SERVICE	\$354,475.00	\$340,478.61	\$2,082.00	96.05%
TRAVEL	\$17,575.00	\$8,195.60	\$9,379.40	46.63%
PRINTING	\$10,070.00	\$5,501.24	\$4,568.76	54.63%
COMMODITIES	\$15,580.00	\$10,618.83	\$4,961.17	68.16%
EQUIPMENT	\$1,900.00	\$1,765.69	\$134.31	92.93%
TELECOMMUNICATIONS	\$106,780.00	\$80,532.13	\$26,247.87	75.42%
OPERATION OF AUTO EQUIPMENT	\$3,515.00	\$2,287.72	\$1,227.28	65.08%
TOTAL	\$1,217,980.00	\$1,078,763.59	\$2,082.00	\$137,134.41 88.57%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

ELECTIONS MONTH ENDING: May 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$1,351,185.00	\$1,147,796.57	\$203,388.43	84.95%
1129 State Paid Retirement	\$54,150.00	\$45,047.62	\$9,102.38	83.19%
1161 Retirement	\$230,925.00	\$230,354.85	\$570.15	99.75%
1161-008 Compt. Supplemental Retirement	\$47,000.00	\$11,284.39	\$35,715.61	24.01%
1170 Social Security	\$96,255.00	\$84,376.08	\$11,878.92	87.66%
CONTRACTUAL SERVICE				
1145 Contractual Payroll				
1205 Freight Express & Drayage	\$4,350.00	\$276.15	\$4,073.85	6.35%
1221 Repair/Maint. Furn./Office Equipment	\$200.00	\$192.00	\$8.00	96.00%
1231 Rental, Office Equipment				
1232 Rental, Motor Vehicles				
1237 Rental, Film & Audio/Visual Aids	\$100.00		\$100.00	0.00%
1239 Rental, NEC	\$200.00	\$100.00	\$100.00	50.00%
1242 Auditing & Management Services				
1245 Professional & Artistic Services, NEC				
1266 Court Reporting & Filing Services				
1273 Advertising				
1274 Reg Fees & Conf. Expenses (Vendor)	\$1,300.00	\$717.00	\$583.00	55.15%
1275 Subscription & Information Services	\$1,900.00		\$1,900.00	0.00%
1276 Reg. Fees & Conf. Expenses (Employee)	\$900.00	\$688.00	\$212.00	76.44%
1277 Association Dues	\$1,800.00	\$1,736.00	\$64.00	96.44%
1279 Employee Tuition & Fees	\$3,480.00	\$175.00	\$3,305.00	5.03%
1280 Copying, Photographic & Printing Services	\$750.00	\$240.99	\$509.01	32.13%
1285 Operating Taxes, Licenses & Fees				
1289 Contractual Services, NEC	\$6,300.00	\$6,204.46	\$95.54	98.48%
TRAVEL	\$41,420.00	\$33,325.70	\$8,094.30	80.46%
PRINTING	\$21,090.00	\$19,015.24	\$2,074.76	90.16%
EQUIPMENT				
1510 Office Furniture & Equipment	\$3,705.00		\$3,705.00	0.00%
HAVA - Maintenance of Effort	\$550,000.00	\$550,000.00	\$0.00	100.00%
ELECTION CODE BOOKS	\$14,250.00		\$14,250.00	0.00%

ELECTIONS GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$1,351,185.00	\$1,147,796.57		\$203,388.43	84.95%
STATE PAID RETIREMENT	\$54,150.00	\$45,047.62		\$9,102.38	83.19%
RETIREMENT (incl. supplemental funding)	\$277,925.00	\$241,639.24		\$36,285.76	86.94%
SOCIAL SECURITY	\$96,255.00	\$84,376.08		\$11,878.92	87.66%
CONTRACTUAL SERVICE	\$21,280.00	\$10,329.60		\$10,950.40	48.54%
TRAVEL	\$41,420.00	\$33,325.70		\$8,094.30	80.46%
PRINTING	\$21,090.00	\$19,015.24		\$2,074.76	90.16%
EQUIPMENT	\$3,705.00	\$0.00		\$3,705.00	0.00%
HAVA - Maintenance of Effort	\$550,000.00	\$550,000.00		\$0.00	100.00%
ELECTION CODE BOOKS	\$14,250.00	\$0.00		\$14,250.00	0.00%
TOTAL	\$2,431,260.00	\$2,131,530.05	\$0.00	\$299,729.95	87.67%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

GENERAL COUNSEL MONTH ENDING: May 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$237,025.00	\$179,020.13	\$58,004.87	75.53%
1129 State Paid Retirement	\$9,500.00	\$6,620.18	\$2,879.82	69.69%
1161 Retirement	\$39,235.00	\$37,691.55	\$1,543.45	96.07%
1170 Social Security	\$18,240.00	\$13,247.65	\$4,992.35	72.63%
CONTRACTUAL SERVICE				
1145 Contractual Payroll			\$500.00	0.00%
1205 Freight Express & Drayage	\$500.00			
1221 Repair/Maint. Furn./Office Equipment				
1244 Legal Fees	\$38,000.00	\$8,550.00	\$29,450.00	22.50%
1245 Professional & Artistic Services, NEC	\$13,300.00		\$13,300.00	0.00%
1266 Court Reporting & Filing Services	\$18,000.00	\$5,161.43	\$12,838.57	28.67%
1273 Advertising				
1274 Reg Fees & Conf. Expenses (Vendor)	\$1,500.00	\$480.00	\$1,020.00	32.00%
1275 Subscription & Information Services	\$3,100.00	\$1,112.50	\$1,987.50	35.89%
1276 Reg. Fees & Conf. Expenses (Employee)				
1277 Association Dues	\$1,500.00	\$1,325.00	\$175.00	88.33%
1279 Employee Tuition & Fees				
1280 Copying, Photographic & Printing Services	\$5,000.00		\$5,000.00	0.00%
1284 Computer Software				
1289 Contractual Services, NEC	\$4,600.00	\$4,526.24	\$73.76	98.40%
TRAVEL	\$9,785.00	\$3,745.58	\$6,039.42	38.28%
EQUIPMENT				
1510 Office Furniture & Equipment	\$475.00		\$475.00	0.00%

GENERAL COUNSEL GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$237,025.00	\$179,020.13		\$58,004.87	75.53%
STATE PAID RETIREMENT	\$9,500.00	\$6,620.18		\$2,879.82	69.69%
RETIREMENT	\$39,235.00	\$37,691.55		\$1,543.45	96.07%
SOCIAL SECURITY	\$18,240.00	\$13,247.65		\$4,992.35	72.63%
CONTRACTUAL SERVICE	\$85,500.00	\$21,155.17	36,450.00	\$27,894.83	24.74%
TRAVEL	\$9,785.00	\$3,745.58		\$6,039.42	38.28%
EQUIPMENT	\$475.00	\$0.00		\$475.00	0.00%
TOTAL	\$399,760.00	\$261,480.26	\$36,450.00	\$101,829.74	65.41%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

<u>CAMPAIGN DISCLOSURE</u> <u>MONTH ENDING: May 31, 2009</u>	<u>FY09</u> <u>APPROPRIATION</u>	<u>YEAR TO DATE</u> <u>EXPENDITURE</u>	<u>BALANCE</u>	<u>% OF</u> <u>EXPENDITURE</u>
PERSONAL SERVICE	\$657,780.00	\$599,383.00	\$58,397.00	91.12%
1129 State Paid Retirement	\$26,315.00	\$23,988.71	\$2,326.29	91.16%
1161 Retirement	\$110,165.00	\$110,030.80	\$134.20	99.88%
1161-0008 Compt. Supplemental Retirement	\$35,000.00	\$16,205.04	\$18,794.96	46.30%
1170 Social Security	\$49,245.00	\$43,427.56	\$5,817.44	88.19%
CONTRACTUAL SERVICE				
1205 Freight Express & Drayage	\$100.00		\$100.00	0.00%
1221 Repair & Maint, Furn & Office Equipment	\$1,500.00	\$1,337.82	\$162.18	89.19%
1225 Repair & Maint, EDP				
1229 Repair & Maint, NEC				
1232 Rental, Motor Vehicles				
1239 Rental, NEC	\$1,750.00	\$835.25	\$914.75	47.73%
1245 Professional & Artistic Services, NEC	\$2,000.00		\$2,000.00	0.00%
1248 Building & Ground Maintenance				
1266 Court Reporting & Filing Services				
1274 Reg Fees & Conf. Expenses (Vendor)	\$2,000.00	\$960.00	\$1,040.00	48.00%
1275 Subscription & Information Services				
1276 Reg. Fees & Conf. Expenses (Employee)				
1277 Association Dues				
1279 Employee Tuition and Fees	\$345.00		\$345.00	0.00%
1285 Operating Taxes, Licenses & Fees				
1286 Travel, Non-State Employee				
1289 Contractual Services, NEC				
TRAVEL				
1291 In-State	\$8,405.00	\$3,422.91	\$4,982.09	40.72%
1292 Out-of-State	\$1,000.00		\$1,000.00	0.00%
PRINTING	\$11,200.00	\$9,996.75	\$1,203.25	89.26%
EQUIPMENT				
1510 Office Furniture & Equipment	\$8,645.00	\$2,059.66	\$6,585.34	23.82%

<u>CAMPAIGN DISCLOSURE GRAND TOTAL</u>	<u>FY09</u> <u>APPROPRIATION</u>	<u>YEAR TO DATE</u> <u>EXPENDITURE</u>	<u>OBLIGATED</u> <u>MONEY</u>	<u>BALANCE</u>	<u>% OF</u> <u>EXPENDITURE</u>
PERSONAL SERVICE	\$657,780.00	\$599,383.00		\$58,397.00	91.12%
STATE PAID RETIREMENT	\$26,315.00	\$23,988.71		\$2,326.29	91.16%
RETIREMENT (incl. supplemental funding)	\$145,165.00	\$126,235.84		\$18,929.16	86.96%
SOCIAL SECURITY	\$49,245.00	\$43,427.56		\$5,817.44	88.19%
CONTRACTUAL SERVICE	\$7,695.00	\$3,133.07		\$4,561.93	40.72%
TRAVEL	\$9,405.00	\$3,422.91		\$5,982.09	36.39%
PRINTING	\$11,200.00	\$9,996.75		\$1,203.25	89.26%
EQUIPMENT	\$8,645.00	\$2,059.66		\$6,585.34	23.82%
TOTAL	\$915,450.00	\$811,647.50	\$0.00	\$103,802.50	88.66%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

INFORMATION TECHNOLOGY MONTH ENDING: May 31, 2009	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	BALANCE	% OF EXPENDITURE	
PERSONAL SERVICE	\$391,305.00	\$328,126.50	\$63,178.50	83.85%	
1129 State Paid Retirement	\$15,675.00	\$13,136.24	\$2,538.76	83.80%	
1161 Retirement	\$65,790.00	\$65,736.39	\$53.61	99.92%	
1161-0008 Compt. Supplemental Retirement	\$17,000.00	\$3,390.63	\$13,609.37	19.94%	
1170 Social Security	\$28,925.00	\$24,814.30	\$4,110.70	85.79%	
CONTRACTUAL SERVICE					
1145 Contractual Payroll	\$2,000.00	\$1,800.00	\$200.00	90.00%	
1205 Freight Express & Drayage					
1221 Repair/Maint. Furn./Office Equipment	\$13,000.00		\$13,000.00	0.00%	
1223 Repair/Maint. Real Property	\$6,000.00	\$5,981.87	\$18.13	99.70%	
1225 Repair/Maint. EDP Equipment	\$25,000.00	\$6,761.82	\$18,238.18	27.05%	
1230 In-House Repair of Equipment					
1234 Rental, Machinery and Mech. Equip					
1239 Rental, NEC					
1242 Auditing & Management Services	\$70,000.00	\$57,188.25	\$12,811.75	81.70%	
1244 Legal Fees					
1245 Professional & Artistic Services, NEC	\$108,065.00	\$20,000.00	\$88,065.00	18.51%	
1271 Surety Bond & Ins. Prem.	\$600.00	\$349.00	\$251.00	58.17%	
1272 Travel & Expense Reimbursement (Vendor)					
1274 Reg Fees & Conf. Expenses (Vendor)	\$6,000.00		\$6,000.00	0.00%	
1275 Subscription & Information Services	\$2,800.00	\$2,586.94	\$213.06	92.39%	
1276 Reg. Fees & Conf. Expenses (Employee)	\$300.00	\$198.00	\$102.00	66.00%	
1277 Association Dues					
1279 Employee Tuition and Fees	\$5,000.00	\$520.00	\$4,480.00	10.40%	
1284 Computer Software	\$63,000.00	\$27,447.27	\$35,552.73	43.57%	
1285 Operating Taxes, Licenses & Fees					
1286 Travel, Non-State Employee					
1289 Contractual Services, NEC	\$1,000.00	\$125.00	\$875.00	12.50%	
TRAVEL					
1291 In-State	\$5,500.00	\$5,421.71	\$78.29	98.58%	
1292 Out-of-State	\$5,520.00		\$5,520.00	0.00%	
PRINTING					
COMMODITIES					
1304 Office/Library Supplies	\$12,445.00	\$12,357.98	\$87.02	99.30%	
1332 Industrial & Shop Materials					
1394 Office/Library Equip. under \$100					
1398 Equipment, NEC	\$900.00	\$831.12	\$68.88	92.35%	
1399 Commodities, NEC	\$1,000.00	\$1,030.00	-\$30.00	103.00%	
EQUIPMENT					
1510 Office Furniture & Equipment					
1515 EDP Equipment	\$98,325.00	\$68,478.93	\$29,846.07	69.65%	
INFORMATION TECHNOLOGY GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY	BALANCE	% OF EXPENDITURE
PERSONAL SERVICE	\$391,305.00	\$328,126.50		\$63,178.50	83.85%
STATE PAID RETIREMENT	\$15,675.00	\$13,136.24		\$2,538.76	83.80%
RETIREMENT	\$82,790.00	\$69,127.02		\$13,662.98	83.50%
SOCIAL SECURITY	\$28,925.00	\$24,814.30		\$4,110.70	85.79%
CONTRACTUAL SERVICE	\$302,765.00	\$122,958.15	\$86,910.01	\$92,896.84	40.61%
TRAVEL	\$11,020.00	\$5,421.71		\$5,598.29	49.20%
PRINTING	\$0.00	\$0.00		\$0.00	0.00%
COMMODITIES	\$14,345.00	\$14,219.10		\$125.90	99.12%
EQUIPMENT	\$98,325.00	\$68,478.93	\$1,851.20	\$27,994.87	69.65%
TOTAL	\$945,150.00	\$646,281.95	\$88,761.21	\$210,106.84	68.38%

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
General Revenue Fund

<u>IVRS LUMP SUM</u> <u>MONTH ENDING: May 31, 2009</u>	<u>YEAR TO DATE</u> <u>EXPENDITURE</u>
PERSONAL SERVICE	\$145,068.00
1129 State Paid Retirement	\$5,375.04
1161 Retirement	\$30,547.96
1170 Social Security	\$10,644.86
CONTRACTUAL SERVICE	
1205 Freight Express & Drayage	
1221 Repair/Maint. Furn./Office Equipment	
1232 Rental Motor Vehicles	
1239 Rental, NEC	
1243 Book Binding Services	
1266 Court Reporting & Filing Services	
1274 Reg. Fees & Conf. Expenses (Vendor)	
1275 Subscriptions	
1276 Reg. Fees & Conf. Expenses (Employee)	
1277 Association Dues	
1279 Employee Tuition & Fees	
1280 Copying, Photographic & Printing Services	
1286 Travel, Non-State Employee	
1289 Contractual Services, NEC	
TRAVEL	\$1,066.54
COMMODITIES	
1398 Equipment Less than \$100	\$1,400.00
EQUIPMENT	
1510 Office Furniture & Equipment	\$248.21
LOCAL GRANTS	
4453 Reimbursement to Governmental Units	
4458 Services, NEC	
4470 Grants to Local Governments	
4479 Payments to Other State Agencies	
LUMP SUM APPROPRIATION FOR YEAR	\$2,498,700.00
TOTAL LUMP SUM EXPENDITURES	\$194,350.61
REMAINING LUMP SUM APPROPRIATION	\$2,304,349.39

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board
SUBJECT: FY09 HAVA Fiscal Status Reports
DATE: June 3, 2009

This past month the lions share of HAVA funds distribution have gone to purchase of equipment to support the statewide system.

We have received oral notification that an extension of the federal Election Data Collection Grant has been granted. We are awaiting written confirmation.

Attachments

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
 Help Illinois Vote Fund

AGENCY TOTALS	SECTION 101	SECTION 102	SECTION 261	SECTION 251	TOTAL
MONTH ENDING: May 31, 2009	<u>Discretionary Funds</u>	<u>Entitlement Payments</u>	<u>EAID Disbursements</u>	<u>Requirements</u>	<u>Fund Activity</u>
CASH BALANCE AT BEGINNING OF YEAR	\$3,624,058.92	\$136,049.00	-\$16,261.10	\$17,903,538.09	\$21,647,384.91
Program Revenues from Federal Govt	\$0.00	\$0.00	\$608,895.34	\$0.00	\$608,895.34
Miscellaneous Revenues					\$0.00
Interest Earned on Comptroller Balances	\$78,171.23	\$0.00	\$0.00	\$348,892.77	\$427,064.00
Interest Penalties Received					\$0.00
State Match Receipts				\$341,749.00	\$341,749.00
TOTAL CASH REVENUES	\$78,171.23	\$0.00	\$608,895.34	\$690,641.77	\$1,377,708.34
YEAR TO DATE CASH EXPENDITURES					
PERSONAL SERVICE	\$116,999.51			\$0.00	\$116,999.51
STATE-PAID RETIREMENT	\$4,080.92			\$0.00	\$4,080.92
RETIREMENT	\$24,631.82			\$0.00	\$24,631.82
SOCIAL SECURITY	\$8,677.79			\$0.00	\$8,677.79
GROUP INSURANCE	\$27,130.14			\$0.00	\$27,130.14
CONTRACTUAL SERVICE	\$21,361.42			\$692,588.04	\$713,949.46
TRAVEL	\$11,099.56			\$0.00	\$11,099.56
PRINTING	\$0.00			\$0.00	\$0.00
COMMODITIES	\$0.00			\$0.00	\$0.00
EQUIPMENT	\$0.00			\$311,997.00	\$311,997.00
TELECOMMUNICATIONS	\$1,805.28			\$67,117.67	\$68,922.95
OPERATION OF AUTO. EQUIPMENT	\$0.00			\$0.00	\$0.00
INDIRECT COST REFUNDS	\$349,943.64			\$815,665.36	\$1,165,609.00
SUB-TOTAL CASH EXPENDITURES (OPERATIONS)	\$565,730.08	\$0.00	\$0.00	\$1,887,368.07	\$2,453,098.15
AWARDS & GRANTS	\$168,214.96	\$0.00	\$592,634.24	\$4,895,236.37	\$5,656,085.57
TOTAL CASH EXPENDITURES	\$733,945.04	\$0.00	\$592,634.24	\$6,782,604.44	\$8,109,183.72
CASH BALANCE AT END OF MONTH	\$2,968,285.11	\$136,049.00	\$0.00	\$11,811,575.42	\$14,915,909.53

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
 Help Illinois Vote Fund

AGENCY TOTALS	SECTION 101	SECTION 102	SECTION 261	SECTION 251	TOTAL
MONTH ENDING: May 31, 2009	<u>Discretionary Funds</u>	<u>Entitlement Payments</u>	<u>EAID Disbursements</u>	<u>Requirements</u>	<u>Fund Activity</u>
CASH BALANCE AT BEGINNING OF YEAR	\$3,624,058.92	\$136,049.00	-\$16,261.10	\$17,903,538.09	\$21,647,384.91
Program Revenues from Federal Govt	\$0.00	\$0.00	\$608,895.34	\$0.00	\$608,895.34
Miscellaneous Revenues					\$0.00
Interest Earned on Comptroller Balances	\$78,171.23	\$0.00	\$0.00	\$348,892.77	\$427,064.00
Interest Penalties Received					\$0.00
State Match Receipts				\$341,749.00	\$341,749.00
TOTAL CASH REVENUES	\$78,171.23	\$0.00	\$608,895.34	\$690,641.77	\$1,377,708.34
YEAR TO DATE CASH EXPENDITURES					
PERSONAL SERVICE	\$116,999.51			\$0.00	\$116,999.51
STATE-PAID RETIREMENT	\$4,080.92			\$0.00	\$4,080.92
RETIREMENT	\$24,631.82			\$0.00	\$24,631.82
SOCIAL SECURITY	\$8,677.79			\$0.00	\$8,677.79
GROUP INSURANCE	\$27,130.14			\$0.00	\$27,130.14
CONTRACTUAL SERVICE	\$21,361.42			\$692,588.04	\$713,949.46
TRAVEL	\$11,099.56			\$0.00	\$11,099.56
PRINTING	\$0.00			\$0.00	\$0.00
COMMODITIES	\$0.00			\$0.00	\$0.00
EQUIPMENT	\$0.00			\$311,997.00	\$311,997.00
TELECOMMUNICATIONS	\$1,805.28			\$67,117.67	\$68,922.95
OPERATION OF AUTO. EQUIPMENT	\$0.00			\$0.00	\$0.00
INDIRECT COST REFUNDS	\$349,943.64			\$815,665.36	\$1,165,609.00
SUB-TOTAL CASH EXPENDITURES (OPERATIONS)	\$565,730.08	\$0.00	\$0.00	\$1,887,368.07	\$2,453,098.15
AWARDS & GRANTS	\$168,214.96	\$0.00	\$592,634.24	\$4,895,236.37	\$5,656,085.57
TOTAL CASH EXPENDITURES	\$733,945.04	\$0.00	\$592,634.24	\$6,782,604.44	\$8,109,183.72
CASH BALANCE AT END OF MONTH	\$2,968,285.11	\$136,049.00	\$0.00	\$11,811,575.42	\$14,915,909.53

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

<u>SECTION 101 - DISCRETIONARY FUNDS</u> <u>MONTH ENDING: May 31, 2009</u>	<u>FY09</u> <u>APPROPRIATION</u>	<u>YEAR TO DATE</u> <u>EXPENDITURE</u>	
PERSONAL SERVICE	\$116,999.51	\$116,999.51	
1129 State Paid Retirement	\$4,080.92	\$4,080.92	
1161 Retirement	\$24,631.82	\$24,631.82	
1170 Social Security	\$8,677.79	\$8,677.79	
1180 Group Insurance	\$27,130.14	\$27,130.14	
CONTRACTUAL SERVICE			
1205 Freight Express/Drayage	\$37.22	\$37.22	
1223 Repair & Maintenance Real Property			
1225 Repair & Maintenance, EDP Equip.			
1231 Rental, Office Equipment			
1232 Rental, Motor Vehicles			
1237 Rental, Film & Audio/Visual Aids			
1239 Rental, NEC			
1242 Auditing & Management Services	\$20,874.20	\$20,874.20	
1243 Book Binding & Processing Services			
1244 Legal Fees			
1245 Professional & Technical Services, NEC			
1261 Postage			
1266 Court Reporting & Filing Services			
1273 Advertising			
1274 Registration Fees & Conf. Exp. (Vendor)	\$450.00	\$450.00	
1276 Registration Fees & Conf. Exp. (Employee)			
1280 Copying, Photographic & Printing Serv.			
1284 Computer Software			
1286 Travel, Reimb. to Non-State Employees			
1289 Contractual Services, NEC			
TRAVEL			
1291 In-State	\$9,554.83	\$9,554.83	
1292 Out-of-State	\$1,544.73	\$1,544.73	
PRINTING			
COMMODITIES			
1304 Office/Library Supplies			
1308 Educational & Instructional Materials			
1394 Office/Library Equip., Not Exceed. \$100			
1398 Equipment, NEC			
1399 Commodities, NEC			
EQUIPMENT			
1510 Office Furniture & Equipment			
1515 EDP Equipment			
1561 Training Equipment			
6625 Leasehold Improvements			
TELECOMMUNICATIONS			
1721 Rental, Telephone Serv. & Equip.	\$354.85	\$354.85	
1722 Rental, Data Comm. Serv. & Equip.	\$1,450.43	\$1,450.43	
1728 Video Conferencing			
1729 Rental, Other Comm. Serv. & Equip.			
1730 Parts & Supplies for Telephone			
1740 Answering & Pag. Comm. Serv. Equip.			
1750 Telephone, Data, Radio & Other Equip.			
1799 Telecommunication Services, NEC			
OPERATION OF AUTO EQUIPMENT			
1893 Repair & Maint., Automotive Equipment			
1894 Parts & Fittings, Automotive Equipment			
1896 Gasoline, Oil & Antifreeze			
1898 Automotive Services, NEC			
1899 Automotive Expenses, NEC			
INDIRECT COST REFUNDS			
1993 Indirect Cost Allocation Refund	\$349,943.64	\$349,943.64	
GRANTS			
4453 Reimbursement to Governmental Units			
4458 Services, NEC			
4470 Grants to Local Governments (PPA)			
4470 Grants to Local Governments (EAI)			
4470 Grants to Local Governments (AAG)	\$168,214.96	\$168,214.96	
4470 Grants to Local Governments			
4479 Payments to Other State Agencies			
SECTION 101 GRAND TOTAL			
	<u>FY09</u>	<u>YEAR TO DATE</u>	<u>OBLIGATED</u>
	<u>APPROPRIATION</u>	<u>EXPENDITURE</u>	<u>MONEY</u>
PERSONAL SERVICE	\$116,999.51	\$116,999.51	
STATE PAID RETIREMENT	\$4,080.92	\$4,080.92	
RETIREMENT	\$24,631.82	\$24,631.82	
SOCIAL SECURITY	\$8,677.79	\$8,677.79	
GROUP INSURANCE	\$27,130.14	\$27,130.14	
CONTRACTUAL SERVICE	\$21,361.42	\$21,361.42	
TRAVEL	\$11,099.56	\$11,099.56	
PRINTING	\$0.00	\$0.00	
COMMODITIES	\$0.00	\$0.00	
EQUIPMENT	\$0.00	\$0.00	
TELECOMMUNICATIONS	\$1,805.28	\$1,805.28	
OPERATION OF AUTO EQUIPMENT	\$0.00	\$0.00	
INDIRECT COST REFUNDS	\$349,943.64	\$349,943.64	
GRANTS	\$168,214.96	\$168,214.96	
TOTAL	\$733,945.04	\$733,945.04	\$0.00

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
 Help Illinois Vote Fund

SECTION 102 - ENTITLEMENT PAYMENTS
MONTH ENDING: May 31, 2009

FY09
APPROPRIATION

YEAR TO DATE
EXPENDITURE

PERSONAL SERVICE

- 1129 State Paid Retirement
- 1161 Retirement
- 1170 Social Security

CONTRACTUAL SERVICE

- 1205 Freight Express/Drayage
- 1225 Repair & Maintenance, EDP Equip.
- 1231 Rental, Office Equipment
- 1237 Rental, Film & Audio/Visual Aids
- 1239 Rental, NEC
- 1242 Auditing & Management Services
- 1243 Book Binding & Processing Services
- 1244 Legal Fees
- 1245 Professional & Technical Services, NEC
- 1261 Postage
- 1266 Court Reporting & Filing Services
- 1274 Registration Fees & Conf. Exp. (Vendor)
- 1276 Registration Fees & Conf. Exp. (Employee)
- 1280 Copying, Photographic & Printing Serv.
- 1284 Computer Software
- 1289 Contractual Services, NEC

TRAVEL

- 1291 In-State
- 1292 Out-of-State

PRINTING

COMMODITIES

- 1304 Office/Library Supplies
- 1394 Office/Library Equip., Not Exceed. \$100
- 1398 Equipment, NEC
- 1399 Commodities, NEC

EQUIPMENT

- 1510 Office Furniture & Equipment
- 1515 EDP Equipment
- 1599 Equipment, NEC

TELECOMMUNICATIONS

- 1721 Rental, Telephone Serv. & Equip.
- 1722 Rental, Data Comm. Serv. & Equip.
- 1728 Video Conferencing
- 1729 Rental, Other Comm. Serv. & Equip.
- 1730 Parts & Supplies for Telephone
- 1740 Answering & Pag. Comm. Serv. Equip.
- 1750 Telephone, Data, Radio & Other Equip.
- 1799 Telecommunication Services, NEC

OPERATION OF AUTO EQUIPMENT

- 1893 Repair & Maint., Automotive Equipment
- 1894 Parts & Fittings, Automotive Equipment
- 1896 Gasoline, Oil & Antifreeze
- 1898 Automotive Services, NEC
- 1899 Automotive Expenses, NEC

GRANTS

- 4453 Reimbursement to Governmental Units
- 4458 Services, NEC
- 4470 Grants to Local Governments, NEC

SECTION 102 GRAND TOTAL

FY09
APPROPRIATION

YEAR TO DATE
EXPENDITURE

OBLIGATED
MONEY

- PERSONAL SERVICE
- STATE PAID RETIREMENT
- RETIREMENT
- SOCIAL SECURITY
- CONTRACTUAL SERVICE
- TRAVEL
- PRINTING
- COMMODITIES
- EQUIPMENT
- TELECOMMUNICATIONS
- OPERATION OF AUTO EQUIPMENT
- GRANTS

	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00
	\$0.00	\$0.00

TOTAL

\$0.00

\$0.00

\$0.00

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
 Help Illinois Vote Fund

SECTION 261 - EAID DISBURSEMENTS
MONTH ENDING: May 31, 2009

FY09
APPROPRIATION

YEAR TO DATE
EXPENDITURE

PERSONAL SERVICE

- 1129 State Paid Retirement
- 1161 Retirement
- 1170 Social Security

CONTRACTUAL SERVICE

- 1205 Freight Express/Drayage
- 1225 Repair & Maintenance, EDP Equip.
- 1231 Rental, Office Equipment
- 1237 Rental, Film & Audio/Visual Aids
- 1239 Rental, NEC
- 1242 Auditing & Management Services
- 1243 Book Binding & Processing Services
- 1244 Legal Fees
- 1245 Professional & Technical Services, NEC
- 1261 Postage
- 1266 Court Reporting & Filing Services
- 1274 Registration Fees & Conf. Exp. (Vendor)
- 1276 Registration Fees & Conf. Exp. (Employee)
- 1280 Copying, Photographic & Printing Serv.
- 1284 Computer Software
- 1289 Contractual Services, NEC

TRAVEL

- 1291 In-State
- 1292 Out-of-State

PRINTING

COMMODITIES

- 1304 Office/Library Supplies
- 1394 Office/Library Equip., Not exc. \$100
- 1398 Equipment, NEC
- 1399 Commodities, NEC

EQUIPMENT

- 1510 Office Furniture & Equipment
- 1515 EDP Equipment
- 1599 Equipment, NEC

TELECOMMUNICATIONS

- 1721 Rental, Telephone Serv. & Equip.
- 1722 Rental, Data Comm. Serv. & Equip.
- 1728 Video Conferencing
- 1729 Rental, Other Comm. Serv. & Equip.
- 1730 Parts & Supplies for Telephone
- 1740 Answering & Pag. Comm. Serv. Equip.
- 1750 Telephone, Data, Radio & Other Equip.
- 1799 Telecommunication Services, NEC

OPERATION OF AUTO EQUIPMENT

- 1893 Repair & Maint., Automotive Equipment
- 1894 Parts & Fittings, Automotive Equipment
- 1896 Gasoline, Oil & Antifreeze
- 1898 Automotive Services, NEC
- 1899 Automotive Expenses, NEC

GRANTS

- 4453 Reimbursement to Governmental Units
- 4470 Grants to Local Governments (VAID)
- 4470 Grants to Local Governments (VAID II)

\$592,634.24

\$592,634.24

<u>SECTION 261 GRAND TOTAL</u>	<u>FY09</u> <u>APPROPRIATION</u>	<u>YEAR TO DATE</u> <u>EXPENDITURE</u>	<u>OBLIGATED</u> <u>MONEY</u>
PERSONAL SERVICE	\$0.00	\$0.00	
STATE PAID RETIREMENT	\$0.00	\$0.00	
RETIREMENT	\$0.00	\$0.00	
SOCIAL SECURITY	\$0.00	\$0.00	
CONTRACTUAL SERVICE	\$0.00	\$0.00	
TRAVEL	\$0.00	\$0.00	
PRINTING	\$0.00	\$0.00	
COMMODITIES	\$0.00	\$0.00	
EQUIPMENT	\$0.00	\$0.00	
TELECOMMUNICATIONS	\$0.00	\$0.00	
OPERATION OF AUTO EQUIPMENT	\$0.00	\$0.00	
GRANTS	\$592,634.24	\$592,634.24	
TOTAL	\$592,634.24	\$592,634.24	\$0.00

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
Help Illinois Vote Fund

SECTION 251 - REQUIREMENTS	FY09	YEAR TO DATE	
MONTH ENDING: May 31, 2009	APPROPRIATION	EXPENDITURE	
PERSONAL SERVICE			
1129 State Paid Retirement			
1161 Retirement			
1170 Social Security			
1180 Group Insurance			
CONTRACTUAL SERVICE			
1205 Freight Express/Drayage			
1223 Repair & Maintenance Real Property			
1225 Repair & Maintenance, EDP Equip.			
1231 Rental, Office Equipment			
1232 Rental, Motor Vehicles			
1237 Rental, Film & Audio/Visual Aids			
1239 Rental, NEC			
1242 Auditing & Management Services	\$555,952.32	\$555,952.32	
1243 Book Binding & Processing Services			
1244 Legal Fees			
1245 Professional & Technical Services, NEC	\$6,870.82	\$6,870.82	
1261 Postage			
1266 Court Reporting & Filing Services			
1273 Advertising			
1274 Registration Fees & Conf. Exp. (Vendor)			
1276 Registration Fees & Conf. Exp. (Employee)			
1280 Copying, Photographic & Printing Serv.			
1284 Computer Software	\$129,764.90	\$129,764.90	
1289 Contractual Services, NEC			
TRAVEL			
1291 In-State			
1292 Out-of-State			
PRINTING			
COMMODITIES			
1304 Office/Library Supplies			
1308 Educational & Instructional Materials			
1394 Office/Library Equip., Not Exceed. \$100			
1398 Equipment, NEC			
1399 Commodities, NEC			
EQUIPMENT			
1510 Office Furniture & Equipment			
1515 EDP Equipment	\$311,997.00	\$311,997.00	
1561 Training Equipment			
6625 Leasehold Improvements			
TELECOMMUNICATIONS			
1721 Rental, Telephone Serv. & Equip.			
1722 Rental, Data Comm. Serv. & Equip.			
1728 Video Conferencing			
1729 Rental, Other Comm. Serv. & Equip.			
1730 Parts & Supplies for Telephone			
1740 Answering & Pag. Comm. Serv. Equip.			
1750 Telephone, Data, Radio & Other Equip.			
1799 Telecommunication Services, NEC	\$67,117.67	\$67,117.67	
OPERATION OF AUTO EQUIPMENT			
1893 Repair & Maint., Automotive Equipment			
1894 Parts & Fittings, Automotive Equipment			
1896 Gasoline, Oil & Antifreeze			
1898 Automotive Services, NEC			
1899 Automotive Expenses, NEC			
INDIRECT COST REFUNDS			
1993 Indirect Cost Allocation Refund	\$815,665.36	\$815,665.36	
GRANTS			
4453 Reimbursement to Govt Units (AVE)	\$213,952.06	\$213,952.06	
4453 Reimbursement to Govt Units (Phase II)	\$3,679,760.15	\$3,679,760.15	
4453 Reimbursement to Govt Units (ALA)	\$678,952.45	\$678,952.45	
4453 Reimbursement to Govt Units (EDG)			
4470 Grants to Local Governments (VRS)	\$322,571.71	\$322,571.71	
4479 Payments to Other State Agencies			
SECTION 101 GRAND TOTAL	FY09	YEAR TO DATE	OBLIGATED
	APPROPRIATION	EXPENDITURE	MONEY
PERSONAL SERVICE	\$0.00	\$0.00	
STATE PAID RETIREMENT	\$0.00	\$0.00	
RETIREMENT	\$0.00	\$0.00	
SOCIAL SECURITY	\$0.00	\$0.00	
GROUP INSURANCE	\$0.00	\$0.00	
CONTRACTUAL SERVICE	\$692,588.04	\$692,588.04	\$193,783.68
TRAVEL	\$0.00	\$0.00	
PRINTING	\$0.00	\$0.00	
COMMODITIES	\$0.00	\$0.00	
EQUIPMENT	\$311,997.00	\$311,997.00	\$21,963.00
TELECOMMUNICATIONS	\$67,117.67	\$67,117.67	
OPERATION OF AUTO EQUIPMENT	\$0.00	\$0.00	
INDIRECT COST REFUNDS	\$815,665.36	\$815,665.36	
GRANTS	\$4,895,236.37	\$4,895,236.37	
TOTAL	\$6,782,604.44	\$6,782,604.44	\$215,746.68

STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
EAC Data Collection Grant

AGENCY TOTALS
MONTH ENDING: May 31, 2009

TOTAL
Fund Activity

Program Revenues from Federal Govt	\$557,649.00
Miscellaneous Revenues	\$0.00
Interest Earned on Comptroller Balances	\$4,269.00
Interest Penalties Received	\$0.00
TOTAL CASH REVENUES	\$561,918.00

YEAR TO DATE CASH EXPENDITURES

PERSONAL SERVICE	\$0.00
STATE-PAID RETIREMENT	\$0.00
RETIREMENT	\$0.00
SOCIAL SECURITY	\$0.00
GROUP INSURANCE	\$0.00
CONTRACTUAL SERVICE	\$430,705.99
TRAVEL	\$2,104.51
PRINTING	\$0.00
COMMODITIES	\$0.00
EQUIPMENT	\$0.00
TELECOMMUNICATIONS	\$0.00
OPERATION OF AUTO. EQUIPMENT	\$0.00
INDIRECT COST REFUNDS	\$0.00
SUB-TOTAL CASH EXPENDITURES (OPERATIONS)	\$432,810.50
 AWARDS & GRANTS	 \$0.00
TOTAL CASH EXPENDITURES	\$432,810.50

CASH BALANCE AT END OF MONTH

\$129,107.50

**STATE BOARD OF ELECTIONS
FY09 MONTHLY FISCAL REPORT
EAC DATA COLLECTION GRANT**

<u>MONTH ENDING: May 31, 2009</u>	<u>FY09 APPROPRIATION</u>	<u>YEAR TO DATE EXPENDITURE</u>	
PERSONAL SERVICE			
1129 State Paid Retirement			
1161 Retirement			
1170 Social Security			
1180 Group Insurance			
CONTRACTUAL SERVICE			
1205 Freight Express/Drayage	\$17.99	\$17.99	
1223 Repair & Maintenance Real Property			
1225 Repair & Maintenance, EDP Equip.			
1231 Rental, Office Equipment			
1232 Rental, Motor Vehicles			
1237 Rental, Film & Audio/Visual Aids			
1239 Rental, NEC			
1242 Auditing & Management Services	\$430,688.00	\$430,688.00	
1243 Book Binding & Processing Services			
1244 Legal Fees			
1245 Professional & Technical Services, NEC			
1261 Postage			
1266 Court Reporting & Filing Services			
1273 Advertising			
1274 Registration Fees & Conf. Exp. (Vendor)			
1276 Registration Fees & Conf. Exp. (Employee)			
1280 Copying, Photographic & Printing Serv.			
1284 Computer Software			
1286 Travel, Reimb. to Non-State Employees			
1289 Contractual Services, NEC			
TRAVEL			
1291 In-State	\$2,104.51	\$2,104.51	
1292 Out-of-State			
PRINTING			
COMMODITIES			
1304 Office/Library Supplies			
1308 Educational & Instructional Materials			
1394 Office/Library Equip., Not Exceed. \$100			
1398 Equipment, NEC			
1399 Commodities, NEC			
EQUIPMENT			
1510 Office Furniture & Equipment			
1515 EDP Equipment			
1561 Training Equipment			
6625 Leasehold Improvements			
TELECOMMUNICATIONS			
1721 Rental, Telephone Serv. & Equip.			
1722 Rental, Data Comm. Serv. & Equip.			
1728 Video Conferencing			
1729 Rental, Other Comm. Serv. & Equip.			
1730 Parts & Supplies for Telephone			
1740 Answering & Pag. Comm. Serv. Equip.			
1750 Telephone, Data, Radio & Other Equip.			
1799 Telecommunication Services, NEC			
OPERATION OF AUTO EQUIPMENT			
1893 Repair & Maint., Automotive Equipment			
1894 Parts & Fittings, Automotive Equipment			
1896 Gasoline, Oil & Antifreeze			
1898 Automotive Services, NEC			
1899 Automotive Expenses, NEC			
INDIRECT COST REFUNDS			
1993 Indirect Cost Allocation Refund			
GRANTS			
4453 Reimbursement to Governmental Units			
4458 Services, NEC			
4470 Grants to Local Governments			
4470 Grants to Local Governments			
4479 Payments to Other State Agencies			
GRAND TOTAL	FY09 APPROPRIATION	YEAR TO DATE EXPENDITURE	OBLIGATED MONEY
PERSONAL SERVICE	\$0.00	\$0.00	
STATE PAID RETIREMENT	\$0.00	\$0.00	
RETIREMENT	\$0.00	\$0.00	
SOCIAL SECURITY	\$0.00	\$0.00	
GROUP INSURANCE	\$0.00	\$0.00	
CONTRACTUAL SERVICE	\$430,705.99	\$430,705.99	\$605,312.00
TRAVEL	\$2,104.51	\$2,104.51	
PRINTING	\$0.00	\$0.00	
COMMODITIES	\$0.00	\$0.00	
EQUIPMENT	\$0.00	\$0.00	
TELECOMMUNICATIONS	\$0.00	\$0.00	
OPERATION OF AUTO EQUIPMENT	\$0.00	\$0.00	
INDIRECT COST REFUNDS	\$0.00	\$0.00	
GRANTS	\$0.00	\$0.00	
TOTAL	\$432,810.50	\$432,810.50	\$605,312.00

STATE BOARD OF ELECTIONS

MEMORANDUM

*From the desk of:
Daniel W. White, Executive Director*

TO: Members of the Board

SUBJECT: Two Year Plan of Activity

DATE: June 3, 2009

Attached is the two-year plan of staff activity for the months of June and July for your review and information.

Attachment

Start Date	End Date Activity	Division
5 /29/2009	(date subject to change) Final day on which all HOUSE bills may be called for a final SENATE vote on 3rd reading. (Senate Rule) Final day on which all SENATE bills may be called for a final HOUSE vote on 3rd reading. (House Rule)	LEG
5 /31/2009	General Assembly Adjournment (House/Senate Rule)	LEG
6 /1 /2009	Submit the 2010 CANDIDATE'S GUIDE for printing. (Printing to be completed by July 31, 2009.) 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
6 /8 /2009	Begin work on post session BILL RECOMMENDATIONS to the Board and Governor's office. 10 ILCS 5/1A-8(8)	LEG
6 /15/2009	BOARD MEETING. 10 ILCS 5/1A7	EXEC DIR
6 /25/2009	Send to each election authority a current computerized voter registration error report, from the May 15, 2009 submission	VRS
6 /25/2009	Send notice to election authorities who failed to submit a computerized voter registration file, for the May 15, 2009 submission. Rules and Regulations	VRS
6 /30/2009	Distribute 2010 CANDIDATE'S GUIDE to State Library Documents Section and to those on our mailing list. (Project began January 2, 2009.) 10 ILCS 5/1A-8 (1, 2, 4, 7, 11)	ET&RD
7 /1 /2009	STATUTORY BOARD MEETING. Swearing-in ceremony, election of chairman and vice chairman, monthly meeting. 10 ILCS 5/1A-8 (6)	EXEC DIR
7 /1 /2009	First day that any political committee shall file its SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES. 10 ILCS 5/9-10	CAMP DISC
7 /1 /2009	Begin updating the SBE GUIDE FOR POLLWATCHERS. (Complete by September 1, 2009.) 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
7 /1 /2009	Start review and update MILITARY/OVERSEAS booklet. Submit to printer by Nov 30, 2009 10 ILCS 5/1A-8 (1,2,3,7,11)	ET&RD

Start Date	End Date Activity	Division
7 /1 /2009	Begin review and update of DEPUTY REGISTRAR GUIDELINES booklet. Complete by September 1, 2009. 10 ILCS 5/1A-8 (1, 2,	ET&RD
7 /1 /2009	Begin plans for preparing the TWO-YEAR PLAN FOR 2010-2011. Target completion date: September 30, 2009.	ET&RD
7 /1 /2009	Begin plans to update all agency BROCHURES. (Complete by September 17, 2009.) 10 ILCS 5/1A-8 (1, 2, 4, 11)	ET&RD
7 /3 /2009	Begin compilation of petition filing packets for 2010 General Primary Election. 10 ILCS 5/1A-8(4)	EL INFO
7 /6 /2009	Begin planning for the printing of Campaign Financing notices for the October petition filing for state and local candidates. 10 ILCS 5/9-15	CAMP DISC
7 /10/2009	The Board will refer to the Attorney General of Illinois for compliance enforcement each jurisdiction whose computerized voter registration submission has not been received for the May 15, 2009 submission	VRS
7 /20/2009	Last day political committees shall file their SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES with the Board or the Board and county clerk. 10 ILCS 5/9-10	CAMP DISC
7 /29/2009	Date upon which the State Board of Elections shall notify political committees that have failed to file a SEMI-ANNUAL REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES that an assessment will be levied against the committee for failure to file the report in a timely fashion. Rules and	CAMP DISC
7 /31/2009	Complete JUDGES' TRAINING PROGRAM and JUDGES' EXAM update. Project began January 2, 2009. 10 ILCS 5/1A-8 (1, 2, 6, 11)	ET&RD
7 /31/2009	Complete draft of the 2010 ELECTION CALENDAR AND CAMPAIGN FINANCE CALENDAR. Prepare for printing. (Project began March 11, 2009.) 10 ILCS 5/1A-8 (1,13)	EL INFO, ET&RD
7 /31/2009	Distribute ELECTION JUDGES' MANUALS OF INSTRUCTION to all the election authorities. (Project began January 2, 2009.) 10 ILCS 5/1A-8 (1, 2, 3, 4, 11)	ET&RD



STATE BOARD OF ELECTIONS

09 MAY 21 PM 4:05

May 21, 2009

Mr. Steve Sandvoss
General Counsel
Illinois State Board of Elections
State of Illinois
1020 S. Spring Street
Springfield, IL 62704

Dear Mr. Sandvoss:

The Illinois Academy of Physician Assistants would like to appeal the decision in regards to 08 GE 042. Our inability to meet with you on May 18, 2009 was not our mode of operandi, but it did happen. We ask for another opportunity to stand before you and discuss the penalty.

The Illinois Academy of Physician Assistants PAC has filed 53 reports since 1997. Three have been late. We did pay penalties of \$100 for the first two late filings, one in 2006 and one in 2007. The current issue is for a penalty of \$1,400 for being seven days late for the filing of the November 2008 Pre-Election report.

I request a hearing to address these issues and we shall make our appeal.

We wish to work with the State Board of Elections. We are hopeful you will work with us as well.

Regards,

Kari Catton
Executive Director

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

08 GE 042

Illinois Academy of Physicians Assistants PAC S 6880
Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment
For Delinquently Filing the Pre-Election Report for the 2008 General Election

The Report was received on October 29, 2008, 7 days late, resulting in a civil penalty assessment of \$1400. In addition, this Committee was assessed \$225 (not appealed, paid) for delinquently filing the 2005 December Semi-Annual Report; \$100 (not appealed, paid) for delinquently filing the pre-election report for the 2006 General Election; and \$100 (not appealed, paid) for delinquently filing the 2007 June Semi-Annual Report. The total outstanding amount is \$1400.

Mary Ann Browning, the Chairperson of the Committee, filed a Request for Hearing and submitted on the Appeal Affidavit the following:

On the Affidavit, Ms. Browning stated that the pre-election report was delayed due to mail service. The report was completed and sent to the chairperson on October 6, 2008. The chairperson received the report, signed, dated, and forwarded the report on October 20, 2008. The IAPA PAC reports have been sent by regular mail for the past ten years. The IAPA has never experienced delays such as this filing period. The IAPA PAC is requesting that the penalty be dismissed.

The hearing was held on February 19, 2009, at 10:30 AM at the Board of Elections office at 1020 South Spring Street, Springfield IL. Representing the committee were Kari Catton, the Executive Director and Kim McDonald, the bookkeeper. They basically restated what was on the affidavit adding that the Chairperson lived in Carterville, and that's where the report was sent for signature. She didn't get it until the 20th, mailed it immediately, and it arrived in the Springfield office of the Board on the 29th. At the conclusion of the hearing, the committee representatives were set up to file its reports electronically, so that the postal service need no longer be an issue.

I recommend that the appeal be denied for lack of an adequate defense. Unless the report was postmarked and mailed to the Board more than 72 hours prior to the filing deadline, the report must be in this office by the close of business at the filing deadline. If this recommendation is accepted by the Board, the civil penalty of \$1400 will be due and owing.



Sharon Steward – Hearing Examiner
February 19, 2009

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

09 DS 053

Westmont Village Committee L 12726

Respondent

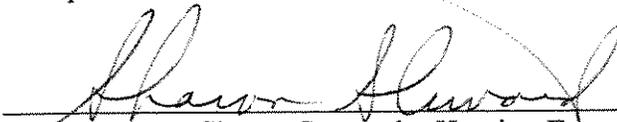
REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Delinquently Filing
The 2008 December Semi-Annual Report

The Report was received February 13, 2009, 17 days late, resulting in a civil penalty assessment of \$425.

William J. Swanston, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, he stated that in the latter half of December, he was subject to surgery (abdominal perineal resection) as a result of being diagnosed with rectal cancer. He was in the hospital several weeks and at home convalescing, which was prolonged by several setbacks. He is currently being treated in a chemotherapy program. This unusual occurrence is the reason that the report was not filed timely. Considering the above, and the fact that this Committee has never been late before, he respectfully requests that the penalty be waived.

The Semi-Annual report which was delinquently filed reflected no activity; in fact, there had been no activity since the last half of 2007. Due to the fact that the report reflected no activity, that the Committee has filed timely reports since its inception in 2005, and that Mr. Swanston had sudden and serious medical problems, I recommend that this appeal be granted. However, I would suggest that Mr. Swanston arrange for filing assistance in the event that the need arises at some point in the future.



Sharon Steward – Hearing Examiner
May 14, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
February 27, 2009

Westmont Village Committee
William Swanston
29 N Linden
Westmont, IL 60559

L12726

Dear Westmont Village Committee;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contributions and Expenditures
Report Period:	July 1, 2008 through December 31, 2008
Filing Period:	January 2, 2009 through January 20, 2009

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on February 13, 2009, 17 day(s) late. As such, this committee has been assessed a fine of \$425.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be *stayed*. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller".

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

State of Illinois)
County of Du Page)

09/04/09

09:03:04

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

STATE BOARD OF ELECTIONS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
Westmont Village Committee)
Respondent(s).)

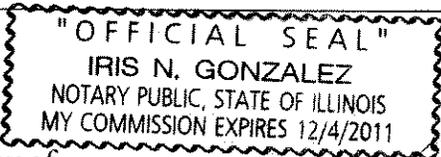
Case No. 09 DS 053

APPEAL AFFIDAVIT

I, William J. Swanston, the Treasurer of the
(Name) (Chairman/Treasurer)
Westmont Village Committee
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

In the later half of December, I was subject to surgery (abdominal perineal resection) as a result of being diagnosed with rectal cancer. I was in the hospital several weeks and at home convalescing, which was prolonged by several setbacks. I am currently being treated in a chemotherapy program. This unusual occurrence is the reason that the report was not filed timely. Considering the above, and the fact that we have never been late before, I respectfully request that the penalty be waved.



Signed and Sworn to by:

before me this 25th Day of

March, 2008 2009
IRIS N GONZALEZ

Notary Public

[Handwritten signature of Iris N. Gonzalez]

(Signature of Chairman/Treasurer)

[Handwritten signature of William J. Swanston]
TREAS

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 JS 097

Citizens for Linda Painter

L 14278

Respondent

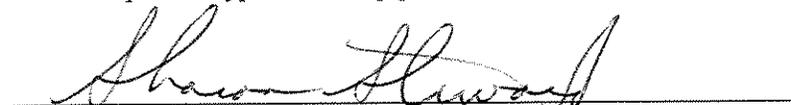
REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Delinquently Filing
The 2008 June Semi-Annual Report

The Report was received by the Board on July 23, 2008, 2 days late, resulting in a civil penalty assessment of \$100.

David P Kuhaneck, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Kuhaneck referenced an attachment. In the attachment he stated that the report was filed two days late due to a severe medical emergency affecting the committee's Treasurer and Windows Vista compatibility issues with the IDIS software. David P. Kuhaneck, the Treasurer, had kidney surgery on July 1, 2008. He was discharged from the hospital on July 2nd and began convalescing at a friend's residence, away from the organization's records and the IDIS software and data files that reside on his personal computer. He developed problems and returned to the hospital on July 16th and was discharged July 18th. He gathered the records and the IDIS data file and returned to his friend's home. He completed the report the evening of July 20th. When he tried to upload the file, he encountered problems due to the Vista operating system, and he didn't know how to resolve them. He then planned to transfer the IDIS data file to his personal computer and file the report on July 21st. However he was again admitted to the hospital after going to the emergency room the early morning of July 21st and was discharged from the hospital at noon on July 23rd. He immediately gathered the IDIS data file and returned home, filing the report from his own computer approximately 2 hours later that afternoon. He asks that the Board consider the fact that the Treasurer is an unpaid volunteer with no support staff, and that they have an excellent filing history. He also attached a statement verifying his July 21st through July 23rd hospitalization.

In order to be consistent with previous Board decisions when an electronic filing issue is presented as a defense, I recommend that the appeal be granted, even though Mr. Kuhaneck has benefited from this defense once previously when serving as treasurer of another committee. In this case, there were also severe contributing medical factors which seemed to continually sabotage Mr. Kuhaneck's efforts to file this report by July 21st. Therefore, I recommend that the appeal be granted, but also suggest that the Committee develop some type of backup plan in the event further health issues arise.



Sharon Steward – Hearing Examiner

May 8, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
August 28, 2008

Citizens for Linda Painter
Linda Painter
10S221 Hampshire Ln
Willowbrook, IL 60527

L14278

Dear Citizens for Linda Painter;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contributions and Expenditures
Report Period:	January 1, 2008 through June 30, 2008
Filing Period:	July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on July 23, 2008, 2 day(s) late. As such, this committee has been assessed a fine of \$100.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be *stayed*. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller".

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

State of Illinois)
County of _____)

CHICAGO

SEP 26 PM 3:34

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS
STATE BOARD OF ELECTIONS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
CITIZENS FOR LINDA PAINTER)
Respondent(s).)

Case No. 08 IS 097

APPEAL AFFIDAVIT

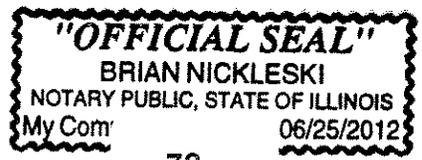
I, DAVID P KUHAINEK, the TREASURER of the
(Name) (Chairman/Treasurer)
CITIZENS FOR LINDA PAINTER
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

(see attached)

Signed and Sworn to by:
DAVID P KUHAINEK
before me this 26th Day of
September, 2008
[Signature]
Notary Public

[Signature]
(Signature of Chairman/Treasurer)



Citizens For Linda Painter
c/o David P. Kuhaneck, Treasurer
137 Iris Road
Darien, IL 60561-3966

The reasons and defenses that our Semiannual Report of Campaign Contributions and expenditures for January 1, 2008 through June 30, 2008 was filed two (2) days late involve a severe medical emergency affecting the committee's Treasurer and Windows Vista compatibility issues with the IDIS software.

David P. Kuhaneck, the committee's Treasurer had kidney surgery on July 1, 2008. He was discharged from the hospital on July 2 and began convalescing at a friend's residence, away from the organization's records and the IDIS software and data files that reside on the Treasurer's personal computer.

Shortly after midnight on July 16, he began bleeding, went to the hospital emergency room and was admitted. He was discharged from the hospital on July 18. He gathered the organization's records and IDIS data file and returned to his friend's residence to convalesce.

During the period from July 18 to July 20, the IDIS software was downloaded from the ISBOE website and installed on my friend's computer. The report was completed the evening of July 20. However, when attempting to file the report, it was discovered the software would not validate the report, nor file or upload it. This presumably was the result of a compatibility problem with the Microsoft Windows Vista operating system. He then planned to transfer the IDIS data file to his personal computer and file the report on July 21.

However, shortly after midnight, the early morning of July 21, he again began bleeding, went to the hospital emergency room and was admitted. (A copy of the hospital bill is attached.)

He was discharged from the hospital at noon on July 23. He immediately gathered the IDIS data file and returned home, filing the report from his personal computer approximately 2 hours later that afternoon.

We ask that you also consider:

- 1) Our position of Treasurer is an unpaid, volunteer position, operating without any support staff.
- 2) In the past, we have carefully complied with State Board of Elections filing requirements.

Thank you for your consideration.



**BlueCross BlueShield
of Illinois**

300 First Randolph
Chicago Illinois 60601-5029



THIS IS A DUPLICATE.
Explanation of Benefits (EOB). This is not a bill.
BLUE CROSS/BLUE SHIELD
08-25-08

Customer Service: 1-800-538-8833

DAVID KUHANECK
137 IRIS ROAD
DARIEN IL 60561-3966

To opt out of receiving paper copies of your EOBs, go to Blue Access for Members at www.bcbsil.com.

Claim Information

Member Name: **DAVID KUHANECK**
Group No.: **P7016**
Identification No.: **XOP890102052**
Claim No.: **821457476480X**
Patient Name: **DAVID KUHANECK**

SUMMARY

Total Billed: \$21130.89
Total Benefits Approved: \$6478.69
Amount You May Owe Provider: \$366.00

Blue Cross and Blue Shield has negotiated discounts with this provider. The following shows how the BCBS discount (ADP) is used to help lower your out-of-pocket expenses.

SERVICE INFORMATION

	Service Date	Amount Billed	Not Covered	Covered
THE UNIVERSITY OF CHICAGO				
Private Room	07-21-08 to 07-23-08	4366.00	366.00 (1)	4000.00
Drugs	07-21-08 to 07-23-08	702.10		702.10
Drugs	07-21-08 to 07-23-08	313.15		313.15
Drugs	07-21-08 to 07-23-08	434.64		434.64
Laboratory Services	07-21-08 to 07-23-08	183.00		183.00
Laboratory Services	07-21-08 to 07-23-08	860.00		860.00
Laboratory Services	07-21-08 to 07-23-08	329.00		329.00
Laboratory Services	07-21-08 to 07-23-08	869.00		869.00
Operating Room	07-21-08 to 07-23-08	4596.00		4596.00
Anesthesia Supplies	07-21-08 to 07-23-08	2317.00		2317.00
Emer Room Services	07-21-08 to 07-23-08	6161.00		6161.00
Totals		\$21130.89	\$366.00	\$20764.89

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 JS 230

Citizens for Responsible Garden Prairie Government
L 14492

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Delinquently Filing the
2008 June Semi-Annual Report

This Report was received on September 8, 2008, 34 days late, resulting in a civil penalty assessment of \$1700. In addition, this Committee had previously been assessed a civil penalty of \$225 (not appealed, stayed) for delinquently filing the 2007 December Semi-Annual Report. The total assessment is \$1925.

John Dini, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Dini referenced an attachment which stated that the Committee has had no previous violations warranting a penalty. He is employed by FEMA, and due to the federal government requiring his services for the flooding in the State of Wisconsin during the months of June through the current, he was not in the state of Illinois for quite some time and did not received the notices until recently. He apologizes for missing the filing deadline and swears such was an inadvertent mistake. The Final report recently filed shows there is no money in the organization and that it is dissolved. Accordingly, he respectfully requests the civil penalties be reduced as much as possible. He also includes a letter from Laura Steiner, FEMA Planning Section Chief, stating that he was deployed by FEMA as a disaster assistance employee to the State of Wisconsin from June 15, 2008 and is scheduled to be released on November 15, 2008.

This Committee has subsequently filed a Final Report disposing of the minimal funds in the possession of this Committee. Mr. Dini is both Chairman and Treasurer. I contacted Mr. Dini by phone and he confirmed that the Committee had never crossed the filing threshold. In regards to this report, he said he received notice on Father's Day, telling him he had the leave the following day. Due to the nature of his employment, its minimal funds (around \$500 total), and the fact that he filed a Final Report, I recommend that the appeal be granted. I also suggest that if Mr. Dini decides to raise or spend funds for political purposes in the future, that he make arrangements for someone to take over filing duties in his absence.



Sharon Steward – Hearing Examiner

May 18, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
October 2, 2008

Citizens for Responsible Garden Prairie Government
John Dini
PO Box 96
Garden Prairie, IL 61038

L14492

Dear Citizens for Responsible Garden Prairie Government;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: Semiannual Report of Campaign Contribution and Expenditures
Report Period: January 1, 2008 through June 30, 2008
Filing Period: July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on September 8, 2008, 34 day(s) late. As such, this committee has been assessed a fine of \$1700.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days:

<u>Reporting Period</u>	<u>Report Type</u>	<u>Previous Fine Amount</u>
7/1/2007 - 12/31/2007	Semi-annual report	\$225.00
TOTAL AMOUNT NOW DUE		\$1925.00

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller".

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

STATE BOARD OF ELECTIONS

08 OCT 31 PM 12:46

State of Illinois)
)
County of BOONE)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.)
)
JOHN DINI)
Respondent(s).)

Case No. 08 ISB 230

APPEAL AFFIDAVIT

I, JOHN DINI, the CHAIRMAN of the
(Name) (Chairman/Treasurer)
Citizens for Responsible Garden Prairie Government
(Name of the Committee)

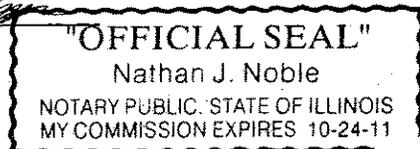
Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

Attached as Attachment A

Signed and Sworn to by:
John Dini
before me this 30th Day of
October, 2008

[Signature]
(Signature of Chairman/Treasurer)

[Signature]
Notary Public



U.S. Department of Homeland Security
FEMA JFO 1768-DR-WI
5117 W. Terrace Drive, 4th Floor
Madison, WI 53718



FEMA

October 30, 2008

To whom it may Concern:

This letter is to serve as documentation that John J. Dini of the Village of Garden Prairie, IL has been deployed by FEMA as a disaster assistance employee, to the State of Wisconsin from June 15, 2008 and is scheduled to be released on November 15, 2008.

Sincerely:

A handwritten signature in cursive script that reads "Laura Steiner".

Laura Steiner
Planning Section Chief
DR-1768-WI

Attachment A

Citizens for Responsible Garden Prairie Government has had no previous violations warranting a penalty. Mr. John Dini is employed by FEMA, and due to the federal government requiring his services for the flooding in the State of Wisconsin during the months of June thru the current, he was not in the state of Illinois for quite some time and did not receive the notices until recently. The undersigned apologizes for missing the filing deadline and swears such was an inadvertent mistake. The Final report recently filed shows there is not money in the organization and that it is dissolved. Accordingly, the undersigned respectfully requests the civil penalties be reduced as much as possible.

Feel free to contact me with any questions or concerns. My work number is 815-597-1671, or you can attempt to reach me on my cell phone 847-774-4270.

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 AG 034

Sangamon County Democratic Central Comm S 481

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Failure to File a
Schedule A-1 for the 2008 General Election

This Committee received one contribution of \$5000 on 10/20/08, and listed it on a Schedule A-1 filed 10/23/08, one day late, resulting in a civil penalty assessment of \$5000.

Neil Calderon, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Calderon stated that when completing the A-1 (10/23/08) that contained the \$5000 contribution from the Plumbers & Steamfitters Local 137, he mistakenly used the date printed on the check (10/20/08) for the contribution rather than the date he actually received and deposited the contribution (10/25/08), which was within the 2 day period for filing an A-1. Attached to the Affidavit is a copy of the deposit receipt for the deposit in which the contribution was officially accepted by the Sangamon County Democratic Central Committee and copy of the contribution in question.

In order to obtain further explanation regarding the receipt date of this contribution, I contacted Mr. Calderon. He stated that the Chairman called him on the 23rd regarding the contribution and he went over and picked it up, so that he could immediately report it on a Schedule A-1. He stated that he hurriedly entered these contributions and mistakenly entered the check date for each one. I further clarified for him that the date of receipt was not necessarily the deposit date, but was the date the chairman or treasurer received the contribution.

I recommend that the appeal be granted, as the receipt date was actually 10/23/08, rather than the date of the check 10/20/08. The other contributions on that Schedule A-1 filed on 10/23/08 also showed the check date as the receipt date; however, these check dates were either the 21st or the 22nd. He also now understands the definition of receipt date.



Sharon Steward – Hearing Examiner

May 21, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
April 29, 2009

Sangamon County Democratic Central Committee
Tim Timoney
808 S 2nd St
Springfield, IL 62704

S481

Dear Sangamon County Democratic Central Committee;

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
Plumbers & Steamfitters Loc 137	10/20/08	\$5000.00	\$5000.00	10/23/08	1

The committee is fined a **total** of \$5000.00 for delinquently filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total **does not** reflect any previously assessed fines.

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$500.00, (10% of the total amount reflected above) if you do not choose to file an appeal under the Board's present policy. The total amount due will be imposed with the issuance of a Final Board Order after the 30-day appeal period had expired. Since your committee has no other civil penalty assessments and only one delinquent Schedule A-1 amount is listed above, the penalty will be **stayed** as a first violation and would only become due and owing upon any subsequent delinquent filings by the committee.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fines if you believe the civil penalties have been assessed in error. ***If you have a legitimate reason for your delinquent filing, it would behoove you to send in the appeal form since the Board has the discretion to take extenuating and other circumstances into account in determining the amount of your penalty.*** Notice of Appeal must be filed within 30 days of the date of this assessment for it to be considered.

If you have any questions regarding the appeal procedure, please call Sue McArthur at 217/782-1543.

Sincerely,



Rupert T. Borgsmiller

Director, Division of Campaign Disclosure

RTB:sm

cc: Officer(s), Candidate(s)

* This contribution was reported on the December 2008 Semi-annual Report but should have been reported on a Schedule A-1 Report of Campaign Contributions of more than \$500.00, within 2 business days of receipt.

** This contribution did not, by itself, necessitate filing of a Schedule A-1. No fine was assessed for this contribution – it is listed for informational purposes only. A subsequent contribution, when aggregated with this contribution, exceeded the "more than \$500.00" threshold and was used as the basis for the fine assessment.

State of Illinois)
County of Sangamon)

09 MAY -4 AM 11:59

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
vs.)
Sangamon County Democratic Central Committee)
Respondent(s).)

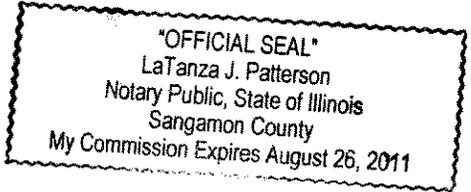
No. 08 AG 034

APPEAL AFFIDAVIT

I, Neil Calderon, the Treasurer of the
(Name) (Chairman/Treasurer)
Sangamon County Democratic Central Committee
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

When completing the A-1 (10/23/08) that contained the \$5,000 Contribution from the Plumbers & Steamfitters Local 137, I mistakenly used the date printed on the check (10/20/08) for the contribution rather than the date I actually received and deposited the contribution (10/25/08) which was within the 2 day period for filing an A-1. Attached to this form is a copy of the deposit receipt for the deposit in which the contribution was officially accepted by Sangamon County Democratic Central Committee and a copy of the contribution check in question.



Subscribed and Sworn to Before me
This 4 Day Of May, 2009

LaTanza J. Patterson
NOTARY PUBLIC

Neil Calderon
(Signature of Chairman/Treasurer)

Please call 217-299-3069
Neil Callahan
w/ any questions.

† DEPOSITED WITH



Illinois National Bank

THIS IS YOUR RECEIPT

WHEN MAKING A DEPOSIT AT A TELLERS WINDOW, ALWAYS OBTAIN AN OFFICIAL RECEIPT.
Checks and other items are received for deposit subject to the provisions of the Uniform Commercial Code or any applicable collection agreement.

*106 10/25/08 11:02:32 am CR10/27/08
16 Illinois National Ba 01 1 EEST
DDA ACCOUNT NUMBER: **2866
DEPOSIT AMT: \$10,623.02
Member FDIC

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL. MEMBER FDIC. TRANSACTION NUMBER AND AMOUNT OF DEPOSIT ARE SHOWN ABOVE.

BD-43 (COPY)
DEPOSIT TICKET
OR DEPOSIT RECORD COPY

Illinois National Bank
Springfield, IL 62701

DATE 10-25-08

	DOLLARS	CENTS
CURRENCY		
COIN		
LIST EACH CHECK		
1	5000	-
2	2500	-
3	1000	-
4	1000	-
5	100	-
6	75	-
7	48	02
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
	10623	02

70-933/711

TOTAL ITEMS **7**

PLEASE BE SURE ALL ITEMS ARE PROPERLY ENDORSED
DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL

PLEASE ENTER TOTAL

\$ 1062302

SANGAMON COUNTY DEMOCRATS
1020 W. LAWRENCE AVE.
SPRINGFIELD, IL 62704

⑆071109338⑆ 0120866⑆

42

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT.

ACTBLUE
STATE CONTRIBUTIONS
P.O. BOX 382410
CAMBRIDGE, MA 02238-2410

BANK OF AMERICA
ACH R/T 054001204
15 120 / 540 DC

20300053

08 OCTOBER 2008

Pay Forty-eight and 2/100

Not Valid After 90 Days

NOV 18
ORDER
OF

Sangamon County Democratic Central Committee
1020 W. Lawrence Ave
Springfield, IL 62704

Two signatures required for amounts exceeding \$100,000

⑈ 203000537 ⑈ ⑆ 054001204 ⑆ 001925091274 ⑈

CONLEY FOR SCHOOL BOARD 02-05
1248 N 4TH ST.
SPRINGFIELD, IL 62702

²⁻¹/₇₁₀ 500

1001

DATE 9-26-08

PAY TO THE
ORDER OF

SANBORN CO. DEM PARTY

\$ 75.00

seventy five and ^{no}/₁₀₀

DOLLARS Security Features
Included.
Details on Back.

JPMORGAN CHASE BANK, N.A.
CHICAGO, ILLINOIS 60670
WWW.CHASE.COM

MEMO

HOLE SPONSOR

⑈ 00100 ⑈ ⑆ 071000013 ⑆

689777357 ⑈

James Joyce

1477

PLUMBERS & STEAMFITTERS LOCAL NO. 137
COPE FUND

DATE October 20, 2008 ⁷⁰⁻⁹⁹³⁻⁷¹¹

PAY
TO THE
ORDER OF

Sangamon County Democratic Party

\$ 5,000.00

PLUMBERS & STEAMFITTERS LOCAL NO. 137 5000 DOLLARS 00 CTS

DOLLARS Security Features
Included.
Details on Back.

INB Illinois National Bank
Springfield, IL 62701

FOR donation

James W. Fleming
Paul Hanna

⑈ 001477 ⑈ ⑆ 071109338 ⑆

002 ⑈ 372 ⑈

SPRINGFIELD LEADERSHIP PAC 70-933/711 1309
 PH. 217-787-5526 319341
 3309 SAINT FRANCIS DRIVE
 SPRINGFIELD, IL 62703-4720 DATE 10/22/08

PAY TO THE ORDER OF Sangamon County Democratic Party \$ 1,000.00
One thousand DOLLARS

INB Illinois National Bank
 Springfield, IL 62701

MEMO Donation William J. Rouke

@:071109338: 319341 1309

SANGAMON COUNTY DEMOCRATIC LABOR CAUCUS 70-933/711 229
 PO BOX 2874 027545
 SPRINGFIELD, IL 62708-2874 DATE 10-21-08

PAY TO THE ORDER OF Sangamon County Democratic Party \$ 1000.00
One thousand DOLLARS

INB Illinois National Bank
 Springfield, IL 62701

MEMO Randall L. Smith
Randall L. Smith

@:071109338: 027545 0229

CITIZENS FOR DAVLIN 70-933/711 2331
 P.O. BOX 101 004995
 SPRINGFIELD, IL 62705 DATE 10/22/08

PAY TO THE ORDER OF Sangamon Co. Democrats \$ 1000.00
One thousand DOLLARS

INB Illinois National Bank
 Springfield, IL 62701

MEMO Marilyn McMillan

@:071109338: 004995 2331

LOCAL UNION 193 I.B.E.W.
COMM. FOR RESPONSIBLE GOVT FUND
3150 WIDE TRACK DR
SPRINGFIELD, IL 62703
(217) 544-3479

ILLINOIS NATIONAL BANK
SPRINGFIELD, IL 62701
70-933-711

10/21/2008

PAY TO THE ORDER OF Sangamon County Demo Party

\$ 2,500.00

Two Thousand Five Hundred and 00/100*****

DOLLAR

Sangamon County Demo Party
P.O. Box 2
Springfield, IL 62705

Jerry Patton
R.D.J. B...

MEMO Contribution - Voter Guide

⑈002123⑈ ⑆071109338⑆ 003⑈514⑈

061004707-05

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 AP 034

Int'l Union of Operating Engineers Local 150 State
& Local Area PAC

S 2759

Respondent

REPORT OF HEARING EXAMINER

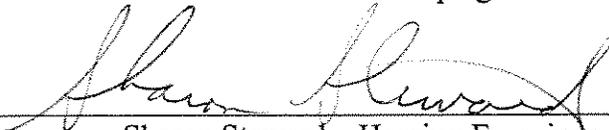
Appeal of Civil Penalty Assessment For Failing to File a Schedule A-1
For the 2008 General Primary Election

This Committee received 2 contributions on 1/24/08, one for \$20,000 and a second for \$130,000 from the IUOE Local 150 and failed to list them on a Schedule A-1. The total assessment is \$150,000.

Steven Cisco, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Cisco stated that the contributions in question were a percent of members' dues and no individual member's amount contributed was \$500 or more. This money was received by the Local Union and then transferred to the International Union of Operating Engineers, Local 150 State, County and Local Area Political Action Committee from the Local Union's treasury. Therefore, no penalty should be assessed, since the Labor Union makes political donations strictly from the Union's treasury and therefore is not covered by the Illinois Campaign Disclosure Act.

I recommend that the appeal be granted as these amounts were simply a percentage of members' dues returned to the Committee. As stated in the Affidavit, there were no amounts received from any individual member and included in the two contributions in question which would trigger a Schedule A-1 filing. I would also suggest that based upon the position taken in this appeal affidavit, that the Committee contact the Board to determine whether or not it is required to file as a political committee under the Campaign Financing Act.



Sharon Steward – Hearing Examiner

May 14, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
October 2, 2008

Int'l. Union of Operating Engineers Local 150 State County & Local Area PAC \$2759
Steven Cisco, Janet Sweeney
6200 Joliet Rd.
Countryside, IL 60525

Dear Int'l. Union of Operating Engineers Local 150 State County & Local Area PAC;

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
IUOE Local150	1/24/08	\$20000.00	\$20000.00	*not filed	6
IUOE Local150	1/24/08	\$130000.00	\$130000.00	*not filed	5

The committee is fined a **total** of \$150,000.00 for delinquent filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total **does not** reflect any previously assessed fines.

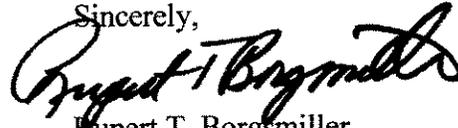
Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$15,000.00, (10% of the total amount reflected above) if you do not choose to file an appeal under the Board's present policy. The total amount due will be imposed with the issuance of a Final Board Order after the 30-day appeal period had expired. This amount must be paid (including any previously assessed fines), within 30 days of the issuance of the Order.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fines if you believe the civil penalties have been assessed in error. ***If you have a legitimate reason for your delinquent filing, it would behoove you to send in the appeal form since the Board has the discretion to take extenuating and other circumstances into account in determining the amount of your penalty.*** Notice of Appeal must be filed within 30 days of the mailing of this assessment for it to be considered.

If you have any questions regarding the appeal procedure, please call Sue McArthur at 217/782-1543.

Sincerely,



Rupert T. Borgsmiller

Director, Division of Campaign Disclosure

RTB:sm

cc: Officer(s)

* This contribution was reported on the June 2008 Semi-annual Report but should have been reported on a Schedule A-1 Report of Campaign Contributions of more than \$500.00, within 2 business days of receipt.

** This contribution did not, by itself, necessitate filing of a Schedule A-1. No fine was assessed for this contribution – it is listed for informational purposes only. A subsequent contribution, when aggregated with this contribution, exceeded the "more than \$500.00" threshold and was used as the basis for the fine assessment.

08 OCT 21 PM 2:01

State of Illinois)
)
County of Sangamon)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
vs.)
Int'l Union of Operating Engineers)
Local 150 State, County and Local Area PAC)
Respondent(s).)

No. 08APA34

APPEAL AFFIDAVIT

I, Steven Cisco, the Treasurer of the
(Name) (Chairman/Treasurer)
Int'l Union of Operating Engineers Local 150 State, County and Local Area PAC
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:
The contributions in question (see notice attached) were a percent of members dues and no individual member's amount contributed was \$500 or more. This money was received by the Local Union and then transferred to the International Union of Operating Engineers, Local 150 State, County and Local Area Political Action Committee from the Local Union's treasury. Therefore no penalty should be assessed, since the Labor Union makes political donations strictly from the Union's treasury and therefore is not covered by the Illinois Campaign Disclosure Act as described in the attached copy of A Guide to Campaign Disclosure.
If you need any additional information, contact our accountant Michael Blanski at (847)-881-2540.

Subscribed and Sworn to Before me
This 18th Day Of October
Lucille M. Matthis
NOTARY PUBLIC, STATE OF ILLINOIS
COMMISSION EXPIRES: 12/17/10
Steven Cisco
(Signature of Chairman/Treasurer)

Who is Not Covered by the Act?

- 1) Individuals running for federal office.
- 2) Individuals running for party office, except for candidates for ward or township committeeman in Cook County.
- 3) Corporations, associations, labor unions, or individuals who make political donations **strictly** from corporate profits, union treasury, or personal income. If a corporation or a labor union **solicits** funds to support or oppose candidates, or a question of public policy, such exclusion would not apply.

Notice of Obligation

A candidate for public office will be notified within two business days after the filing of nomination petitions of his responsibilities under the Illinois Campaign Disclosure Act. If a candidate files nomination papers in-person, such notice may be received over-the-counter.

Where will I file my Reports?

All candidates for public office are required to file a Statement of Economic Interest with either the **Secretary of State** or the **county clerk**. A candidate filing a Statement of Economic Interest with the **Secretary of State**, and any group(s) supporting or opposing such candidate, will file all required documents with the **Illinois State Board of Elections** (State Political Committee). A candidate filing a Statement of Economic Interest with the office of the **county clerk**, and any group(s) supporting or opposing such candidate, will file all original documents with the Illinois State Board of Elections and a duplicate copy with the office of the county clerk (Local Political Committee). A candidate for ward or township committeeman in Cook County and any group supporting or opposing such candidate will file all original documents with the Illinois State Board of Elections and a duplicate copy with the office of the county clerk (Local Political Committee).

An individual or group of individuals supporting or opposing a question of public policy to be submitted to the voters in more than one county, will file all required documents with the **Illinois State Board of Elections**. A question of public policy submitted to the voters in one county, would require that all original documents be filed with the Illinois State Board of Elections and a duplicate copy with the office of the county clerk.

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 AG 028

Illinois Cable PAC (Comcast Cable)

S 3482

Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment For Failure to File
A Schedule A-1 for the 2008 General Election

This Committee received a contribution of \$4274.53 on 11/1/08, but failed to list it on a Schedule A-1. The total assessment is \$4274.53.

Joe Handley, the President of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Handley referenced an attached letter. In the letter he stated that on 1/27/09, the Illinois Cable PAC filed an amendment to the 7/1/08-12/31/08 semi-annual report. The amendment contained information received by the Illinois Cable PAC as the result of internal audit findings. The amendment included an itemized reporting of a \$4,274.53 transfer-in. This date was an arbitrary date chosen solely by the PAC to update a previous report that they did not have access to amend. (They do not have the IDIS data files prior to July 2008.) The actual date of the transaction was 4/21/08 as evidenced by the attached copies of the check and the bank statement. It was suggested by Board staff to amend a report that they had access to, since nothing was archived from previous filing exercises. The PAC was not directed to insert this date; the date was merely randomly chosen to update their reports to the best of their ability. Subsequent to this notification the PAC plans to amend the 12/31/08 report to remove the 11/1/08 transaction, and increase the 7/1/08 reported balance by the same amount to accurately reflect balances.

Mr. Handley does not have access to any of the IDIS files prior to July 1, 2008. An internal audit undertaken by the Committee uncovered the fact that a contribution dated 4/21/08 was not reported on the 1/1/08-6/30/08 semi-annual report. Since they did not have access to the old IDIS files and would have had to recreate the 1/1/08-6/30/08 report in its entirety, after consulting with Board staff, the contribution was reported as being received during the 7/1/08-12/31/08 semi-annual reporting period. Unfortunately, it was listed as being received during the Schedule A-1 period for the 2008 General Election. As shown by the check and the bank statement, this check was received in April 2008. A letter of explanation has been placed on file and an amended 2008 December Semi-Annual report has been filed removing the contribution. This may have not been the best way to resolve this reporting problem, but the contribution was reported, there was no attempt to hide any information, and to report receipt of this contribution in April of 2008 would have required a complete recreation of a fourteen page report. Therefore, I recommend that the appeal be granted; the affidavit and documentation submitted by the Committee show that the contribution in question was not received by the Committee during the Schedule A-1 period.



Sharon Steward – Hearing Examiner

June 2, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
April 29, 2009

Illinois Cable PAC (Comcast Cable)
Paul Berra
941 Charter Commons Dr
Town & Country, MO, IL 63017

S3482

Dear Illinois Cable PAC (Comcast Cable);

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
CT&T Association of IL	11/1/08	\$4274.53	\$4274.53	*not filed	1

The committee is fined a **total** of \$4274.53 for delinquently filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total **does not** reflect any previously assessed fines.

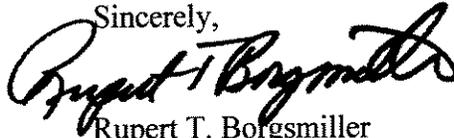
Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the third delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$3206.00, (75% of the total amount reflected above) if you do not choose to file an appeal under the Board's present policy. The total amount due will be imposed with the issuance of a Final Board Order after the 30-day appeal period had expired. This amount must be paid (including any previously assessed fines), within 30 days of the issuance of the Order.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fines if you believe the civil penalties have been assessed in error. ***If you have a legitimate reason for your delinquent filing, it would behoove you to send in the appeal form since the Board has the discretion to take extenuating and other circumstances into account in determining the amount of your penalty.*** Notice of Appeal must be filed within 30 days of the date of this assessment notice for it to be considered.

If you have any questions regarding the appeal procedure, please call Sue McArthur at 217/782-1543.

Sincerely,



Rupert T. Borgsmiller

Director, Division of Campaign Disclosure

RTB:sm

cc: Officer(s), Candidate(s)

* This contribution was reported on the December 2008 Semi-Annual Report but should have been reported on a Schedule A-1 Report of Campaign Contributions of more than \$500.00, within 2 business days of receipt.

** This contribution did not, by itself, necessitate filing of a Schedule A-1. No fine was assessed for this contribution – it is listed for informational purposes only. A subsequent contribution, when aggregated with this contribution, exceeded the "more than \$500.00" threshold and was used as the basis for the fine assessment.

State of Illinois)
County of _____)

STATE BOARD OF ELECTIONS

09 MAY -8 PM 12:43

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)

Vs.)
Cable PAC)
Respondent(s).)

Case No. 08 AG 028

APPEAL AFFIDAVIT

I, Joe Handley, the President of the
(Name) (Chairman/Treasurer)
Illinois Cable PAC
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

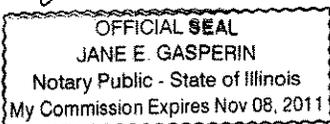
See Attached

Signed and Sworn to by:

before me this 8th Day of
May, 2009

Jane E. Gasperin
Notary Public

Joseph B. Handley
(Signature of Chairman/Treasurer)
Joseph B. Handley





CABLE TELEVISION AND COMMUNICATIONS ASSOCIATION OF ILLINOIS
2400 East Devon, Suite 317, Des Plaines, IL 60018, phone 847 297-4520, facsimile 847 297-3865

STATE BOARD OF ELECTIONS

09 MAY -8 PM 12:43

May 8, 2009

To whom it may concern,

On 1/27/09, the Illinois Cable PAC filed an amendment to the semi-annual report for 7/1/08 to 12/31/08. The amendment contained information received by the Illinois Cable PAC from internal audit findings.

The amendment contained an itemized reporting of \$4,274.53 for transfers in. The date listed on the report for the transfer was 11/01/09. This date was an arbitrary date chosen solely by the Illinois cable PAC to update previous reports that we did not have access to amend. The actual date of the transaction was 4/21/09 (copies attached).

It was suggested by your office to amend a report that we had access to, since nothing was archived from previous filing exercises. We were not directed to insert this date, the date was merely randomly chosen to update our reports to the best of our ability.

Please accept this correspondence as our appeal to your A-1 violation directed to the Illinois Cable PAC. Subsequent to this notification the Illinois Cable PAC plans to amend the 12/31/08 report to remove the 11/1 transaction, but increase the 7/1/08 reported balance by the same amount to accurately reflect balances.

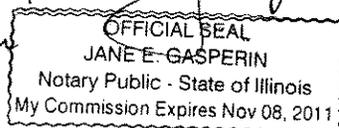
Thanks
Joe Handley
President CT & C

Joseph B. Handley
5/8/09

Joseph B. Handley

May 8, 2009

Jane E. Gasperin





Five Star Service Guaranteed
 P.O. Box 1800
 Saint Paul, Minnesota 55101-0800
 02244 IMG 9693LRIP X ST01 T129 P0

1,000.00 OK
 1,491.00 OK
 4,274.53 ?
~~6865~~

Uni-Statement
 Account Number:
 Statement Period:
 Mar. 26, 2008
 through
 Apr. 23, 2008
 Page 1 of 2

|||||
 CABLE TELEVISION AND COMMUNICATIONS
 ASSOCIATION OF ILL POLITICAL
 ACTION COMM
 2400 E DEVON AVE STE 317
 DES PLAINES IL 60018-4618



To Contact U.S. Bank
By Phone: 1-800-US BANKS
 (1-800-872-2657)
St. Louis Metro Area: 314-425-2000
Telecommunications Device for the Deaf: 1-800-685-5065
Internet: usbank.com

NEWS FOR YOU

Wherever your teen's activities take them-Visa Buxx is the safe alternative to cash. Visit usbank.com/buxxcard or ask a banker for details.

INFORMATION YOU SHOULD KNOW

Beginning June 15, if your interest rate is tied to the Federal Funds Rate, your interest rate will change either on or up to one business day following the announcement of a Federal Reserve Bank action to adjust rates.

INTEREST CHECKING Member FDIC

Account Number 0-007-4053-4013
 U.S. Bank National Association

Account Summary				
Beginning Balance on Mar. 26	\$	28,100.02	Annual Percentage Yield Earned	1.76%
Deposits / Credits		6,802.49	Account Interest Rate*	1.75%
Checks Paid		31,217.00-	Interest Earned this Period	\$ 36.96
Ending Balance on Apr. 23, 2008	\$	3,685.51	Interest Paid this Year	\$ 148.02
			Number of Days in Statement Period	29

*The Account Interest Rate reflects the rate your account is earning as of the statement end date. The Annual Percentage Yield Earned is a blend of all the rates earned on your account during this statement period.

Deposits / Credits

Date	Description of Transaction	Ref Number	Amount
Apr. 21	Deposit	7514359605	\$ 6,765.53
Apr. 23	Interest Paid	2300019818	36.96
Total Deposits / Credits			\$ 6,802.49

Checks Presented Conventionally

Check	Date	Ref Number	Amount	Check	Date	Ref Number	Amount
4227	Mar. 31	7518870974	1,217.00	4228	Apr. 23	7514804565	30,000.00
Conventional Checks Paid (2)							\$ 31,217.00-

Balance Summary

Date	Ending Balance	Date	Ending Balance	Date	Ending Balance
Mar. 31	26,883.02	Apr. 21	33,648.55	Apr. 23	3,685.51

Balances only appear for days reflecting change.

U.S. Bank Confidential Communication



Requested by: Rae Herndon

This check image contains confidential information. If you print this image, please store it in a secure place to avoid unauthorized usage of this information. Increased security awareness when discarding or destroying this document is recommended.

Item #1

Account No..
Amount: \$1491.00

Check No.:
Routing No.: 07100015

Sequence No.
Date: 04/21/2008

Front:

1957

COMMITTEE TO ELECT ANNE M. BURKE
STE. 4400
ONE IBM PLAZA
CHICAGO, IL 60611

DATE February 28, 2008 ^{2-15/710}

PAY TO THE ORDER OF Cable Television & Communications Assoc. of Illinois PAC * * * \$ 1,491.00

One Thousand Four Hundred Ninety One and 00/100----- DOLLARS

The Northern Trust Company
Chicago, Illinois

FOR John B. Jim

Back:

ENDORSE HERE
PAY TO THE ORDER OF
FIRSTAR BANK ILLINOIS
CHICAGO, IL 60602
▲ 071904779 ▲
FOR DEPOSIT ONLY
CABLE TV AND COMMUNICATIONS
ASSOC OF ILLINOIS
POLITICAL ACTION COMMITTEE
740534913
DO NOT WRITE SIGN BELOW THIS LINE
RESERVED FOR FINANCIAL INSTITUTION USE

APR 20 08

01751 99492

78176 162 98 19 64212008
000007 495346 13 US BANKING
149719999224 ST PAUL MN

Security Features: Results of document attention:
Microprint Signature Line • Small type in repetitive job appears
as a dotted line when photocopied
Chemical Protection • Solids or spots, alignment with
Security Screen • When in operation
Erase Protection • When in operation
Security Screen • When in operation
Veribug on back of check

The security features listed below, as well as those not listed, exceed industry standards.

FEDERAL RESERVE BOARD OF GOVERNORS REG. CC-1

U.S. Bank Confidential Communication



Requested by: Rae Herndon

This check image contains confidential information. If you print this image, please store it in a secure place to avoid unauthorized usage of this information. Increased security awareness when discarding or destroying this document is recommended.

Item #5
Account No.: 2220011900 **Check No.:** **Sequence No.:**
Amount: \$1000.00 **Routing No.:** 01120153 **Date:** 04/21/2008

Front:

UNIVISION MANAGEMENT COMPANY
 GLENPOINTE CENTRE WEST 6TH FL
 500 FRANK W. BURR BLVD
 TEANECK, NJ 07666

Bank of America
 South Portland, ME 52-153/112 0000033266

DATE: FEB-12-2008 AMOUNT: \$ 1,000.00

One Thousand Dollars And 00 Cents

Pay to the Order of:
 CT AND C
 2400 E DEVON
 STE. 317
 DES PLAINES IL 60018

VOID AFTER 180 DAYS
 THIS CHECK CLEARS THROUGH POSITIVE PAY

Authorized Signature
 Authorized Signature

Back:

ENCLOSURE

175 99491

DO NOT WRITE / SIGN / STAMP BELOW THIS LINE

ENCLOSURE CHECK HERE

70176 162 90 3 04212008
 000007 465340 13 US BANK OF AMERICA
 10910000224 ST PAUL, MN

Shirley P. Grier

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 AG 039

Friends of George P Shadid

S 5785

Respondent

REPORT OF HEARING EXAMINER

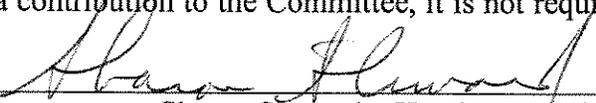
Appeal of Civil Penalty Assessment for Failure to File a
Schedule A-1 for the 2008 General Election

This Committee received a \$50,000 contribution on 10/20/08 from Salomon Smith Barney Inc., but failed to list it on a Schedule A-1. The total assessment is \$50,000

Gary T. Shadid, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Shadid stated that the \$50,000 in question was reported on the 7/1/08-12/31/08 Semi-Annual Report as an 'Other Receipt'. This amount was not listed on a Schedule A-1 because it was not a contribution or a loan and therefore did not require reporting on a Schedule A-1. The amount represented a CD, held by the Committee in an investment account at Smith Barney. On 10/10/08, the CD matured and therefore, the value at liquidation was reported on Schedule A and on part 4 of the D-2 under 'Other Receipts'. According to 10 ILCS 5/9-10(b-5), a Schedule A-1 only needs to be filed for contributions of more than \$500 received during an A-1 filing period. Furthermore, the Schedule A-1 instructions clarify a candidate's own funds as well as loans and in-kind contributions must also be reported if they exceed \$500. The liquidation of the CD was not a contribution, loan or in-kind contribution and therefore should not have been reported on a Schedule A-1. He refers to the attached "Confirmation" from Smith Barney, as evidence this was not a contribution but instead a liquidation of an investment. The Friends of George P. Shadid respectfully requests the Board reverse their determination that the Committee did not comply with the provisions of the Election Code in regards to a delinquent filed A-1. The Committee also requests this not be considered a first violation, thereby returning the Committee's status to having no other civil penalty assessments on record.

I recommend that the appeal be granted. Since the liquidation of an investment is not considered to be a contribution to the Committee, it is not required to be reported on a Schedule A-1.



Sharon Steward – Hearing Examiner

May 21, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
April 29, 2009

Friends of George Shadid
Gary Shadid
3810 N Prospect Rd
Peoria, IL 61606

S5785

Dear Friends of George Shadid;

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
Salomon Smith Barney Inc	10/20/08	\$50000.00	\$50000.00	*not filed	8

The committee is fined a **total** of \$50000.00 for delinquently filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total **does not** reflect any previously assessed fines.

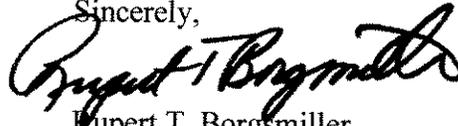
Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$5000.00, (10% of the total amount reflected above) if you do not choose to file an appeal under the Board's present policy. The total amount due will be imposed with the issuance of a Final Board Order after the 30-day appeal period had expired. Since your committee has no other civil penalty assessments and only one delinquent Schedule A-1 amount is listed above, the penalty will be **stayed** as a first violation and would only become due and owing upon any subsequent delinquent filings by the committee.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fines if you believe the civil penalties have been assessed in error. ***If you have a legitimate reason for your delinquent filing, it would behoove you to send in the appeal form since the Board has the discretion to take extenuating and other circumstances into account in determining the amount of your penalty.*** Notice of Appeal must be filed within 30 days of the date of this assessment for it to be considered.

If you have any questions regarding the appeal procedure, please call Sue McArthur at 217/782-1543.

Sincerely,



Rupert T. Borgsmiller

Director, Division of Campaign Disclosure

RTB:sm

cc: Officer(s), Candidate(s)

* This contribution was reported on the December 2008 Semi-annual Report but should have been reported on a Schedule A-1 Report of Campaign Contributions of more than \$500.00, within 2 business days of receipt.

** This contribution did not, by itself, necessitate filing of a Schedule A-1. No fine was assessed for this contribution – it is listed for informational purposes only. A subsequent contribution, when aggregated with this contribution, exceeded the "more than \$500.00" threshold and was used as the basis for the fine assessment.

State of Illinois)
)
County of _____)

09 MAY 12 PM 12:30

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
vs.)
)
Friends of George P. Shadid)
Respondent(s).)

No. 08 AG 039

APPEAL AFFIDAVIT

I, Gary T. Shadid, the Treasurer of the
(Name) (Chairman/Treasurer)
Friends of George P. Shadid
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

This Committee received a notice regarding a delinquently filed Schedule A-1. The amount in question is \$50,000 that was reported on the 7/1/08-12/31/08 Semi-Annual Report (Form D-2) as an Other Receipt. Because this amount was reported as being received on 10/20/08 (during an A-1 filing period) and no such A-1 was filed, a delinquency notice was issued.

However, it is the Committee's defense that this \$50,000 receipt was not a contribution or a loan and therefore did not require reporting on a Schedule A-1. This amount represented a CD, held by the (cont'd)



Subscribed and Sworn to Before me
This 7th Day Of May, 2009
Mia Hopson
NOTARY PUBLIC

Gary T. Shadid
(Signature of Chairman/Treasurer)

Friends of George P. Shadid
Appeal Affidavit
Continuation of Defense

(continued from previous page)

Committee in an investment account at Smith Barney. On 10/20/08, the CD matured and therefore, in accordance with "A Guide to Campaign Disclosure", the value at liquidation was reported on Schedule A and on part 4 of the D-2 under "Other Receipts".

According to the Illinois Election Code (10 ILCS 5/9-10(b-5)), a Schedule A-1 only needs to be filed for contributions of more than \$500 received during an A-1 filing period. Furthermore, the Schedule A-1 instructions clarify a candidate's own funds as well as loans and in-kind contributions must also be reported if they exceed \$500. The liquidation of the CD was not a contribution, loan or in-kind contribution and therefore should not have been reported on a Schedule A-1. Please refer to the attached "Confirmation" from Smith Barney, as evidence this was not a contribution but instead a liquidation of an investment.

The Friends of George P. Shadid respectfully requests the Illinois Board of Elections reverse their determination that the Committee did not comply with the provisions of the Election Code in regards to a delinquently filed A-1. The Committee also requests this not be considered a first violation, thereby returning the Committee's status to having no other civil penalty assessments on record.

SD-001976-S

Your Broker ³¹¹⁵

CITIGROUP GLOBAL MKTS INC.
401 MAIN STREET
SUITE 1000
PEORIA IL 61602

Confirmation



Account Number:
Financial Advisor:

ROBERT STEVENSON
309-671-2800

285NDY01 002161

MARTIN & SHADID PC
3810 N. PROSPECT ROAD
PEORIA IL 61614-7745

1,884

*DUPLICATE FOR ACCOUNT OF
FRIENDS OF GEORGE P. SHADID
SUITE 3



50,000 of the below listed item have Matured at a price of 100.00

LEHMAN BROTHERS COMMERCIAL, BK
*CERTIFICATE OF DEPOSIT
DTD 10/19/05 INT: SEMI-ANN
R/MD 4.50 10/20/2008

Quantity: 50,000.00

In exchange, you received:

Cash Amount

Amount: \$ 50,000.00
\$ 50,000.00

Date: 10/20/2008

CUSIP#:
Security#:

Cash Acct.

Citigroup Global Markets Inc., member principal exchanges, and the Securities Investor Protection Corporation (SIPC).
Smith Barney is a division and service mark of Citigroup Global Markets Inc. and its affiliates and is used and registered throughout the world. Citi and Citi with Arc Design are trademarks and service marks of Citigroup Inc. and its affiliates, and are used and registered throughout the world.

As a reminder, payment for securities purchased, or delivery of securities sold, must be deposited with us by Settlement Date.
See reverse for further details. Keep this document for your records. Thank you for doing business with us.

10/21/2008 SD-001976-S

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 AG 040

Citizens for Bomke S 6377

Respondent

REPORT OF HEARING EXAMINER

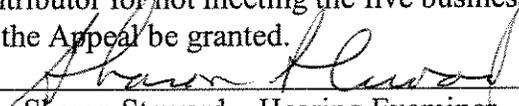
Appeal of Civil Penalty Assessment for Failure to File a
Schedule A-1 for the 2008 General Election

The Committee received 3 in-kind contributions; one valued at \$1139.88 on 10/17/08, a second valued at \$1141.14 on 10/20/08, and a third valued at \$570.57 on 10/20/08, all from IPACE; and failed to file a Schedule A-1 reporting these contributions. The total assessment is \$2851.59.

Eric R. Hegele, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit Mr. Hegele stated that neither the Committee nor the candidate was aware of the in-kind contributions made by IPACE until receipt of a notice from IPACE on January 13, 2009. A copy of the notice is attached. Upon receipt of the notice, the Committee included the in-kind contributions in the D-2 for July 1, 2008 through December 31, 2008.

Section 100.120(c) of Board Rules and Regulations reads in part: *"...An in-kind contribution of goods or services, possession of which is not actually obtained by the recipient committee, shall be deemed to be received 2 days after the date the certificate required by subsection (a) of this Section is received, or if no certificate has been received, 2 days after the date information comes into the possession of the candidate, Chairman or Treasurer of the recipient committee or the public official from which the person receiving the information knows or should reasonably know of the in-kind contribution."* The notice from IPACE, dated January 5, 2009, and received by the Committee on 1/13/09 shows a breakdown of the in-kind contributions for the purposes of printing and postage. Mr. Hegele states that the Committee had no knowledge of this in-kind contribution until this notification was received. In their desire to fully disclose these contributions, the Committee reported them as having been received on the dates listed in the January 5, 2009, notice to the Committee. This unfortunately put them inside the A-1 reporting period. The Committee did its best to meet its filing obligations; if there is fault, it must lie with the contributor for not meeting the five business day notification obligation. I therefore, recommend that the Appeal be granted.


Sharon Steward – Hearing Examiner

May 20, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
April 29, 2009

Citizens for Bomke
3001 Spring Mill Dr, Ste F
Springfield, IL 62704

S6377

Dear Citizens for Bomke;

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
IPACE	1017/08	\$1139.88	\$1139.99	*not filed	9
IPACE	10/20/08	\$1141.14	\$1141.14	*not filed	8
IPACE	10/20/08	\$570.57	\$570.57	*not filed	8

The committee is fined a **total** of \$2851.59 for delinquently filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total **does not** reflect any previously assessed fines.

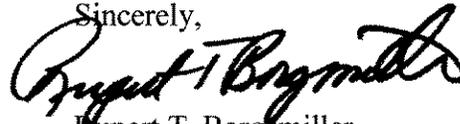
Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$286.00, (10% of the total amount reflected above) if you do not choose to file an appeal under the Board's present policy. The total amount due will be imposed with the issuance of a Final Board Order after the 30-day appeal period had expired. This amount must be paid (including any previously assessed fines), within 30 days of the issuance of the Order.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fines if you believe the civil penalties have been assessed in error. ***If you have a legitimate reason for your delinquent filing, it would behoove you to send in the appeal form since the Board has the discretion to take extenuating and other circumstances into account in determining the amount of your penalty.*** Notice of Appeal must be filed within 30 days of the date of this assessment for it to be considered.

If you have any questions regarding the appeal procedure, please call Sue McArthur at 217/782-1543.

Sincerely,



Rupert T. Borgsmiller

Director, Division of Campaign Disclosure

RTB:sm

cc: Officer(s), Candidate(s)

* This contribution was reported on the December 2008 Semi-annual Report but should have been reported on a Schedule A-1 Report of Campaign Contributions of more than \$500.00, within 2 business days of receipt.

** This contribution did not, by itself, necessitate filing of a Schedule A-1. No fine was assessed for this contribution – it is listed for informational purposes only. A subsequent contribution, when aggregated with this contribution, exceeded the "more than \$500.00" threshold and was used as the basis for the fine assessment.

State of Illinois)
County of _____)

STATE BOARD OF ELECTIONS

09 MAY 14 AM 9:18

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
CITIZENS FOR BOMKE)
Respondent(s).)

Case No. 08 AG 040

APPEAL AFFIDAVIT

I, ERIC R. HEGELE, the TREASURER of the
(Name) (Chairman/Treasurer)
CITIZENS FOR BOMKE
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

NEITHER THE COMMITTEE OR THE CANDIDATE WAS AWARE OF THE IN-KIND CONTRIBUTIONS
MADE BY IPACE UNTIL RECEIPT OF A NOTICE FROM IPACE ON JANUARY 13, 2009. A
COPY OF THE NOTICE IS ATTACHED. UPON RECEIPT OF THE NOTICE THE COMMITTEE
INCLUDED THE IN-KIND CONTRIBUTIONS IN THE D-2 FOR JULY 1, 2008 THROUGH
DECEMBER 31, 2008.

Signed and Sworn to by:
Eric R. Hegele
before me this 12th Day of
May, 2009
Janet E. Yard
Notary Public

[Signature]
(Signature of Chairman/Treasurer)





www.ieanea.org

Illinois Education Association

Illinois Political Action Committee for Education

100 East Edwards Street
Springfield, IL 62704-1999

217/544-0706 • 800-252-8076 • Fax 217.544.0691

Received 1/13/09

↳ no other notification received prior to this date.

January 5, 2009

The Honorable Larry Bomke
State Senator
307 Statehouse
Springfield, IL 62706

Dear Senator Bomke:

Our records indicate that the expenditure(s) outlined on the enclosed printout were made by IEA-IPACE on your behalf. The total amount(s) listed will be reported to the Secretary of State's office on IEA's semi-annual (July 1 – December 31) expenditure report for 2008.

Sincerely,

Jim Reed
IPACE Coordinator

JWR/dp
Enclosure

ILLINOIS EDUCATION ASSOCIATION/IPACE
 ETHICS REPORT DATA
 July 1, 2008 through December 31, 2008

Title	First Name	Last Name	Date of Expense	Desc.	Amt Reportable	Lobbyist
Senator	Larry	Bomke	10/17/2008	In-Kind - postage for mail	\$1,139.88	Michelle Ishmael
Senator	Larry	Bomke	10/20/2008	Printing costs	\$297.29	Michelle Ishmael
Senator	Larry	Bomke	10/20/2008	In-Kind - postage for mail	\$1,141.14	Michelle Ishmael
Senator	Larry	Bomke	10/20/2008	Printing costs	\$306.88	Michelle Ishmael
Senator	Larry	Bomke	10/20/2008	In-Kind - postage for mail	\$570.57	Michelle Ishmael

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 JS 156

Downers Grove Township Republican Organization S 8311

Respondent

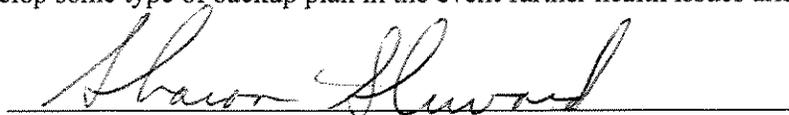
REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Delinquently Filing
The 2008 June Semi-Annual Report

The Report was received by the Board on July 23, 2008, 2 days late, resulting in a civil penalty assessment of \$100.

David P Kuhaneck, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Kuhaneck referenced an attachment. In the attachment he stated that the report was filed two days late due to a severe medical emergency affecting the committee's Treasurer and Windows Vista compatibility issues with the IDIS software. David P. Kuhaneck, the Treasurer, had kidney surgery on July 1, 2008. He was discharged from the hospital on July 2nd and began convalescing at a friend's residence, away from the organization's records and the IDIS software and data files that reside on his personal computer. He developed problems and returned to the hospital on July 16th and was discharged July 18th. He gathered the records and the IDIS data file and returned to his friend's home. He completed the report the evening of July 20th. When he tried to upload the file, he encountered problems due to the Vista operating system, and he didn't know how to resolve them. He then planned to transfer the IDIS data file to his personal computer and file the report on July 21st. However he was again admitted to the hospital after going to the emergency room the early morning of July 21st and was discharged from the hospital at noon on July 23rd. He immediately gathered the IDIS data file and returned home, filing the report from his own computer approximately 2 hours later that afternoon. He asks that the Board consider the fact that the Treasurer is an unpaid volunteer with no support staff, and that they have an excellent filing history. He also attached a statement verifying his July 21st through July 23rd hospitalization.

In order to be consistent with previous Board decisions when an electronic filing issue is presented as a defense, I recommend that the appeal be granted, even though this Committee has previously benefited from the use of the electronic filing issue defense. However, in this case, there were also severe contributing medical factors which seemed to continually sabotage Mr. Kuhaneck's efforts to file this report by July 21st. Therefore, I recommend that the appeal be granted, but also suggest that the Committee develop some type of backup plan in the event further health issues arise.



Sharon Steward – Hearing Examiner
May 8, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



EXECUTIVE DIRECTOR
Daniel W. White
August 28, 2008

BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

Downers Grove Township Republican Organization
Brian Krajewski
6955 Nash St
Downers Grove, IL 60516

S8311

Dear Downers Grove Township Republican Organization;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contributions and Expenditures
Report Period:	January 1, 2008 through June 30, 2008
Filing Period:	July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on July 23, 2008, 2 day(s) late. As such, this committee has been assessed a fine of \$100.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be *stayed*. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller".

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

State of Illinois)
County of _____)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
DOWNERS GROVE TOWNSHIP)
Respondent(s).)
REPUBLICAN ORGANIZATION)

Case No. 08 JS 156

CHICAGO
SEP 26 PM 3:34
STATE BOARD OF ELECTIONS

APPEAL AFFIDAVIT

I, DAVID P. KUHANICK, the TREASURER of the
(Name) (Chairman/Treasurer)

DOWNERS GROVE TOWNSHIP REPUBLICAN ORGANIZATION
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

(see attached)

Signed and Sworn to by:
David P. Kahanick
before me this 26th Day of
September, 2008

[Signature]
(Signature of Chairman/Treasurer)

[Signature]
Notary Public



Downers Grove Township Republican Organization
c/o David P. Kuhaneck, Treasurer
137 Iris Road
Darien, IL 60561-3966

The reasons and defenses that our Semiannual Report of Campaign Contributions and expenditures for January 1, 2008 through June 30, 2008 was filed two (2) days late involve a severe medical emergency affecting the committee's Treasurer and Windows Vista compatibility issues with the IDIS software.

David P. Kuhaneck, the committee's Treasurer had kidney surgery on July 1, 2008. He was discharged from the hospital on July 2 and began convalescing at a friend's residence, away from the organization's records and the IDIS software and data files that reside on the Treasurer's personal computer.

Shortly after midnight on July 16, he began bleeding, went to the hospital emergency room and was admitted. He was discharged from the hospital on July 18. He gathered the organization's records and IDIS data file and returned to his friend's residence to convalesce.

During the period from July 18 to July 20, the IDIS software was downloaded from the ISBOE website and installed on my friend's computer. The report was completed the evening of July 20. However, when attempting to file the report, it was discovered the software would not validate the report, nor file or upload it. This presumably was the result of a compatibility problem with the Microsoft Windows Vista operating system. He then planned to transfer the IDIS data file to his personal computer and file the report on July 21.

However, shortly after midnight, the early morning of July 21, he again began bleeding, went to the hospital emergency room and was admitted. (A copy of the hospital bill is attached.)

He was discharged from the hospital at noon on July 23. He immediately gathered the IDIS data file and returned home, filing the report from his personal computer approximately 2 hours later that afternoon.

We ask that you also consider:

- 1) Our position of Treasurer is an unpaid, volunteer position, operating without any support staff.
- 2) We have a lengthy record of years of careful compliance with State Board of Elections filing requirements.

Thank you for your consideration.



**BlueCross BlueShield
of Illinois**

300 East Randolph
Chicago Illinois 60601-5009



THIS IS A DUPLICATE.
Explanation of Benefits (EOB). This is not a bill.
BLUE CROSS/BLUE SHIELD
08-25-08

Customer Service: 1-800-538-8833

DAVID KUHANECK
137 IRIS ROAD
DARIEN IL 60561-3966

To opt out of receiving paper copies of your EOBs, go to Blue Access for Members at www.bcbsil.com.

Claim Information

Member Name: **DAVID KUHANECK**
Group No.: **P7016**
Identification No.: **XOP890102052**
Claim No.: **821457476480X**
Patient Name: **DAVID KUHANECK**

SUMMARY

Total Billed: \$21130.89
Total Benefits Approved: \$6478.69
Amount You May Owe Provider: \$366.00

Blue Cross and Blue Shield has negotiated discounts with this provider. The following shows how the BCBS discount (ADP) is used to help lower your out-of-pocket expenses.

SERVICE INFORMATION

	Service Date	Amount Billed	Not Covered	Covered
THE UNIVERSITY OF CHICAGO				
Private Room:	07-21-08 to 07-23-08	4366.00	366.00 (1)	4000.00
Drugs	07-21-08 to 07-23-08	702.10		702.10
Drugs	07-21-08 to 07-23-08	313.15		313.15
Drugs	07-21-08 to 07-23-08	434.64		434.64
Laboratory Services	07-21-08 to 07-23-08	183.00		183.00
Laboratory Services	07-21-08 to 07-23-08	860.00		860.00
Laboratory Services	07-21-08 to 07-23-08	329.00		329.00
Laboratory Services	07-21-08 to 07-23-08	869.00		869.00
Operating Room	07-21-08 to 07-23-08	4596.00		4596.00
Anesthesia Supplies	07-21-08 to 07-23-08	2317.00		2317.00
Emer Room Services	07-21-08 to 07-23-08	6161.00		6161.00
Totals		\$21130.89	\$366.00	\$20764.89

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 JS 240

Friends to Elect Eugene "Gene" Staples

S 9751

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment for Delinquently Filing
The 2008 June Semi-Annual Report

The 2008 June Semi-Annual Report was received 9/30/08, 50 days late, resulting in a civil penalty assessment of \$1250.

Eugene Staples, the Candidate, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Staples stated that they are not actively raising funds until 2009, and reported zero balances. In addition, being new to the process and having attempted to do an online filing, their address is 5339, not 5333 W. Lake Street.

This Committee filed its Statement of Organization establishing its date of creation as 5/28/08. Mr. Staples states that no funds are being raised until 2009. Although the Committee had not apparently exceeded the \$3000 filing threshold, it became a political committee and agreed to abide by the Campaign Financing Act when it filed a D-1 Statement of Organization. However, since no funds had been raised at that time, I recommend that the appeal be granted for the late filing of the 2008 June Semi-Annual Report. However, regardless of how much is raised or spent from this point forward, if this Committee chooses to remain active, it must file its disclosure reports timely or be assessed penalties for delinquent filings. If it chooses to discontinue fundraising, stop its political activity, dispose of any residual finds, and file a final report, it may do so. But if it chooses to remain an active political committee, it must file all reports timely or be penalized for late filing.



Sharon Steward – Hearing Examiner
May 21, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
October 2, 2008

Friends to Elect Eugene "Gene" Staples
Andrew Wicklow
5333 W Lake St
Chicago, IL 60644

S9751

Dear Friends to Elect Eugene "Gene" Staples;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contributions and Expenditures
Report Period:	January 1, 2008 through June 30, 2008
Filing Period:	July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on September 30, 2008, 50 day(s) late. As such, this committee has been assessed a fine of \$1250.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be *stayed*. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller".

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

State of Illinois)
County of _____)

STATE BOARD OF ELECTIONS
08 NOV 14 AM 10:23

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
FRIENDS TO ELECT EUGENE)
Respondent(s). "GENE" STAPLES)

Case No. 08JS240

APPEAL AFFIDAVIT

I, EUGENE STAPLES, the CHAIRMAN of the
(Name) (Chairman/Treasurer)
FRIENDS TO ELECT EUGENE "GENE" STAPLES
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

WE ARE NOT ACTIVELY RAISING FUNDS
UNTIL 2009, AND REPORTED ZERO
BALANCES. IN ADDITION BEING NEW TO
THE PROCESS AND HAVING ATTEMPTED TO DO AN
ONLINE FILING. OUR ADDRESS IS 5339 NOT
5333 W. LAKE ST.

Signed and Sworn to by:
E.G. STAPLES
before me this 15TH Day of
OCTOBER, 2008
[Signature]
Notary Public

[Signature]
(Signature of Chairman/Treasurer)
312-608-3927

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

08 JS 091

Citizens to Elect Robert Eastern III

L 14197

Respondent

REPORT OF HEARING EXAMINER
Appeal of Civil Penalty Assessment For Delinquently Filing
The 2008 June Semi-Annual Report

The Report was received by the Board on August 11, 2008, 15 days late, resulting in a civil penalty assessment of \$750. In addition, the Committee had previously been assessed a \$2500 civil penalty (not appealed, stayed) for delinquently filing the 2007 June Semi-Annual Report. The total assessment is \$3250.

Robert Eastern III, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Eastern stated that he didn't realize he needed to file electronically. He did turn in a completed report through the mail before the cut-off date.

I recommend that the appeal be denied for lack of an adequate defense. The Committee had received notifications advising it of the penalty for failure to file electronically. The first report that the Committee filed on paper that should have been filed electronically was the 2007 June Semi-Annual Report. The letter which gave the Committee 30 days notice to refile that report electronically was sent August 13, 2007; that report was not filed electronically until October 11, 2007. Pursuant to Section 100.150(c) of Board Rules, the penalty was then assessed back to the filing deadline. That letter also specifically stated that *"this is the one and only time a report filed on paper by your committee can qualify as a timely filing. In the future, reports from your committee will not be considered filed until they are filed electronically."* That \$2500 penalty was not appealed; it was stayed. The penalty that is currently being appealed was assessed because the Committee filed the 2008 June Semi-Annual Report on paper, and although the paper filing was received prior to the deadline, according to Board rules, it is considered a non-filing. The Committee was mailed a letter to that effect on August 6, 2008. The report was filed electronically on August 11, 2008, 15 days late. Therefore, I recommend that the appeal be denied for lack of an adequate defense. The Committee did receive proper notification, as outlined in Section 100.150 of its Rules. If this recommendation is accepted by the Board, the stay will be lifted from the previously assessed penalty and the amount of \$3250 will be due and owing.



Sharon Steward – Hearing Examiner
May 8, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141 TTY: 217/782-1518
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago, Illinois 60601
312/814-6440 TTY: 312/814-6431
Fax: 312/814-6485



BOARD MEMBERS
Albert S. Porter, Chairman
Bryan A. Schneider, Vice Chairman
Patrick A. Brady
John R. Keith
William M. McGuffage
Wanda L. Rednour
Jesse R. Smart
Robert J. Walters

EXECUTIVE DIRECTOR
Daniel W. White

August 13, 2007

Citizens to Elect Robert Eastern III
PO Box 2645
East St Louis, IL 62205

Re: Semi-Annual Report (L-14197)

Dear Committee Treasurer:

Thank you for filing a Semi-Annual Report with us. However, please be advised that under the Campaign Disclosure Act, your committee is required to file its reports electronically. The act states:

"Beginning July 1, 2003, electronic filing is required for all political committees that during the reporting period (i) had at any time a balance or an accumulation of contributions of \$10,000 or more, (ii) made aggregate expenditures of \$10,000 or more, or (iii) received loans of an aggregate of \$10,000 or more."

Because your committee exceeded the \$10,000 threshold, it is required to file its reports electronically. Electronic filing software is available free of charge at the State Board of Elections website at www.elections.il.gov, or by contacting us at (217) 782-4141. Technical support in using the software is similarly available.

Your committee's report must be re-filed electronically within 30 days of this notice. Since your paper report was received by the Board by the filing deadline, if the report is re-filed electronically within 30 days of this notice the paper report will be considered a timely filing. If the report is not filed electronically within 30 days of this notice, the paper report will be considered as never having been filed and penalties for late filing will accrue from the date of the filing deadline.

This letter serves as your committee's written warning, under Section 100.150 of the Board's Rules and Regulations, that your committee's reports must be filed electronically. This is the one and only time a report filed on paper by your committee can qualify as a timely filing. In the future, reports from your committee will not be considered filed until they are filed electronically.

If you have any questions or if you need assistance please contact the Campaign Disclosure Division at (217) 782-4141.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller".

Rupert T. Borgsmiller, Director
Division of Campaign Disclosure

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141 TTY: 217/782-1518
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago, Illinois 60601
312/814-6440 TTY: 312/814-6431
Fax: 312/814-6485



BOARD MEMBERS
Albert S. Porter, Chairman
Bryan A. Schneider, Vice Chairman
Patrick A. Brady
John R. Keith
William M. McGuffage
Wanda L. Rednour
Jesse R. Smart
Robert J. Walters

EXECUTIVE DIRECTOR
Daniel W. White

Citizens to Elect Robert Eastern III (L-14197)
PO Box 2645
East St Louis, IL 62205

August 6, 2008

Dear Political Committee:

Our records indicate your committee has failed to electronically file the following document as required by 10 ILCS 5/9-28 of the Election Code:

Report Type:	Semi-Annual Report of Campaign Contributions and Expenditures
Report Period:	January 1, 2008 through June 30, 2008
Filing Period:	July 1, 2008 through July 21, 2008

Although your committee did file this report on paper, it had previously been informed of the need to file all reports electronically. Therefore, under Section 100.150 of the Board's Rules and Regulations the paper report is now considered as never having been filed.

Based upon your committee's failure to comply with the filing requirements, it is being assessed a civil penalty for each day this report was unfiled. The penalty for late filing will accrue from the date of the original report filing deadline, and will continue until such time as this reports is filed electronically.

After your report is received electronically in this office, you will be mailed an assessment notice, advising you of the amount of the civil penalty being assessed against this committee. You will also be provided with forms with which to appeal such penalty, if you feel you have been assessed such penalty in error. Notice of Appeal must be filed within 30 days of the mailing of the assessment notice. If you fail to file a Notice of Appeal within this 30 day period of time, you forfeit the right to contest the assessment notice at any time in the future.

The assessed civil penalty shall be stayed for a first time violation. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of another penalty as provided in Section 125.425 of the Rules and Regulations, with that civil penalty and any previously assessed penalty to be paid within 30 days.

Please remember that your committee is required to file all reports electronically. Paper reports from your committee will be considered non-filings.

If you have any questions or need assistance please contact the Campaign Disclosure Division at (217) 782-4141.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller".

Rupert T. Borgsmiller
Director of Campaign Disclosure

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
August 28, 2008

Citizens to Elect Robert Eastern III
Robert Eastern III
POB 2645
East St Louis, IL 62205

L14197

Dear Citizens to Elect Robert Eastern III;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: Semiannual Report of Campaign Contribution and Expenditures
Report Period: January 1, 2008 through June 30, 2008
Filing Period: July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on August 11, 2008, 15 day(s) late. As such, this committee has been assessed a fine of \$750.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days:

Reporting Period	Report Type	Previous Fine Amount
1/1/2007 - 6/30/2007	Semi-annual	\$2500.00
TOTAL AMOUNT NOW DUE		\$3250.00

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

State of Illinois)
County of ST. CLAIR)

08/08/2012 11:35

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
Citizens to Elect Robert EASTERN III)
Respondent(s).)

Case No. 08JS091

APPEAL AFFIDAVIT

I, Robert Eastern III, the CHAIRMAN (Robert Eastern) of the
(Name) (Chairman/Treasurer)
Citizens To Elect Robert Eastern III
(Name of the Committee)

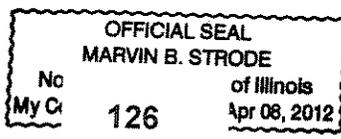
Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

I didn't realize that I needed file electronically
I did however submit in a completed report
through the mail before the cut off date.

Signed and Sworn to by:
Robert Eastern III
before me this 6th Day of
September, 2008
Marvin B. Strode

Robert Eastern III
(Signature of Chairman/Treasurer)

Notary Public



**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

09 DS 141

LaSalle County Republican Century Club

S 3515

Respondent

REPORT OF HEARING EXAMINER

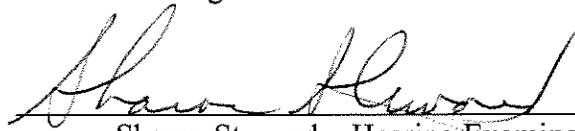
Appeal of Civil Penalty Assessment For Delinquently Filing
The 2008 December Semi-Annual Report

The Report was received on January 21, 2009, 1 day late, resulting in a civil penalty assessment of \$100. In addition, the Committee had previously been assessed a \$25 civil penalty for delinquently filing the 2008 June Semi-Annual Report. The total assessment is \$125.

Jameson Campaigne, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Campaigne stated that he had a problem with the software and sought assistance from Board staff. On January 20th, he had an oral surgery appointment, and therefore could not get the electronic filing problem resolved until the next morning, about 12 hours after the deadline.

My understanding from Mr. Campaigne's affidavit is that he needed some assistance with his file and that assistance was provided by Board staff. However, on the day that the report was due, Mr. Campaigne had an oral surgery appointment at an office 75 miles away, and therefore, could not address whatever problem he had in order to get the report filed until the following morning. If he had not had an oral surgery appointment, the affidavit implies that he would have gotten the assistance he needed and the report would have been filed on time. I therefore recommend that the appeal be denied for lack of an adequate defense. If this recommendation is accepted by the Board, the stay will be lifted from the previously assessed penalty and the total amount of \$125 will be due and owing.



Sharon Steward – Hearing Examiner

May 14, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
February 27, 2009

LaSalle County Republican Century Club
Patricia Wagner
1090 N 2803 Rd
Utica, IL 61373

S3515

Dear LaSalle County Republican Century Club;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: Semiannual Report of Campaign Contribution and Expenditures
Report Period: July 1, 2008 through December 31, 2008
Filing Period: January 2, 2009 through January 20, 2009

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on January 21, 2009, 1 day(s) late. As such, this committee has been assessed a fine of \$100.00.

Enclosed please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If the above listed violation is not appealed and since this is a subsequent violation the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days:

<u>Reporting Period</u>	<u>Report Type</u>	<u>Previous Fine Amount</u>
1/1/2008 - 6/30/2008	Semi-annual	\$25.00
TOTAL AMOUNT NOW DUE		\$125.00

If you have any questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s) appeal documents

State of Illinois)
County of La Salle)

STATE BOARD OF ELECTIONS
09 MAR 24 PM 2:02

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
LaSalle County Republican Century)
Club)
Respondent(s).)

Case No. 09DS/41

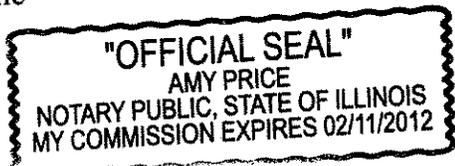
APPEAL AFFIDAVIT

I, Jameson Campaigne, the TREASURER of the
(Name) (Chairman/Treasurer)
La Salle County Republican Century Club
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

(1) \$25 of the fine had been previously waived. (2) A problem
occurred which could not be fixed by your software; it required
the intervention into your database in Springfield by John Levin
to correct, but (3) on the Monday 1/20/2009 I could have gotten
help I required oral surgey (Dr. Robert Schwartz, 708-747-5020)

^{75 miles away.} The report was filed the next morning, about 12
Signed and Sworn to by: Jameson Campaigne hours late after John Levin corrected the software.
before me this 23rd Day of March, ~~2008~~ 2009
Amy M. Price
Notary Public (Signature of Chairman/Treasurer)



**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

09 DS 145

Tri-City Building Trades Council PAC

S 4666

Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment For Delinquent Filing
The 2008 December Semi-Annual Report

The Report was received January 22, 2009, 2 days late, resulting in a civil penalty assessment of \$100.

Mark Myers, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Myers stated that due to conflicting schedules and uncertainty if they were required to file electronically they were late in getting both the required signatures on their Semi-Annual Report. The report was mailed prior to the due date but apparently did not get to the Board in the allotted time. It was received by the county clerk in time and the clerk's receipt dated January 21, 2009, is included. In hindsight, they realize they should have sent it overnight. Their PAC, as required, is now filing electronically which should ensure that this doesn't happen again. Due to the fact that this was their first assessment, they would appreciate the Board's consideration in withdrawing the assessment.

I contacted Rory Washburn, a spokesman for this Committee, who stated that he mailed the report on January 20, 2009. Therefore, since it was not mailed more than 72 hours prior to the deadline, I recommend that the appeal be denied. As a first violation, the penalty is stayed.



Sharon Steward – Hearing Examiner

May 13, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
February 27, 2009

Tri-City Building Trades Council PAC
Mark Myers
1925 Fair Ave
Bettendorf, IA 52722

S4666

Dear Tri-City Building Trades Council PAC;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contributions and Expenditures
Report Period:	July 1, 2008 through December 31, 2008
Filing Period:	January 2, 2009 through January 20, 2009

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on January 22, 2009, 2 day(s) late. As such, this committee has been assessed a fine of \$100.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be *stayed*. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller".

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

09 MAR 20 AM 11:35

State of Illinois)
)
County of Rock Island)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
Vs.)
)
Tri-City Building Trades Council PAC)
Respondent(s).)

Case No. 09 DS 145

APPEAL AFFIDAVIT

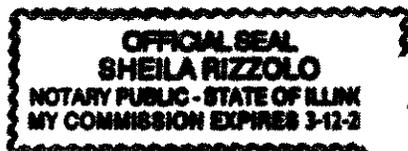
I, Mark Myers, the Chairman of the
(Name) (Chairman/Treasurer)
Tri-City Building Trades Council PAC
(Name of the Committee)

Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

Due to conflicting schedules and uncertainty if we were required to file electronically we were late in getting both the required signatures on our Semiannual Report. The report was mailed prior to the due date but apparently did not get to your office in the allotted time. It was received by our local clerk's office in time and I've included the receipt that was mailed back to us dated January 21st. In hindsight it should have been sent overnight.
Our PAC, as required, has now started electronic filing which should ensure this doesn't happen again. Due to the fact this was our first assessment we would greatly appreciate your consideration in withdrawing the assessment.

Signed and Sworn to by:
Mark Myers
before me this 17 Day of
March, 2009
Sheila Rizzolo
Notary Public

Mark T. Myers
(Signature of Chairman/Treasurer)





**Rock
Island
County**

Office of County Clerk
Election Department
P.O. Box 3577
Rock Island IL 61204-3577
Phone: (309) 558-3571
Fax: (309) 786-7381

Receipt

January 21, 2009

Customer Name TRI-CITY BUILDING TRADES COUNCIL PAC
Address
City/State/Zip
Phone

Qty	Item Description	Unit Price	Total
	D-2 SEMI-ANNUAL REPORT		

Total Due:

Thank you.

**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

09 MA 004

Concerned Citizens for a Better Peoria

S 9836

Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment For Delinquently Filing the D-1 Statement of Organization, the 2008 June Semi-Annual Report, the Pre-Election Report for the 2008 General Election and the 2008 December Semi-Annual Report

The D-1 Statement of Organization was received by the Board on 11/19/08, 197 days late, resulting in a civil penalty assessment of \$4925. The 2008 June Semi-Annual Report was received by the Board on 2/10/09, 136 days late, resulting in a civil penalty assessment of \$5000. The Pre-election report for the 2008 General Election was received by the Board on 11/19/08, 11 days late, resulting in a civil penalty assessment of \$2200. The 2008 December Semi-Annual Report was received by the Board on 2/10/09, 15 days late, resulting in a civil penalty assessment of \$1500. The total assessment is \$13,625.

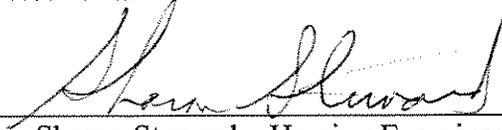
Ernestine Jackson, the Treasurer of the Committee, filed a Request for Hearing and submitted the following on an Appeal Affidavit:

On the Affidavit, Ms. Jackson stated that the Concerned Citizens for a Better Peoria was formed in 2005 to address educational issues in the Peoria community. Donations of various amounts were received from different individuals in the community. These donations were to be used for expenses incurred to advocate for students in Peoria. One of the areas of concern was the unfair treatment of the Superintendent of Schools at the time. Additional contributions were received to address legal and educational issues within the school district. However, a decision was made not to pursue any further action at that time. Those who had contributed agreed to use their contributions to address other issues within the Peoria community. The majority of funds laid unused until January 2008. At that time an expenditure of \$5000 was used for voter education and to get out the vote in the primary election. They were not aware that they would have to form a PAC when making this kind of contribution.

The hearing was held Friday, May 15, 2009, at 10:00 AM in the Springfield office of the State Board of Elections. Ernestine Jackson appeared on behalf of the Committee. She stated that they had no idea what the group had done would make them a political committee. She acknowledged that they made a \$5000 contribution to Friends of Jehan Gordon in January of

2008 to get-out-the-vote. According to documents on file, further political expenditures were made in October 2008.

Therefore, there is no doubt that the Committee qualified as a political committee in January 2008. At the hearing, on May 15, 2009, Ms. Jackson filed a final report and stated that the group would no longer be involved in political activity; the residual funds were given to the Boy Scouts. I recommend that the appeal be denied for lack of an adequate defense. The entire assessment is \$13,625. However, since the Committee has filed a Final Report, according to Section 100.110(b) of Board rules, if a political committee goes out of existence while it owes the Board a civil penalty, any political committee formed within 2 years from the date of the final order imposing a civil penalty assessment on the first committee and composed of one or more of the same officers, or for the same purpose or for the support of the candidacy of the same person, irrespective of office, as the first committee, shall be deemed a successor committee and shall be responsible for payment of the civil penalty of the first committee. In addition, Section 125.425(3) states that if a committee is assessed more than one penalty under Section 9-10 and subsequently files a final report, and the political committee has not paid the civil penalties, any successor committee that subsequently pays all civil penalties due shall be considered as never having violated Section 9-10 if, for two years from the date of receipt of payment by the Board, the successor committee is assessed no other civil penalty.



Sharon Steward – Hearing Examiner

May 18, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 S. Spring Street
PO Box 4187
Springfield, Illinois 62708-4187
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 W. Randolph Street, Ste 14-100
Chicago Illinois 60601-3232
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
February 27, 2009

Concerned Citizens for a Better Peoria
Ernestine Jackson
1123 W Teton Dr
Peoria, IL 61614

S9836

Dear Concerned Citizens for a Better Peoria;

This letter is to inform you that this committee failed to file its' D-1 Statement of Organization during the requisite 10-day filing period.

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-3 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on November 19, 2008, 197 day(s) late. As such, this committee has been assessed a fine of \$4925.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Pre-Election Report of Campaign Contributions
Report Period:	July 1, 2008 through October 5, 2008
Filing Period:	October 6, 2008 through October 20, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on November 19, 2008, 11 day(s) late. As such, this committee has been assessed a fine of \$2200.00.

In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	January 1, 2008 through June 30, 2008
Filing Period:	July 1, 2008 through July 21, 2008

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on February 10, 2009, 136 day(s) late. As such, this committee has been assessed a fine of \$5000.00.

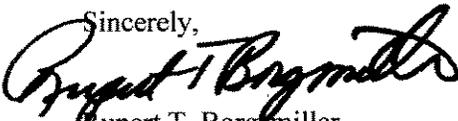
In addition, this committee failed to file the following documents during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2008 through December 31, 2008
Filing Period:	January 2, 2009 through January 20, 2009

Based upon this committee's failure to comply with the provision of 10 ILCS 5-9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on February 10, 2009, 15 day(s) late. As such, this committee has been assessed a fine of \$1500.00

Enclosed please find Section 10 ILCS 5/9-3 of the Election Code and the forms with which you may appeal the assessed fines if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal packet

09 MAR 26 AM 10:52

STATE OF ILLINOIS)
)
COUNTY OF PEORIA)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF:)
)
ILLINOIS STATE BOARD OF ELECTIONS,)
)
Complainant,)
)
vs.)
)
CONCERNED CITIZENS FOR A BETTER PEORIA,)
)
Respondent(s).)

Case No. 09MA004

APPEAL AFFIDAVIT

I, LaCOLIS REED JR., the Chairman of the Concerned Citizens For A Better Peoria Committee, first being duly sworn deposes and states that he represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are: SEE ATTACHMENT A

Signed and Sworn to by:
La Colis Reed
before me this 24th Day of
March, 2009
Donald Jackson

La Colis Reed
LaColis Reed, Chairman

Notary Public Seal
Donald Jackson
Notary Public State of Illinois
My Commission Expires 03/28/2009

Attachment A

The Concerned Citizens For A Better Peoria was formed in 2005 to address educational issues in the Peoria community. Donations of various amounts were received from different individuals in the community. These donations were to be used for expenses incurred to advocate for students in Peoria.

One of the areas of concern was the unfair treatment of the Superintendent of Schools at the time. Additional contributions were received to address legal and educational issues within the school district. However, a decision was made not to pursue any further action at that time. Those who had contributed agreed to use their contributions to address other issues within the Peoria community.

The majority of the funds laid unused until January 2008. At that time an expenditure of \$5,000.00 was used for voter education and to get out the vote in the primary election.

We were not aware that we would have to form a PAC when making this kind of contribution.

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

09 DS 221

More with Lattimore's Campaign

S 9841

Respondent

REPORT OF HEARING EXAMINER

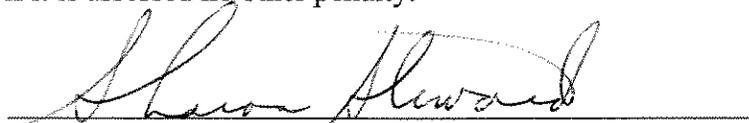
Appeal of Civil Penalty Assessment For Delinquent Filing
The 2008 December Semi-Annual Report

The Report was received January 22, 2009, 2 days late, resulting in a civil penalty assessment of \$50.

Martha Montgomery-Lattimore, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Ms. Montgomer-Lattimore stated that she was disqualified from the Mayor' Race several days after forming this committee. She filed the only report sent to her and dissolved the committee and contacted the Board to verify receipt.

The Board mailed the report notification to the Committee on 12/31/08 and a reminder notice on 1/12/09. I attempted to contact the Chairman/Candidate by e-mail to determine if this Committee had raised or spent any money or if it had been the recipient of any in-kind contributions. I received no response; therefore, I must base my recommendation solely on the Affidavit and make the recommendation that the appeal be denied for lack of an adequate defense. As a first violation, the penalty is stayed. In addition, pursuant to Section 125.425(k)(2) of Board rules, since this Committee has been assessed only a single penalty and has filed a final report, during the two year period beginning with the date of the final Board Order, any successor committee shall be considered, for assessment purposes, as not having violated Section 9-10 if it is assessed no other penalty.



Sharon Steward – Hearing Examiner

May 8, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
February 27, 2009

More with Lattimore's Campaign
Israel Lattimore
7600 Schomburg Rd #180
Columbus GA 31909

S9841

Dear More with Lattimore's Campaign;

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	Semiannual Report of Campaign Contributions and Expenditures
Report Period:	July 1, 2008 through December 31, 2008
Filing Period:	January 2, 2009 through January 20, 2009

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10 of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on January 22, 2009, 2 day(s) late. As such, this committee has been assessed a fine of \$50.00.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. Notice of Appeal must be filed within 30 days of the mailing of this assessment notice. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.

Since this is a first time violation, the assessed civil penalty will be *stayed*. Any subsequent violation of any provision of Article 9 of the Election Code or of a Board Order shall result in the assessment of an additional penalty as provided in Section 125.425 of the Rules and Regulations governing the State Board of Elections, with that civil penalty and any previously assessed penalty to be paid within 30 days. Therefore, you need not pay this assessed civil penalty unless another violation occurs.

If you have questions regarding the appeal process, please call Sue McArthur at 217/782-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller".

Rupert T. Borgsmiller
Director, Division of Campaign Disclosure

RTB:sm
Enclosure(s): appeal forms

09 MAR 17 PM 2:09

State of Illinois)
County of Macou)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)

Vs.)
Martha Montgomery)
Respondent(s) Lattimore)

Case No. 09 DS 227

APPEAL AFFIDAVIT

I, Martha Montgomery Chairman of the
(Name) Lattimore (Chairman/Treasurer)
More With Lattimore Campaign
(Name of the Committee)

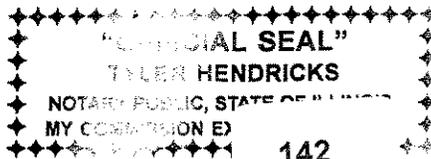
Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

I was disqualified from the Mayor's
Race several days after forming
this (Required) Committee.
I filed the only report you sent
to me and Dissolved the Committee
and called your office to verify receipt.

Signed and Sworn to by:
Martha Montgomery-Lattimore
before me this 16th Day of
March, 2009

Martha Montgomery-Lattimore
(Signature of Chairman/Treasurer)

Notary Public



any questions
ph# 217 791 9159

**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

08 AG 014

Committee to Elect Lori De Young

S 9711

Respondent

REPORT OF HEARING EXAMINER

Appeal of Civil Penalty Assessment for Delinquently Filing
Two Schedule A-1 forms

The Committee received one in-kind contribution of \$2924.27 on 10/13/08 and listed it on a Schedule A-1 on 11/4/08, 14 days late resulting in a civil penalty assessment of \$2924.27. It received a second in-kind contribution of \$1722.24 on 10/15/08 and listed it on a Schedule A-1 on 11/04/08, 12 days late, resulting in a civil penalty assessment of \$1722.24. The total assessment is \$4646.51.

Dee Ann Ryan, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Ms. Ryan stated that she cloned the wrong entries on the receipts which resulted in two donations being listed twice on the A-1 and two donations not being listed. The two donations listed twice on a Schedule A-1 were both from Personal PAC, one for \$1600 dated 10/10/08, and a second for \$1270 dated 10/3/08. The two unreported were also both from Personal PAC, one valued at \$2924.27, dated 10/5/08, with the notification e-mail dated 10/7/08; the second valued at \$1722, dated 10/14/08, with the notification e-mail dated 10/27/08. The Committee received many in-kind contributions from Personal PAC, and when she realized her mistake she contacted the Board and corrected it as best she could on 11/4/08 by filing a Schedule A-1.

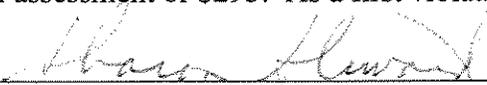
In order to request further documentation to attempt to determine when notification was actually received by the Committee and whether or not the timing of the duplicate reporting coincided with when the two contributions in question should have been reported, I contacted Ms. Ryan. She responded by sending me a number of e-mail notifications which had originally been sent to her by Personal PAC.

Ms. Ryan received notification of the \$2924 contribution on 10/7/08. According to Section 100.120(c), the latest this could have been timely filed on a Schedule A-1 would have been 10/13/08. The Schedule A-1 with the duplicate \$1600 contributions was filed on 10/17/08 and the Schedule A-1 with the duplicate \$1270.12 contributions was filed 10/16/08. Therefore,

even if we accept that one of these filings should have included the \$2924 contribution, it would not have been timely.

The e-mail from Personal PAC to the Committee that referenced the unreported \$1722.84 contribution was dated 10/27/08, but Personal PAC had placed an asterisk next to that contribution indicating that notice of this had previously been received by the Committee. However, none of the e-mails which Ms. Ryan forwarded to me showed this amount prior to that date. But, on the notification, the receipt date of the contribution was listed as 10/14/08. Therefore, it is possible that the Committee meant to report receipt of this contribution on either the 10/16 Schedule A-1 or the 10/17 Schedule A-1.

I recommend that the appeal be denied in part and granted in part. The \$2924 contribution would not have been timely filed even if it was meant to be reported in place of one of those duplicate filings on 10/16 or 10/17; therefore, I recommend that the appeal be denied in regards to that contribution. However, it is feasible taking into consideration the receipt date and the dates on which the two Schedule A-1s were filed, that it was Ms. Ryan's intention to report the \$1722.84 contribution. Therefore, in order to be consistent with previous Board decisions when an electronic filing issue is presented as a defense, I recommend that the appeal be granted in regards to the \$1722.84 contribution. In addition, since there is no indication that the remaining violation was anything other than inadvertent and unintentional, and it is this Committee's first such violation, I also recommend that the penalty for that one violation be reduced to 10% of the original assessment or \$293. As a first violation, the penalty is stayed.



Sharon Steward – Hearing Examiner

May 6, 2009

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

1020 South Spring Street, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Albert Porter, Chairman
Bryan Schneider, Vice Chairman
Patrick Brady
John Keith
William McGuffage
Wanda Rednour
Jesse Smart
Robert Walters

EXECUTIVE DIRECTOR
Daniel W. White
December 16, 2008

Committee to Elect Lori DeYoung
DeeAnn Ryan
107 W Raymond St
Danville, IL 61832

S9711

Dear Committee to Elect Lori DeYoung;

This committee has failed to file the following Schedule A-1's, Report of Campaign contributions of more than \$500.00, within 2 business days of receipt as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Fine Assessed</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>
Personal PAC	10/13/08	\$2924.27	\$2924.27	11/4/08	14
Personal PAC	10/15/08	\$1722.24	\$1722.24	11/4/08	12

The committee is fined a **total** of \$4646.51 for delinquent filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total **does not** reflect any previously assessed fines.

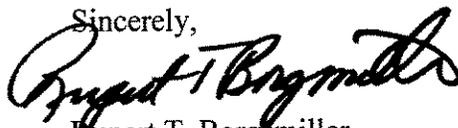
Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b-5) of the Election Code, the Board may impose fines for violations not to exceed 100% of the total amount of the contributions that were untimely reported, but in no case when a fine is imposed shall it be less than 10% of the total amount of the contributions that were untimely reported.

Since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$465.00, (10% of the total amount reflected above) if you do not choose to file an appeal under the Board's present policy. The total amount due will be imposed with the issuance of a Final Board Order after the 30-day appeal period had expired. This amount must be paid (including any previously assessed fines), within 30 days of the issuance of the Order.

Enclosed please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fines if you believe the civil penalties have been assessed in error. ***If you have a legitimate reason for your delinquent filing, it would behoove you to send in the appeal form since the Board has the discretion to take extenuating and other circumstances into account in determining the amount of your penalty.*** Notice of Appeal must be filed within 30 days of the mailing of this assessment for it to be considered.

If you have any questions regarding the appeal procedure, please call Sue McArthur at 217/782-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Rupert T. Borgsmiller". The signature is written in a cursive style with a large, prominent initial "R".

Rupert T. Borgsmiller

Director, Division of Campaign Disclosure

RTB:sm

cc: Officer(s), Candidate(s)

State of Illinois)
County of _____)

STATE BOARD OF ELECTIONS
09 JAN 13 PM 1:31

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)

Case No. 08 AG 014

Committee to Elect Lori
Respondent(s). De Young

APPEAL AFFIDAVIT

I, Dee Ann Ryan, the Treasurer of the
(Name) (Chairman/Treasurer)
Committee to Elect Lori De Young
(Name of the Committee)

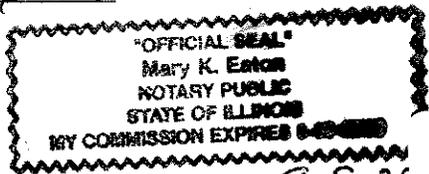
Committee, first being duly sworn deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

INADEVERTANT electronic MISTAKES
TWO IN-KIND DONATIONS ENTERED TWICE AND
TWO OTHER IN-KIND DONATIONS NOT LISTED
DUE TO MY ERROR WITH CLONING ENTRIES
SEE ATTACHED LETTER

Signed and Sworn to by:

before me this 12 Day of
January, 2008
May K. Edler
Notary Public

Dee Ann Ryan
(Signature of Chairman/Treasurer)



November 5, 2008

**Illinois State Board of Elections
1020 S. Spring Street
Springfield, Illinois 62704**

To whom it may concern,

I am writing to document as I was instructed by Tom yesterday that, as treasurer for the Committee to Elect Lori DeYoung, I realized that mistakes were made in the reporting on the A-1 for in-kind donations from Personal PAC. All I can figure as to how the mistakes were made, is that I clicked on and cloned the wrong entries on the receipts from the semi-annual listing which resulted in two donations being listed twice on the A-1 and two donations not being listed.

The donations not listed were:

10-7-08 Postage and Mailhouse Fees \$2,924.27

10-14-08 Printing \$1722.24

I filed an amended report with the assistance of Tom on November 4th to include these donations.

Two donations were listed twice:

10-10-08 Consulting \$1,600

10-3-08 Voter Contact \$1,270

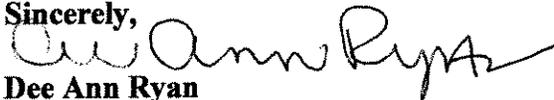
Please note that these were the dates Personal PAC made the expenditures but I did not receive the notification for several days.

One entry was reported incorrectly:

9-20-2008 Voter Contact was \$4,3226.50 Not \$4,326.00 as I had reported.

I hope these errors do not result in penalties as I did call and attempt to correct the discrepancies as soon as I discovered them. You can contact me at 442-5045 if this needs to be made clearer.

Sincerely,



Dee Ann Ryan

Treasurer

Committee to Elect Lori DeYoung

STATE BOARD OF ELECTIONS
1020 South Spring Street
Springfield, Illinois 62704
217/782-4141

Rupert T. Borgsmiller

Director, Campaign Disclosure

To: Members of the Board, Daniel W. White, Executive Director, Steve Sandvoss, General Counsel

Re: Civil Penalty Assessments Necessitating a Final Board Order

Date: 6/4/2009

Listed below are committees that have been assessed a civil penalty for delinquently filing the D1 Statement of Organization, the December 2008 Semi-annual report, the June 2008 Semi-annual report, the November 2008 Pre-election report, Schedule A-1's in conjunction with the 11/08 election, the April 2009 Pre-election report and "multi - assessments". These violations were not appealed & should be issued a Final Board Order.

D-1 Statement of Organization			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
Citizens for Itasca	L15423	\$250.00	None
43 rd Ward Democrats	S9786	\$25.00	None
June 2008 Semi-annual Report			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
Citizens to Elect Thelma Andrews**	S9312	\$5000.00	1 semi, 1 pre
Citizens to Elect Phyllis Logan**	S9705	4350.00	None
November 2008 Pre-election Report			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
Michelle for Mayor	L11443	\$2200.00	none
April 2009 Pre-election Report			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
Addison Twp Democratic Org.	L886	\$1100.00	none
Multi-Assessments			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
Citizens for David Webb	L10269	\$20000.00	None
Bellwood Pride Party**	L12107	\$12250.00	1 semi
Grayson Gile for the People of Johnson Co**	L14757	\$5909.00	D1, 2 semi
Committee to Elect Gary Nowak	S9647	\$3112.00	none
December 2008 Semi-annual Report			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
Citizens for Harrington**	L11118	\$1375.00	None
Citizens for Michael Jacobs	L12177	\$2350.00	1 pre
Citizens for Cass School Dist 63**	L13582	\$2625.00	2 semi
Families for Osborn	L13588	\$1175.00	None
Friends of Bokor Chapman Ekeberg**	L14036	\$50.00	None
Friends of Laura Zambrano	L14208	\$1225.00	None
Citizens for Mike Hakanson	L14304	\$875.00	None
Citizens for Richard Kelly**	L14475	\$1550.00	None
Citizens for Fred Wescott**	L14605	\$1550.00	None
West 47 th Club	S6269	\$1250.00	None
Friends of John Pope	S7431	\$2250.00	None
Citizens for Kent Gray	S7455	\$775.00	None

December 2008 Semi-annual Report			
Cmte Name	Cmte No	Amt of Fine	Previous Violations
Friends for Lawson	S8748	\$2450.00	None
Polish American Congress PAC	S9095	\$3825.00	2 semi
Voters League of Maine Township**	S9202	\$4650.00	2 semi
Friends of Kenny Johnson	S9324	\$2600.00	None
Friends of the 25 th Ward**	S9473	\$1425.00	None
Citizens for Nancy	S9506	\$825.00	None
Friends for Clayton Harris III	S9542	\$2000.00	1 semi
Racing to Victory**	S9766	\$1300.00	None
Schedule A-1 (November '08 election)			
Cmte Name	Cmte No	Amt of Fine	Percentage Reduction
The New 37 th Ward Democratic Org	L12125	\$3000.00	\$300.00
Campton the Promise	L14809	\$1113.89	\$112.00
Petroleum Political Education Cmte of IL	S516	\$3765.00	\$377.00
Rich Township Democratic Org	S1531	\$600.00	\$60.00
Illinois CRNA PAC	S3496	\$5673.00	\$568.00
CATPAC	S3640	\$4400.00	\$440.00
Illinois Consulting Engineers PAC	S4110	\$550.00	\$55.00
Friends of Terry Link	S6692	\$2000.00	\$200.00
PCI Political Account	S6867	\$5096.00	\$510.00
Tooling & Manufacturing Assoc PAC	S7718	\$1000.00	\$100.00
Southwest Suburban Homebuilders Assoc	S8951	\$575.00	\$58.00
Gay & Lesbian Victory Fund	S9143	\$4000.00	\$400.00
Alliance for Living PAC	S9577	\$25200.00	\$2520.00
Friends of Peter Grant	S9684	\$1600.00	\$160.00
Kijonka for State Senate**	S9738	\$5000.00	\$500.00

(- DENOTES COMMITTEES THAT HAVE FILED A FINAL REPORT)**

STATE BOARD OF ELECTIONS

**1020 South Spring Street
Springfield, Illinois 62704
217/782-4141**

Rupert T. Borgsmiller

Director, Campaign Disclosure

To: Daniel W. White, Executive Director, Members of the Board

Re: Payment of Civil Penalties - Informational

Date: 6/4/2009

The following committees have made payment of outstanding civil penalties for the period of 5/7/2009 – 6/4/2009:

- § Citizens for Brien Sheahan - \$250.00
- § Dr Charles Flowers & Friends - \$575.00
- § Hardin County Republican Central Committee - \$650.00
- § Friends of Travis Loyd - \$200.00
- § Unit Five Education Association IPACE - \$300.00
- § Collinsville-Maryville Republican Central Committee - \$225.00
- § Friends for Todd H Stroger - \$4398.00
- § Illinois Homebuilders Political Education Committee - \$50.00
- § Friends of N. Keith Chambers - \$200.00
- § Sangamon County Democratic Labor Caucus - \$250.00
- § Citizens for Davis - \$950.00
- § Citizens are Responsible for Education - \$1150.00
- § Stout for Senate Committee - \$342.00
- § Williamson County Republican Womens Club - \$100.00

Total Amount Paid for this Period- \$9640.00

Year to Date:

1/8/09 – 2/4/09 - \$4305.50

2/5/09 – 3/5/09 - \$9722.50

3/6/09 – 4/9/09 - \$19,354.50

4/10/09 – 5/6/09 - \$6375.00

5/7/09 – 6/4/09 - \$9640.00

STATE BOARD OF ELECTIONS



From the desk of... Steve Sandvoss, General Counsel
Phone: 217-557-9939
Email: ssandvoss@elections.il.gov

To: Members of the Board
Re: Temporary Employees, Prohibited Political Activity
Date: June 3, 2009

On the following page, please find a proposed Political Activity Waiver form that I suggest we require temporary employees to sign, prior to commencement of their employment with the State Board of Elections.



SBE

Illinois State Board of Elections

**PARTISAN POLITICAL
ACTIVITY WAIVER FOR
TEMPORARY EMPLOYEES**

PLEASE READ CAREFULLY, SIGN AND DATE FORM.

10 ILCS 5/1A-13

1A-13. No employee of the State Board of Elections including the executive director and assistant executive director shall engage in any partisan political activity whatsoever, except to vote at elections, nor shall such person contribute, either financially or in services or goods or any other way, to any political party, candidate or organization engaged in political activity. No employee of the Board shall become a candidate for nomination for, or election to, or accept appointment to any public office. Whoever violates any provision of this Section shall be deemed to have vacated his position and shall be discharged. No such person shall be thereafter rehired unless the State Civil Service Commission, upon appeal, finds that this Section has not been violated by such person.

I certify that I have carefully read and understand the above restrictions and shall adhere to all of the provisions of the above Act while employed at the State Board of Elections (SBE). I further understand that my failure to comply with the above restrictions shall result in my immediate dismissal from employment at the SBE and that I shall not be re-hired by the SBE for a period of no less than 1 year following such dismissal.

Employee Signature

Date

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STATE OF ILLINOIS

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Daniel W. White

MEMORANDUM

TO: Chairman Albert Porter
Vice Chairman Bryan Schneider
Members of the Board
Executive Director Dan White

From: Steve Sandvoss, General Counsel

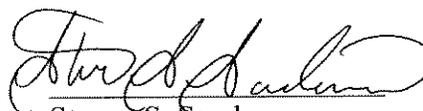
Re: Rulemaking, Implementation of Ranked Balloting

Date: June 2, 2009

On the following pages, please find a revision of a proposed rulemaking that would establish procedures for the implementation of ranked balloting, as provided for in P.A. 95-0889, a copy of which is also enclosed. Ranked balloting will be available for voters who will be located outside of the United States who wish to vote in the Consolidated Primary and Consolidated Elections for municipal and township races and who, prior to being outside of the U.S. were located in municipalities who choose to utilize the ranked balloting procedures with the approval of the election authority. This version of the rule-making incorporates suggested changes from Member Keith, and from Dan Johnson Weinberger, the attorney who initially presented this concept to the legislature.

Ranked balloting allows voters to vote in the Consolidated Election without the need of sending a separate Consolidated Election ballot following the Consolidated Primary. Given the short period of time between the two elections, this method of voting makes it less likely that a voter's ballot would be received by the election authority beyond the statutory deadline. Eligible voters would simply indicate their first, second, third (and so on) choices on the ranked ballot by marking such choices with a numerical designation. Whichever candidate(s) win the Consolidated Primary, would receive votes based on such numerical indications placed by the voter. Voters would also receive a ballot containing names of candidates who are running for offices which do not require a primary (school, park, library, etc.).

I will be happy to address any questions the Members may have.


Steven S. Sandvoss
General Counsel

Part 218 Procedures for Ranked Balloting

218.10 Applicability

a) This part implements that portion of 10 ILCS 5/16-5.01 which was amended by Public Act 95-0889.

b) This part is applicable to those municipalities which have chosen to adopt a system of ranked balloting to be used in the Consolidated Election by qualified members of the United States Military or United State Citizens who will be outside the United States on the date of both the consolidated primary and consolidated election in any given year. Municipalities utilizing this ranked ballot provision shall pass an ordinance to that effect prior to the first of the year in which any election occurs at which ranked ballots are intended to be used. The municipality is responsible for transmitting the ordinance to any election authority whose jurisdiction includes the municipality or any portion thereof. Such transmittal must be completed ~~no later than the date upon which candidates for the consolidated primary election will be certified~~ no later than 5 business days following passage of the ordinance.

c) No municipality may offer or accept ranked ballots without first obtaining a written statement of administrative approval by every election authority whose jurisdiction contains a portion of that municipality.

d) Any statement of administrative approval shall only be effective for the next succeeding Consolidated election at which ranked ballots will be used.

218.20 Definitions

a) “election authority” shall have the meaning given by Section 1-3 of the Election Code (10 ILCS 5/1-3(8)).

b) “municipality” shall have the meaning given by 65 ILCS 5/1-1-2.

c) unless otherwise stated, statutory citations within this part shall refer to sections within the Election Code (10 ILCS 5/1, et seq.)

d) “contested primary” shall have the meaning given by Section 7-12(10)(a) for established political party primaries or Section 3.1-20-45, 3.1-25-20, 5-2-18.5, 18.7 and 19 of the Municipal Code, as is applicable to non partisan primaries for the municipality in question as well as that given by any other references in the Municipal or Election Codes.

218.30 Issuance of Ballots

a) A ranking ballot shall be issued to any qualified person under paragraph b) of Section 218.10 requesting a ballot from a location outside of the United States. Such qualified persons must maintain or have maintained a residence within the municipality immediately prior to the person ~~moving overseas~~ being located outside of the United States.

b) Ranking ballots shall be issued and mailed together with the Consolidated primary ballot. An additional ballot containing races for which the voter is entitled to cast a vote but which do not appear on the Consolidated primary ballot shall be sent to the voter as soon as they become available from the Election Authority in charge of printing such ballots.

c) All ranking ballots shall include a set of instructions directing the voter to rank his or her choices for each of the candidates listed on the ballot. The directions shall include a notice that the voter must make a numerical notation (1, 2, 3, and so on) designating a ranked preference for any candidate which he or she intends to cast a vote. Such directions shall also inform the voter that they are not required to indicate a numerical preference for more than one candidate on the ranked ballot.

218.40 Ballots

a) All ranking ballots used under this Part shall include only those municipal and township offices scheduled to be voted on by the individual voter of the issuing municipality at the election in question.

b) The ballot form shall contain a blank line horizontally adjacent and left of the name of every candidate appearing on the ballot for the municipality and township in which the voter resides or previously resided, including those who appear on the ballot because of their potential to be nominated following a write-in candidacy.

c) The ballot shall not contain any blank line which may be used for writing in additional candidate choices.

d) Any municipality which chooses to use ranked balloting and whose officers are elected on a partisan basis shall conduct its lottery for political party position on the ballot after the certification of the primary ballot. All candidates, including write-in candidates, shall be listed in order of filing within each political party grouping. New party and independent candidates shall be listed as otherwise specified in the Election Code. For those municipalities that elect their officers on a non-partisan basis, the order of candidates appearing on the ballot shall be determined by the order of candidate filing, including the results of any lottery held to determine ballot position of those candidates who filed their nominating petitions simultaneously at the opening hour of the filing office.

e) The names of each candidate for each office shall be grouped together vertically. However, there shall be a distinct separation between candidate groupings for

each office in order to clearly indicate to the voter where the grouping of candidates for each office begins and ends.

f) The ballot shall include a notation to each voter at the top of each column of candidates indicating to the voter ~~how many~~ that all candidates should ~~may~~ be ranked for each race appearing on the ballot.

g) The election authority may use multiple columns of candidates on the same ballot form and may print candidate names on both sides of a single ballot but must ensure that all of the candidate names for a given contest appear on the same side, and that writing on one side of the ballot will not obscure candidate names on the reverse side.

h) The ballot shall include an instruction directing the voter to write a numeral, on the ballot in ink, next to the name of each candidate that the voter wishes to rank, and that no two candidates should be assigned the same ranking number on the ballot in ink.

218.50 Tabulation of Ranking Ballots

a) All ranking ballots shall be remade on a ballot of the same type that is used by in-precinct voters in the election authority's jurisdiction. Except as herein provided, the ballots shall be processed in the same manner as those processed at the central counting center (absentee, early and grace period). The provisions in the Election Code allowing for poll-watchers during the counting of provisional ballots shall be applicable to the counting of ranking ballots.

b) A single remade ballot shall be used to record the voters' choices on the ranking ballot and the voters' choices on the consolidated ballot which contains non-municipal and township races. The remade ballot shall be marked so that the highest ranked (closest to "one") candidate(s) among those candidates who appear on the Consolidated Election ballot, shall receive the voter's votes. The remade ballot shall carry an identifying mark which indicates that it was remade based on the corresponding ranking ballot and non municipal and non-township ballot. The election authority shall maintain the voter's absentee ballot application, or a copy thereof, with its records for both the Consolidated Primary and Consolidated Election. The remade ballot shall be stored together with the ranking and non municipal and non-township ballots which were returned by the voter.

c) All ranking ballots must be received and accepted according to the laws governing absentee ballots ~~with the following exception.~~ A ranking ballot shall be deemed to have been timely received if it arrives in the office of the election authority within 14 days after the Consolidated election ~~regardless of the date of any postmark.~~

d) The election judges shall be responsible for any determination of voter intent including but not limited to interpretation of illegible or obscured numerical indications. A majority vote of the judges shall be the final determination of the voter's intent.

e) On any ballot where the voter's intent to cast a vote cannot be ascertained due to a lack of a numerical notation on the blank line opposite any of the candidate's names on the ballot at the consolidated election, there shall be no vote cast for that candidate.

f) Ranking ballots shall be safeguarded and secured by the election authority during the period between the municipal primary and municipal election and will not be available for any public inspection. Such ballots shall be destroyed in accordance with existing provisions of the Election Code.

g) In cases where the voter has the opportunity to vote for multiple positions within the same race, the highest ranked candidates appearing on the consolidated election ballot up to the number of candidates to be elected to that office shall receive the votes. The highest ranking shall be the ranking which is closest to the number one.

h) Ballots which are remade and cast pursuant to this Part shall be attributed to the precinct in which the voter resides.

i) Voter history shall be recorded for the Consolidated Election for each individual who casts a ranked ballot. ~~History for both the Consolidated Primary and Consolidated Election shall receive an indication that the individual cast a ballot for those elections~~

j) If the voter only returns a ranking ballot, it shall be remade and counted regardless of the fact that the voter did not return a Consolidated primary or non-municipal and non-township ballot.

Public Act 095-0889

SB0439 Enrolled

LRB095 10021 JAM 30235 b

AN ACT concerning elections.

Be it enacted by the People of the State of Illinois, represented in the General Assembly:

Section 5. The Election Code is amended by changing Section 16-5.01 as follows:

(10 ILCS 5/16-5.01) (from Ch. 46, par. 16-5.01)

Sec. 16-5.01. (a) The election authority shall, at least 60 days prior to the date of any general election at which federal officers are elected and 45 days prior to any other regular election, have a sufficient number of ballots printed so that such ballots will be available for mailing 60 days prior to the date of the election to persons who have filed application for a ballot under the provisions of Article 20 of this Act.

(b) If at any general election at which federal offices are elected the election authority is unable to comply with the provisions of subsection (a), the election authority shall mail to each such person, in lieu of the ballot, a Special Write-in Absentee Voter's Blank Ballot. The Special Write-in Absentee Voter's Blank Ballot shall be used only at general elections at which federal officers are elected and shall be prepared by the election authority in substantially the following form:

Special Write-in Absentee Voter's Blank Ballot

(To vote for a person, write the title of the office and his or her name on the lines provided. Place to the left of and opposite the title of office a square and place a cross (X) in the square.)

Title of Office	Name of Candidate
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()	
()	
()	
()	

The election authority shall send with the Special Write-in Absentee Voter's Blank Ballot a list of all referenda for which the voter is qualified to vote and all candidates for whom nomination papers have been filed and for whom the voter is qualified to vote. The voter shall be entitled to write in the name of any candidate seeking election and any referenda for which he or she is entitled to vote.

On the back or outside of the ballot, so as to appear when folded, shall be printed the words "Official Ballot", the date of the election and a facsimile of the signature of the election authority who has caused the ballot to be printed.

The provisions of Article 20, insofar as they may be applicable to the Special Write-in Absentee Voter's Blank Ballot, shall be applicable herein.

(c) Notwithstanding any provision of this Code or other law to the contrary, the governing body of a municipality may

adopt, upon submission of a written statement by the municipality's election authority attesting to the administrative ability of the election authority to administer an election using a ranked ballot to the municipality's governing body, an ordinance requiring, and that municipality's election authority shall prepare, a ranked absentee ballot for municipal and township office candidates to be voted on in the consolidated election. This ranked ballot shall be for use only by a qualified voter who either is a member of the United States military or will be outside of the United States on the consolidated primary election day and the consolidated election day. The ranked ballot shall contain a list of the titles of all municipal and township offices potentially contested at both the consolidated primary election and the consolidated election and the candidates for each office and shall permit the elector to vote in the consolidated election by indicating his or her order of preference for each candidate for each office. To indicate his or her order of preference for each candidate for each office, the voter shall put the number one next to the name of the candidate who is the voter's first choice, the number 2 for his or her second choice, and so forth so that, in consecutive numerical order, a number indicating the voter's preference is written by the voter next to each candidate's name on the ranked ballot. (The voter shall not be required to indicate his or her preference for more than one candidate on the ranked ballot.) The voter may not cast a write-in vote using the ranked ballot for the consolidated election. The election authority shall, if using the ranked absentee ballot authorized by this subsection, also prepare instructions for use of the ranked ballot. The ranked ballot for the consolidated election shall be mailed to the voter at the same time that the ballot for the consolidated primary election is mailed to the voter and the election authority shall accept the completed ranked ballot for the consolidated election when the authority accepts the completed ballot for the consolidated primary election.

The voter shall also be sent an absentee ballot for the consolidated election for those races that are not related to the results of the consolidated primary election as soon as the consolidated election ballot is certified.

The State Board of Elections shall adopt rules for election authorities for the implementation of this subsection, including but not limited to the application for and counting of ranked ballots.

(Source: P.A. 86-875.)

Effective Date: 1/1/2009

STATE BOARD OF ELECTIONS



From the desk of.... Steve Sandvoss, General Counsel
Phone: 217-557-9939
Email: ssandvoss@elections.il.gov

To: Members of the Board
Re: Response to Mark Shelden
Date: June 3, 2009

On the following page, please find my response letter to Champaign County Clerk Mark Shelden. This letter addresses Mr. Shelden's request to the Board that was submitted at its meeting last month (May 18th).

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Robert J. Walters

May 26, 2009

The Honorable Mark Shelden
County Clerk of Champaign County
1776 E Washington Street
Urbana, IL 61802

Dear Mr. Shelden,

I am writing in response to your letter dated May 14, and your subsequent appearance at the May meeting of the State Board of Elections held in Springfield. The Board appreciates your appearance and has directed me to address the concerns you raised in your letter regarding Public Act 95-699, which requires voting systems to alert voters of under-votes for statewide constitutional officers.

Section 17-11, in combination with Section 24B-16(e-5) of the Illinois Election Code, [10 ILCS 5/17-11 and 24B-16(e-5)] require voting systems to notify a voter of the voting equipment's acceptance or rejection of the voter's ballot and must identify an under-vote for a statewide Constitutional office. These Sections also provide that the voter be given the opportunity to correct such under-vote. In addition, Section 24B-20 states that an election authority is required to use the Voting Defect Identification capabilities of the automatic tabulating equipment where used in-precinct, including the capability of identifying an under-vote.

It should also be noted that Part 204.40 of the State Board of Elections Rules and Regulations [Title 26, Part 204] sets forth as a condition of approval, a voting system's compliance with the requirements set forth in Section 24A-16(5-5) of the Election Code [10 ILCS 5/24A-16(5-5)], one of which is the detection of under-votes for statewide Constitutional offices and alerting the voter thereto.

The above statutes and Rule appear to mandate detection of and notification to the voter when an under-vote occurs; which in my opinion precludes the State Board of Elections from issuing the type of order you suggested in your letter. As for the Constitutionality of these provisions, I am sure you are aware that a state agency such as the State Board of Elections does not have the authority to declare a statute un-Constitutional.

If you believe that compliance with the above statutory Sections and Rule violates the voter's right to a secret ballot guaranteed by the Illinois Constitution, perhaps you could pursue judicial remedies or request an official opinion from the Attorney General through your state's attorney.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven S. Sandvoss".

Steven S. Sandvoss
General Counsel



Mark Shelden
Champaign County Clerk
Champaign County, Illinois

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Urbana, IL 61802
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Website: www.champaigncountyclerk.com

Vital Statistics: (217) 384-3720
Elections: (217) 384-3724
Fax: (217) 384-1241
TTY: (217) 384-8601

May 14, 2009

Dan White
Illinois State Board of Elections
P.O. Box 4187
Springfield, IL 62706

Dear Mr. White,

I am writing you about the certification of equipment for the upcoming 2010 elections. As you are aware, Public Act 95-699 mandates the detection of undervotes for statewide constitutional officers.

As it stands now, the system we use, the ES&S M100, is certified by the State Board of Elections and is capable of detecting undervotes on individuals races. Thus, from a technical standpoint, the machines will be able to comply with the Act.

However, I believe that in complying with the act, we will be violating the Illinois Constitution, which guarantees a right to a secret ballot, and the other parts of the Illinois Election Code which require that voting systems provide absolute secrecy to voters, and the Help America Vote Act which requires that systems allow for a secret ballot for the visually impaired. Any detection of errors necessitating visible action by voters or causing a visual or audible signal to the voter is a de facto abrogation of the citizen's right to a secret ballot.

I am hereby requesting that the State Board of Elections issue through their certification process an order that declares that the detection of undervotes is not within the certification standards as set forth in state law and as set forth in Section 204.40 of the State Board of Elections rules.

Please pass this letter on to all Members of the State Board of Elections to give them the fullest opportunity to respond to this concern.

Sincerely,

Mark Shelden
Champaign County Clerk

4. **Other business.**
5. **Comments from the Chairman and Vice Chairman.**
6. **Comments from the general public.**
7. **Next Board meeting Wednesday, July 1, 2009 at 10:30 a.m. in Springfield.**
8. **Executive Session.**