

STATE BOARD OF ELECTIONS

STATE OF ILLINOIS



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MEMO

TO: Michael Tardy
FROM: Sharon Steward
DATE: November 30, 2012
RE: Judicial Privacy Act

This memo is to provide the necessary information to the judicial officer requesting that his personal information be removed from any campaign disclosure information available to the public either on the SBE website, on paper, or on microfiche, by outlining how he may assist the Board in locating and redacting this information.

In order to remove personal information pursuant to the Judicial Primary Act (PA 97-0847), we need to look at the following categories of information.

10 ILCS 5/9-11 requires that all *receipts, expenditures made, and outstanding debts* aggregating more than \$150 during a reporting period include, among other information, the name and address of the entity, in this case, the judicial officer or his immediate family.

Contributions, expenditures, and debts appearing on campaign disclosure reports need to be reviewed. Therefore, those that made contributions, those to whom expenditures were made, and those to whom debts were owed need to be identified. The reports and approximate dates when a judge's personal information may appear in any of these three categories, need to be outlined to the best of his ability by the judicial officer requesting that this information be removed.

In addition, a judge's personal information could potentially be found in any one of these categories which are reported on a D-1 Statement of Organization of a political committee that has been filed with the Board. This may be the D-1 Statement of Organization filed for the judge's current political committee, one previously formed by the judge to support his candidacy, one formed by another party to support or oppose the judge, or one

formed to support another candidate or question of public policy, and in which he or his immediate family may be identified.

The D-1 Statement of Organization filed pursuant to 10 ILCS 5/9-3 by a committee shall include:

- (1) The name and address of the political committee;
- (2) The name and address of each *custodian* of the committee's books and accounts;
- (3) The name and address of the *committee's principal officers*, including the chairman, treasurer, and officers and members of its finance committee; and
- (4) The name and address of any *candidate(s)* supported or opposed.

Somewhat unrelated to campaign disclosure, but with registration information still under the auspices of the Board and appearing on the Board website, is the Business Entity Registration Program (10 ILCS 5/9-35). A judicial officer's personal information might possibly appear on the Board website as owner or affiliated person of a registered business.

It would also be helpful if the judicial officer could indicate how long he has lived at his current address. Therefore, it would not be necessary to research documents prior to that date.

Considering the massive volume of paper filings and those only available on microfiche with no practical way to search, the above outlined assistance provided by the requesting judicial officer is imperative if we are to meet our statutory obligations.

If you need any further clarification of any of these matters, please contact me at 217-782-1556 or e-mail me at sseward@elections.il.gov

Thank you.