



Michael W. Frerichs

ILLINOIS STATE TREASURER

Voluntary Disclosure Agreement

This Agreement is made and entered into this ____ day of _____, 20__ by and between **The Illinois State Treasurer's Office**, (The "Treasurer") and the _____ (the "Holder").

RECITALS

WHEREAS, _____ (Holder), is Incorporated in _____.

WHEREAS, the Holder is voluntarily notifying the Treasurer of its potential liability under the Illinois Disposition of Unclaimed Property Act (the "Act") in an effort to correct any previous underreporting; and

WHEREAS, the Holder is not currently under examination nor, to its knowledge, has it been notified by the Treasurer, or by anyone acting on behalf of the Treasurer, of the Treasurer's intention to conduct an unclaimed property examination of the Holder;

WHEREAS, because of the Holder's voluntary disclosure, the Treasurer stands to obtain property that, otherwise, might have gone unreported;

NOW, THEREFORE, the Treasurer and the Holder hereby agree as follows:

1. The foregoing recitals are hereby incorporated herein and made an express part of this Agreement.
2. The Holder shall complete an audit of its books and records and file a report of findings for the period required for the presumptive abandonment plus the nine (9) years immediately preceding the beginning of the period. The Holder shall also file a report for the current reporting period in a timely manner.
3. If estimation techniques were used to determine the Holder's unclaimed property for periods where records were not maintained, the Holder will provide a written explanation of the techniques and principles used in coming to their estimations. The Treasurer shall then approve the estimation techniques employed by the holder before any estimated remittance is made and penalties are waived.
4. The Holder shall be required to submit their remittance on form UPD601 and include owner details in an electronic format approved by the Illinois State Treasurer's Unclaimed Property Division. (Forms and format are available at www.illinoistreasurer.gov if you follow the I-Cash link.) The Holder report and subsequent monetary findings will be due in the Treasurer's office no later than six (6) months from the date the Agreement is signed by the Treasurer's Office.
5. The Holder and the Treasurer agree that the Treasurer maintains the right to perform an examination of the Holder's books and records to determine the Holder's unclaimed property obligations for fourteen (14) years to present (the "Examination Period"), or date of incorporation, whichever is older.
6. All fees, penalties and interest, otherwise attributable to Holder's unclaimed property obligation for the Examination Period shall be waived by the Treasurer if the Holder achieves compliance with the Illinois Uniform Disposition of Unclaimed Property Act.



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- 7. By executing this Agreement, the undersigned Holder hereby represents and warrants that they will maintain records enabling them to annually report the names and addresses of individuals for whom they are required to report unclaimed property. Failure to maintain said records following the execution of this document renders the Agreement null and void.
- 8. If any of the representations made by the Holder in this Agreement are false or misleading, this Agreement becomes null and void and the Treasurer may assess any fees or penalties allowed by the Act and commence any other action permitted by law. The Treasurer may, at any time during the course of this Agreement, terminate the Agreement by providing written notice to the Holder.
- 9. This Agreement shall be effective upon execution by the parties hereto and thereafter shall be binding upon the Treasurer and the Holder, its successors and assigns.
- 10. Any modifications or changes made to the Agreement by the Holder will not be accepted by the Treasurer.
- 11. The persons signing this Agreement certify that they have the power to enter into and execute this Agreement.

Holder

By: _____
 Printed Name: _____
 Title: _____
 Phone: _____

Address and contact to be used for reporting form
 Street Address: _____
 City, State, Zip: _____
 Contact: _____
 Phone: _____

**The Illinois State Treasurer's Office
Unclaimed Property Division**

By: _____
 Jeff Winger
 Reporting & Technical Review Administrator
 Date: _____

Please return signed Agreement to:
 Office of the Illinois State Treasurer
 Attn: Jeff Winger
 Suite 100
 1 West Old State Capitol Plaza
 Springfield, IL 62701