

1 AN ACT concerning libraries.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Library Records Confidentiality Act is  
5 amended by changing Section 1 as follows:

6 (75 ILCS 70/1) (from Ch. 81, par. 1201)

7 Sec. 1. (a) The registration and circulation records of a  
8 library are confidential information. ~~Except pursuant to a~~  
9 ~~court order,~~ No person shall publish or make any information  
10 contained in such records available to the public unless:

11 (1) required to do so under a court order; or

12 (2) the information is requested by a sworn law  
13 enforcement officer who represents that it is impractical  
14 to secure a court order as a result of an emergency where  
15 the law enforcement officer has probable cause to believe  
16 that there is an imminent danger of physical harm. The  
17 information requested must be limited to identifying a  
18 suspect, witness, or victim of a crime. The information  
19 requested without a court order may not include the  
20 disclosure of registration or circulation records that  
21 would indicate materials borrowed, resources reviewed, or  
22 services used at the library. If requested to do so by the  
23 library, the requesting law enforcement officer must sign a

1 form acknowledging the receipt of the information. A  
2 library providing the information may seek subsequent  
3 judicial review to assess compliance with this Section.

4 This subsection shall not alter any right to challenge the  
5 use or dissemination of patron information that is otherwise  
6 permitted by law.

7 (b) This Section does not prevent a library from publishing  
8 or making available to the public reasonable statistical  
9 reports regarding library registration and book circulation  
10 where those reports are presented so that no individual is  
11 identified therein.

12 (b-5) Nothing in this Section shall be construed as a  
13 privacy violation or a breach of confidentiality if a library  
14 provides information to a law enforcement officer under item  
15 (2) of subsection (a).

16 (c) For the purpose of this Section, (i) "library" means  
17 any public library or library of an educational, historical or  
18 eleemosynary institution, organization or society; (ii)  
19 "registration records" includes any information a library  
20 requires a person to provide in order for that person to become  
21 eligible to borrow books and other materials and (iii)  
22 "circulation records" includes all information identifying the  
23 individual borrowing particular books or materials.

24 (Source: P.A. 83-179.)