



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB1306

by Rep. André M. Thapedi

SYNOPSIS AS INTRODUCED:

5 ILCS 140/7.5
230 ILCS 40/78

Amends the Freedom of Information Act and the Video Gaming Act. Prohibits the Illinois Gaming Board from disseminating information relating to video gaming that is specific to individual licensed locations, but allows the dissemination of information that is aggregated based on municipality or county. Effective immediately.

LRB098 06636 AMC 36679 b

1 AN ACT concerning gaming.

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

4 Section 5. The Freedom of Information Act is amended by
5 changing Section 7.5 as follows:

6 (5 ILCS 140/7.5)

7 Sec. 7.5. Statutory Exemptions. To the extent provided for
8 by the statutes referenced below, the following shall be exempt
9 from inspection and copying:

10 (a) All information determined to be confidential under
11 Section 4002 of the Technology Advancement and Development Act.

12 (b) Library circulation and order records identifying
13 library users with specific materials under the Library Records
14 Confidentiality Act.

15 (c) Applications, related documents, and medical records
16 received by the Experimental Organ Transplantation Procedures
17 Board and any and all documents or other records prepared by
18 the Experimental Organ Transplantation Procedures Board or its
19 staff relating to applications it has received.

20 (d) Information and records held by the Department of
21 Public Health and its authorized representatives relating to
22 known or suspected cases of sexually transmissible disease or
23 any information the disclosure of which is restricted under the

1 Illinois Sexually Transmissible Disease Control Act.

2 (e) Information the disclosure of which is exempted under
3 Section 30 of the Radon Industry Licensing Act.

4 (f) Firm performance evaluations under Section 55 of the
5 Architectural, Engineering, and Land Surveying Qualifications
6 Based Selection Act.

7 (g) Information the disclosure of which is restricted and
8 exempted under Section 50 of the Illinois Prepaid Tuition Act.

9 (h) Information the disclosure of which is exempted under
10 the State Officials and Employees Ethics Act, and records of
11 any lawfully created State or local inspector general's office
12 that would be exempt if created or obtained by an Executive
13 Inspector General's office under that Act.

14 (i) Information contained in a local emergency energy plan
15 submitted to a municipality in accordance with a local
16 emergency energy plan ordinance that is adopted under Section
17 11-21.5-5 of the Illinois Municipal Code.

18 (j) Information and data concerning the distribution of
19 surcharge moneys collected and remitted by wireless carriers
20 under the Wireless Emergency Telephone Safety Act.

21 (k) Law enforcement officer identification information or
22 driver identification information compiled by a law
23 enforcement agency or the Department of Transportation under
24 Section 11-212 of the Illinois Vehicle Code.

25 (l) Records and information provided to a residential
26 health care facility resident sexual assault and death review

1 team or the Executive Council under the Abuse Prevention Review
2 Team Act.

3 (m) Information provided to the predatory lending database
4 created pursuant to Article 3 of the Residential Real Property
5 Disclosure Act, except to the extent authorized under that
6 Article.

7 (n) Defense budgets and petitions for certification of
8 compensation and expenses for court appointed trial counsel as
9 provided under Sections 10 and 15 of the Capital Crimes
10 Litigation Act. This subsection (n) shall apply until the
11 conclusion of the trial of the case, even if the prosecution
12 chooses not to pursue the death penalty prior to trial or
13 sentencing.

14 (o) Information that is prohibited from being disclosed
15 under Section 4 of the Illinois Health and Hazardous Substances
16 Registry Act.

17 (p) Security portions of system safety program plans,
18 investigation reports, surveys, schedules, lists, data, or
19 information compiled, collected, or prepared by or for the
20 Regional Transportation Authority under Section 2.11 of the
21 Regional Transportation Authority Act or the St. Clair County
22 Transit District under the Bi-State Transit Safety Act.

23 (q) Information prohibited from being disclosed by the
24 Personnel Records Review Act.

25 (r) Information prohibited from being disclosed by the
26 Illinois School Student Records Act.

1 (s) Information the disclosure of which is restricted under
2 Section 5-108 of the Public Utilities Act.

3 (t) All identified or deidentified health information in
4 the form of health data or medical records contained in, stored
5 in, submitted to, transferred by, or released from the Illinois
6 Health Information Exchange, and identified or deidentified
7 health information in the form of health data and medical
8 records of the Illinois Health Information Exchange in the
9 possession of the Illinois Health Information Exchange
10 Authority due to its administration of the Illinois Health
11 Information Exchange. The terms "identified" and
12 "deidentified" shall be given the same meaning as in the Health
13 Insurance Accountability and Portability Act of 1996, Public
14 Law 104-191, or any subsequent amendments thereto, and any
15 regulations promulgated thereunder.

16 (u) Records and information provided to an independent team
17 of experts under Brian's Law.

18 (v) Names and information of people who have applied for or
19 received Firearm Owner's Identification Cards under the
20 Firearm Owners Identification Card Act.

21 (w) Personally identifiable information which is exempted
22 from disclosure under subsection (g) of Section 19.1 of the
23 Toll Highway Act.

24 (x) Information which is exempted from disclosure under
25 Section 5-1014.3 of the Counties Code or Section 8-11-21 of the
26 Illinois Municipal Code.

1 (y) Information that is exempted from disclosure under
2 subsection (c) of Section 78 of the Video Gaming Act.

3 (Source: P.A. 96-542, eff. 1-1-10; 96-1235, eff. 1-1-11;
4 96-1331, eff. 7-27-10; 97-80, eff. 7-5-11; 97-333, eff.
5 8-12-11; 97-342, eff. 8-12-11; 97-813, eff. 7-13-12; 97-976,
6 eff. 1-1-13.)

7 Section 10. The Video Gaming Act is amended by changing
8 Section 78 as follows:

9 (230 ILCS 40/78)

10 Sec. 78. Authority of the Illinois Gaming Board.

11 (a) The Board shall have jurisdiction over and shall
12 supervise all gaming operations governed by this Act. The Board
13 shall have all powers necessary and proper to fully and
14 effectively execute the provisions of this Act, including, but
15 not limited to, the following:

16 (1) To investigate applicants and determine the
17 eligibility of applicants for licenses and to select among
18 competing applicants the applicants which best serve the
19 interests of the citizens of Illinois.

20 (2) To have jurisdiction and supervision over all video
21 gaming operations in this State and all persons in
22 establishments where video gaming operations are
23 conducted.

24 (3) To adopt rules for the purpose of administering the

1 provisions of this Act and to prescribe rules, regulations,
2 and conditions under which all video gaming in the State
3 shall be conducted. Such rules and regulations are to
4 provide for the prevention of practices detrimental to the
5 public interest and for the best interests of video gaming,
6 including rules and regulations regarding the inspection
7 of such establishments and the review of any permits or
8 licenses necessary to operate an establishment under any
9 laws or regulations applicable to establishments and to
10 impose penalties for violations of this Act and its rules.

11 (b) The Board shall adopt emergency rules to administer
12 this Act in accordance with Section 5-45 of the Illinois
13 Administrative Procedure Act. For the purposes of the Illinois
14 Administrative Procedure Act, the General Assembly finds that
15 the adoption of rules to implement this Act is deemed an
16 emergency and necessary to the public interest, safety, and
17 welfare.

18 (c) The Board may not disseminate information relating to
19 video gaming that is specific to individual licensed locations,
20 but may disseminate information that is aggregated based on
21 municipality or county.

22 (Source: P.A. 96-38, eff. 7-13-09; 96-1410, eff. 7-30-10.)

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.