



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

HB3339

Introduced 2/18/2025, by Rep. Thaddeus Jones

#### SYNOPSIS AS INTRODUCED:

5 ILCS 140/7.5  
605 ILCS 140/3  
605 ILCS 140/5  
605 ILCS 140/10 new  
605 ILCS 140/90

Amends the Freedom of Information Act. Exempts images from cameras under the Expressway Camera Act and all automated license plate reader (ALPR) information used and collected by the Illinois State Police from inspection and copying. Amends the Expressway Camera Act. Provides that, as used in the Act, "forcible felony" means trafficking in persons and involuntary servitude (in addition to other specified offenses). Includes the counties of Lee, Ogle, and Whiteside in the program to increase cameras along expressways and the State highway system. Provides that images from the cameras, including, but not limited to, images of license plates collected by state-operated cameras and cameras operated by the Illinois State Toll Highway Authority, may be used by any law enforcement agency conducting an active law enforcement investigation. Removes provision allowing images from the cameras to be used by any law enforcement agency conducting an active law enforcement investigation. Provides that all images from the cameras that are exported through a law enforcement database shall be deleted from that law enforcement database within 120 days, unless the images are relevant to an ongoing investigation or pending criminal trial. Provides that any forcible felony, gunrunning, or firearms trafficking offense, as specified, respectively, committed on an expressway monitored by a camera system funded by money from the Road Fund or money from the Illinois State Toll Highway Authority and investigated by officers of the Illinois State Police may be prosecuted by the Attorney General or the State's Attorney where the offense was committed. Provides that the Act supersedes provisions in the Toll Highway Act regarding the confidentiality of personally identifiable information obtained through electronic toll collection systems. Provides that the Act is repealed on July 1, 2028 (rather than July 1, 2025). Effective immediately.

LRB104 11411 LNS 21499 b

1 AN ACT concerning transportation.

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  
9 exempt from inspection and copying:

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

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

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

22 (d) Information and records held by the Department of  
23 Public Health and its authorized representatives relating

1 to known or suspected cases of sexually transmitted  
2 infection or any information the disclosure of which is  
3 restricted under the Illinois Sexually Transmitted  
4 Infection Control Act.

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

7 (f) Firm performance evaluations under Section 55 of  
8 the Architectural, Engineering, and Land Surveying  
9 Qualifications Based Selection Act.

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

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

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

23 (j) Information and data concerning the distribution  
24 of surcharge moneys collected and remitted by carriers  
25 under the Emergency Telephone System Act.

26 (k) Law enforcement officer identification information

1 or driver identification information compiled by a law  
2 enforcement agency or the Department of Transportation  
3 under Section 11-212 of the Illinois Vehicle Code.

4 (l) Records and information provided to a residential  
5 health care facility resident sexual assault and death  
6 review team or the Executive Council under the Abuse  
7 Prevention Review Team Act.

8 (m) Information provided to the predatory lending  
9 database created pursuant to Article 3 of the Residential  
10 Real Property Disclosure Act, except to the extent  
11 authorized under that Article.

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

19 (o) Information that is prohibited from being  
20 disclosed under Section 4 of the Illinois Health and  
21 Hazardous Substances Registry Act.

22 (p) Security portions of system safety program plans,  
23 investigation reports, surveys, schedules, lists, data, or  
24 information compiled, collected, or prepared by or for the  
25 Department of Transportation under Sections 2705-300 and  
26 2705-616 of the Department of Transportation Law of the

1 Civil Administrative Code of Illinois, the Regional  
2 Transportation Authority under Section 2.11 of the  
3 Regional Transportation Authority Act, or the St. Clair  
4 County Transit District under the Bi-State Transit Safety  
5 Act (repealed).

6 (q) Information prohibited from being disclosed by the  
7 Personnel Record Review Act.

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

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

12 (t) (Blank).

13 (u) Records and information provided to an independent  
14 team of experts under the Developmental Disability and  
15 Mental Health Safety Act (also known as Brian's Law).

16 (v) Names and information of people who have applied  
17 for or received Firearm Owner's Identification Cards under  
18 the Firearm Owners Identification Card Act or applied for  
19 or received a concealed carry license under the Firearm  
20 Concealed Carry Act, unless otherwise authorized by the  
21 Firearm Concealed Carry Act; and databases under the  
22 Firearm Concealed Carry Act, records of the Concealed  
23 Carry Licensing Review Board under the Firearm Concealed  
24 Carry Act, and law enforcement agency objections under the  
25 Firearm Concealed Carry Act.

26 (v-5) Records of the Firearm Owner's Identification

1 Card Review Board that are exempted from disclosure under  
2 Section 10 of the Firearm Owners Identification Card Act.

3 (w) Personally identifiable information which is  
4 exempted from disclosure under subsection (g) of Section  
5 19.1 of the Toll Highway Act.

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

9 (y) Confidential information under the Adult  
10 Protective Services Act and its predecessor enabling  
11 statute, the Elder Abuse and Neglect Act, including  
12 information about the identity and administrative finding  
13 against any caregiver of a verified and substantiated  
14 decision of abuse, neglect, or financial exploitation of  
15 an eligible adult maintained in the Registry established  
16 under Section 7.5 of the Adult Protective Services Act.

17 (z) Records and information provided to a fatality  
18 review team or the Illinois Fatality Review Team Advisory  
19 Council under Section 15 of the Adult Protective Services  
20 Act.

21 (aa) Information which is exempted from disclosure  
22 under Section 2.37 of the Wildlife Code.

23 (bb) Information which is or was prohibited from  
24 disclosure by the Juvenile Court Act of 1987.

25 (cc) Recordings made under the Law Enforcement  
26 Officer-Worn Body Camera Act, except to the extent

1 authorized under that Act.

2 (dd) Information that is prohibited from being  
3 disclosed under Section 45 of the Condominium and Common  
4 Interest Community Ombudsperson Act.

5 (ee) Information that is exempted from disclosure  
6 under Section 30.1 of the Pharmacy Practice Act.

7 (ff) Information that is exempted from disclosure  
8 under the Revised Uniform Unclaimed Property Act.

9 (gg) Information that is prohibited from being  
10 disclosed under Section 7-603.5 of the Illinois Vehicle  
11 Code.

12 (hh) Records that are exempt from disclosure under  
13 Section 1A-16.7 of the Election Code.

14 (ii) Information which is exempted from disclosure  
15 under Section 2505-800 of the Department of Revenue Law of  
16 the Civil Administrative Code of Illinois.

17 (jj) Information and reports that are required to be  
18 submitted to the Department of Labor by registering day  
19 and temporary labor service agencies but are exempt from  
20 disclosure under subsection (a-1) of Section 45 of the Day  
21 and Temporary Labor Services Act.

22 (kk) Information prohibited from disclosure under the  
23 Seizure and Forfeiture Reporting Act.

24 (ll) Information the disclosure of which is restricted  
25 and exempted under Section 5-30.8 of the Illinois Public  
26 Aid Code.

1 (mm) Records that are exempt from disclosure under  
2 Section 4.2 of the Crime Victims Compensation Act.

3 (nn) Information that is exempt from disclosure under  
4 Section 70 of the Higher Education Student Assistance Act.

5 (oo) Communications, notes, records, and reports  
6 arising out of a peer support counseling session  
7 prohibited from disclosure under the First Responders  
8 Suicide Prevention Act.

9 (pp) Names and all identifying information relating to  
10 an employee of an emergency services provider or law  
11 enforcement agency under the First Responders Suicide  
12 Prevention Act.

13 (qq) Information and records held by the Department of  
14 Public Health and its authorized representatives collected  
15 under the Reproductive Health Act.

16 (rr) Information that is exempt from disclosure under  
17 the Cannabis Regulation and Tax Act.

18 (ss) Data reported by an employer to the Department of  
19 Human Rights pursuant to Section 2-108 of the Illinois  
20 Human Rights Act.

21 (tt) Recordings made under the Children's Advocacy  
22 Center Act, except to the extent authorized under that  
23 Act.

24 (uu) Information that is exempt from disclosure under  
25 Section 50 of the Sexual Assault Evidence Submission Act.

26 (vv) Information that is exempt from disclosure under

1 subsections (f) and (j) of Section 5-36 of the Illinois  
2 Public Aid Code.

3 (ww) Information that is exempt from disclosure under  
4 Section 16.8 of the State Treasurer Act.

5 (xx) Information that is exempt from disclosure or  
6 information that shall not be made public under the  
7 Illinois Insurance Code.

8 (yy) Information prohibited from being disclosed under  
9 the Illinois Educational Labor Relations Act.

10 (zz) Information prohibited from being disclosed under  
11 the Illinois Public Labor Relations Act.

12 (aaa) Information prohibited from being disclosed  
13 under Section 1-167 of the Illinois Pension Code.

14 (bbb) Information that is prohibited from disclosure  
15 by the Illinois Police Training Act and the Illinois State  
16 Police Act.

17 (ccc) Records exempt from disclosure under Section  
18 2605-304 of the Illinois State Police Law of the Civil  
19 Administrative Code of Illinois.

20 (ddd) Information prohibited from being disclosed  
21 under Section 35 of the Address Confidentiality for  
22 Victims of Domestic Violence, Sexual Assault, Human  
23 Trafficking, or Stalking Act.

24 (eee) Information prohibited from being disclosed  
25 under subsection (b) of Section 75 of the Domestic  
26 Violence Fatality Review Act.

1 (fff) Images from cameras under the Expressway Camera  
2 Act and all automated license plate reader (ALPR)  
3 information used and collected by the Illinois State  
4 Police. "ALPR information" means information gathered by  
5 an ALPR or created from the analysis of data generated by  
6 an ALPR. ~~This subsection (fff) is inoperative on and after~~  
7 July 1, 2025.

8 (ggg) Information prohibited from disclosure under  
9 paragraph (3) of subsection (a) of Section 14 of the Nurse  
10 Agency Licensing Act.

11 (hhh) Information submitted to the Illinois State  
12 Police in an affidavit or application for an assault  
13 weapon endorsement, assault weapon attachment endorsement,  
14 .50 caliber rifle endorsement, or .50 caliber cartridge  
15 endorsement under the Firearm Owners Identification Card  
16 Act.

17 (iii) Data exempt from disclosure under Section 50 of  
18 the School Safety Drill Act.

19 (jjj) Information exempt from disclosure under Section  
20 30 of the Insurance Data Security Law.

21 (kkk) Confidential business information prohibited  
22 from disclosure under Section 45 of the Paint Stewardship  
23 Act.

24 (lll) Data exempt from disclosure under Section  
25 2-3.196 of the School Code.

26 (mmm) Information prohibited from being disclosed

1 under subsection (e) of Section 1-129 of the Illinois  
2 Power Agency Act.

3 (nnn) Materials received by the Department of Commerce  
4 and Economic Opportunity that are confidential under the  
5 Music and Musicians Tax Credit and Jobs Act.

6 (ooo) ~~(nnn)~~ Data or information provided pursuant to  
7 Section 20 of the Statewide Recycling Needs and Assessment  
8 Act.

9 (ppp) ~~(nnn)~~ Information that is exempt from disclosure  
10 under Section 28-11 of the Lawful Health Care Activity  
11 Act.

12 (qqq) ~~(nnn)~~ Information that is exempt from disclosure  
13 under Section 7-101 of the Illinois Human Rights Act.

14 (rrr) ~~(nnn)~~ Information prohibited from being  
15 disclosed under Section 4-2 of the Uniform Money  
16 Transmission Modernization Act.

17 (sss) ~~(nnn)~~ Information exempt from disclosure under  
18 Section 40 of the Student-Athlete Endorsement Rights Act.

19 (Source: P.A. 102-36, eff. 6-25-21; 102-237, eff. 1-1-22;  
20 102-292, eff. 1-1-22; 102-520, eff. 8-20-21; 102-559, eff.  
21 8-20-21; 102-813, eff. 5-13-22; 102-946, eff. 7-1-22;  
22 102-1042, eff. 6-3-22; 102-1116, eff. 1-10-23; 103-8, eff.  
23 6-7-23; 103-34, eff. 6-9-23; 103-142, eff. 1-1-24; 103-372,  
24 eff. 1-1-24; 103-472, eff. 8-1-24; 103-508, eff. 8-4-23;  
25 103-580, eff. 12-8-23; 103-592, eff. 6-7-24; 103-605, eff.  
26 7-1-24; 103-636, eff. 7-1-24; 103-724, eff. 1-1-25; 103-786,

1 eff. 8-7-24; 103-859, eff. 8-9-24; 103-991, eff. 8-9-24;  
2 103-1049, eff. 8-9-24; revised 11-26-24.)

3 Section 10. The Expressway Camera Act is amended by  
4 changing Sections 3, 5, and 90 and by adding Section 10 as  
5 follows:

6 (605 ILCS 140/3)

7 (Section scheduled to be repealed on July 1, 2025)

8 Sec. 3. Definitions. As used in this Act:

9 "Aggravated vehicular hijacking" has the meaning provided  
10 in Section 18-4 of the Criminal Code of 2012.

11 "Authorized user" means a designated peace officer or  
12 member of law enforcement personnel who has received training  
13 in the review and use of images and associated technology.

14 "Expressway" has the meaning provided in Section 1-119.3  
15 of the Illinois Vehicle Code.

16 "Forcible felony" means the following offenses: treason,  
17 first degree murder, second degree murder, predatory criminal  
18 sexual assault of a child, aggravated criminal sexual assault,  
19 criminal sexual assault, trafficking in persons, involuntary  
20 servitude, robbery, burglary, residential burglary, aggravated  
21 arson, arson, aggravated kidnaping, kidnaping, and aggravated  
22 battery resulting in great bodily harm or permanent disability  
23 or disfigurement.

24 "Terrorism" has the meaning provided in Section 29D-14.9

1 of the Criminal Code of 2012.

2 "Vehicular hijacking" has the meaning provided in Section  
3 18-3 of the Criminal Code of 2012.

4 (Source: P.A. 102-1042, eff. 6-3-22.)

5 (605 ILCS 140/5)

6 (Section scheduled to be repealed on July 1, 2025)

7 Sec. 5. Camera program.

8 (a) The Illinois State Police, the Illinois Department of  
9 Transportation, and the Illinois State Toll Highway Authority  
10 shall work together to conduct a program to increase the  
11 amount of cameras along (i) expressways and the State highway  
12 system in the counties of Boone, Bureau, Champaign, Cook,  
13 DeKalb, DuPage, Grundy, Henry, Kane, Kendall, Lake, LaSalle,  
14 Lee, Macon, Madison, McHenry, Morgan, Ogle, Peoria, Rock  
15 Island, Sangamon, St. Clair, Whiteside, Will, and Winnebago  
16 and (ii) Jean-Baptiste Pointe DuSable Lake Shore Drive in Cook  
17 County. Within 90 days after June 3, 2022 (the effective date  
18 of Public Act 102-1042), details about the program objectives,  
19 counties where the program is operational, and policies under  
20 which the program operates shall be made publicly available  
21 and posted online.

22 (b) Images from the cameras, including, but not limited  
23 to, images of license plates collected by state-operated  
24 cameras and cameras operated by the Illinois State Toll  
25 Highway Authority, may be used by any law enforcement agency

1 conducting an active law enforcement investigation subject to  
2 the limitations in this subsection. Images from the cameras  
3 may be extracted by any authorized user and used by any  
4 municipal police department, county sheriff's office, State  
5 Police officer, or other law enforcement agency with  
6 jurisdiction in the investigation of any offenses involving  
7 vehicular hijacking, aggravated vehicular hijacking,  
8 terrorism, motor vehicle theft, or any forcible felony,  
9 including, but not limited to, offenses involving the use of a  
10 firearm; to detect expressway hazards and highway conditions;  
11 and to facilitate highway safety and incident management.  
12 Images from the cameras shall not be used to enforce petty  
13 offenses or offenses not listed in this subsection, unless use  
14 of the images pertains to expressway or highway safety or  
15 hazards. ~~Images from the cameras may be used by any law~~  
16 ~~enforcement agency conducting an active law enforcement~~  
17 ~~investigation.~~ All images from the cameras that are exported  
18 through a law enforcement database shall be deleted from that  
19 law enforcement database within 120 days, unless the images  
20 are relevant to an ongoing investigation or pending criminal  
21 trial. Cameras shall not be used to monitor individuals or  
22 groups in a discriminatory manner contrary to applicable State  
23 or federal law.

24 (b-5) By June 30th of each year, the Illinois State  
25 Police, the Illinois Department of Transportation, and the  
26 Illinois State Toll Highway Authority shall issue a joint

1 report to the General Assembly detailing the program  
2 operations, including, but not limited to:

3 (1) the cost of installation of cameras by county;

4 (2) the cost of ongoing maintenance of the camera  
5 systems per county, including electrical costs and data  
6 transfer costs;

7 (3) the number of inquiries where the investigation  
8 involved the criminal offenses outlined in subsection (b);  
9 and

10 (4) the number of incidents in which law enforcement  
11 searched the stored data for the criminal offenses  
12 outlined in subsection (b).

13 (c) Subject to appropriation, any funds needed to conduct  
14 the program for use on the expressways or State highway system  
15 under the jurisdiction of the Department of Transportation  
16 shall be taken from the Road Fund and shall be included in  
17 requests for qualification processes. Any funds needed to  
18 conduct the program for use on expressways under the  
19 jurisdiction of the Illinois State Toll Highway Authority  
20 shall be paid for by funds from the Illinois State Tollway  
21 Highway Authority and shall be included in requests for  
22 qualification processes.

23 (c-5) Any forcible felony, gunrunning, or firearms  
24 trafficking offense, as defined in Section 2-8, 24-3a, or  
25 24-3b of the Criminal Code of 2012, respectively, committed on  
26 an expressway monitored by a camera system funded by money

1 from the Road Fund or money from the Illinois State Toll  
2 Highway Authority and investigated by officers of the Illinois  
3 State Police may be prosecuted by the Attorney General or the  
4 State's Attorney where the offense was committed.

5 (d) (Blank).

6 (Source: P.A. 102-1042, eff. 6-3-22; 102-1043, eff. 6-3-22;  
7 103-154, eff. 6-30-23.)

8 (605 ILCS 140/10 new)

9 Sec. 10. Controlling law. This Act supersedes Section 19.1  
10 of the Toll Highway Act.

11 (605 ILCS 140/90)

12 (Section scheduled to be repealed on July 1, 2025)

13 Sec. 90. Repeal. This Act is repealed on July 1, 2028 ~~2025~~.

14 (Source: P.A. 101-42, eff. 1-1-20; 102-1042, eff. 6-3-22;  
15 102-1043, eff. 6-3-22.)

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law.