



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB4084

Introduced 10/15/2025, by Rep. Daniel Didech

SYNOPSIS AS INTRODUCED:

5 ILCS 140/7	
10 ILCS 5/7A-1	from Ch. 46, par. 7A-1
10 ILCS 5/10-10.5	
15 ILCS 335/4	from Ch. 124, par. 24
15 ILCS 335/5	
625 ILCS 5/3-405	from Ch. 95 1/2, par. 3-405
705 ILCS 90/1-1	
705 ILCS 90/1-5	
705 ILCS 90/1-10	
705 ILCS 90/2-1	
705 ILCS 90/2-5	
705 ILCS 90/2-10	
705 ILCS 90/3-1	

Amends the Judicial Privacy Act. Changes the name of the short title of the Act to the Government Official Privacy Act. Provides that the Act applies to a government official. Defines "government official" as a judicial officer, legislative officer, or executive officer. Defines "legislative officer" and "executive officer". Amends various Acts to make conforming changes.

LRB104 14360 RLC 27494 b

1 AN ACT concerning government official privacy.

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 as follows:

6 (5 ILCS 140/7)

7 Sec. 7. Exemptions.

8 (1) When a request is made to inspect or copy a public
9 record that contains information that is exempt from
10 disclosure under this Section, but also contains information
11 that is not exempt from disclosure, the public body may elect
12 to redact the information that is exempt. The public body
13 shall make the remaining information available for inspection
14 and copying. Subject to this requirement, the following shall
15 be exempt from inspection and copying:

16 (a) Information specifically prohibited from
17 disclosure by federal or State law or rules and
18 regulations implementing federal or State law.

19 (b) Private information, unless disclosure is required
20 by another provision of this Act, a State or federal law,
21 or a court order.

22 (b-5) Files, documents, and other data or databases
23 maintained by one or more law enforcement agencies and

1 specifically designed to provide information to one or
2 more law enforcement agencies regarding the physical or
3 mental status of one or more individual subjects.

4 (c) Personal information contained within public
5 records, the disclosure of which would constitute a
6 clearly unwarranted invasion of personal privacy, unless
7 the disclosure is consented to in writing by the
8 individual subjects of the information. "Unwarranted
9 invasion of personal privacy" means the disclosure of
10 information that is highly personal or objectionable to a
11 reasonable person and in which the subject's right to
12 privacy outweighs any legitimate public interest in
13 obtaining the information. The disclosure of information
14 that bears on the public duties of public employees and
15 officials shall not be considered an invasion of personal
16 privacy.

17 (d) Records in the possession of any public body
18 created in the course of administrative enforcement
19 proceedings, and any law enforcement or correctional
20 agency for law enforcement purposes, but only to the
21 extent that disclosure would:

22 (i) interfere with pending or actually and
23 reasonably contemplated law enforcement proceedings
24 conducted by any law enforcement or correctional
25 agency that is the recipient of the request;

26 (ii) interfere with active administrative

1 enforcement proceedings conducted by the public body
2 that is the recipient of the request;

3 (iii) create a substantial likelihood that a
4 person will be deprived of a fair trial or an impartial
5 hearing;

6 (iv) unavoidably disclose the identity of a
7 confidential source, confidential information
8 furnished only by the confidential source, or persons
9 who file complaints with or provide information to
10 administrative, investigative, law enforcement, or
11 penal agencies; except that the identities of
12 witnesses to traffic crashes, traffic crash reports,
13 and rescue reports shall be provided by agencies of
14 local government, except when disclosure would
15 interfere with an active criminal investigation
16 conducted by the agency that is the recipient of the
17 request;

18 (v) disclose unique or specialized investigative
19 techniques other than those generally used and known
20 or disclose internal documents of correctional
21 agencies related to detection, observation, or
22 investigation of incidents of crime or misconduct, and
23 disclosure would result in demonstrable harm to the
24 agency or public body that is the recipient of the
25 request;

26 (vi) endanger the life or physical safety of law

1 enforcement personnel or any other person; or
2 (vii) obstruct an ongoing criminal investigation
3 by the agency that is the recipient of the request.

4 (d-5) A law enforcement record created for law
5 enforcement purposes and contained in a shared electronic
6 record management system if the law enforcement agency
7 that is the recipient of the request did not create the
8 record, did not participate in or have a role in any of the
9 events which are the subject of the record, and only has
10 access to the record through the shared electronic record
11 management system.

12 (d-6) Records contained in the Officer Professional
13 Conduct Database under Section 9.2 of the Illinois Police
14 Training Act, except to the extent authorized under that
15 Section. This includes the documents supplied to the
16 Illinois Law Enforcement Training Standards Board from the
17 Illinois State Police and Illinois State Police Merit
18 Board.

19 (d-7) Information gathered or records created from the
20 use of automatic license plate readers in connection with
21 Section 2-130 of the Illinois Vehicle Code.

22 (e) Records that relate to or affect the security of
23 correctional institutions and detention facilities.

24 (e-5) Records requested by persons committed to the
25 Department of Corrections, Department of Human Services
26 Division of Mental Health, or a county jail if those

1 materials are available in the library of the correctional
2 institution or facility or jail where the inmate is
3 confined.

4 (e-6) Records requested by persons committed to the
5 Department of Corrections, Department of Human Services
6 Division of Mental Health, or a county jail if those
7 materials include records from staff members' personnel
8 files, staff rosters, or other staffing assignment
9 information.

10 (e-7) Records requested by persons committed to the
11 Department of Corrections or Department of Human Services
12 Division of Mental Health if those materials are available
13 through an administrative request to the Department of
14 Corrections or Department of Human Services Division of
15 Mental Health.

16 (e-8) Records requested by a person committed to the
17 Department of Corrections, Department of Human Services
18 Division of Mental Health, or a county jail, the
19 disclosure of which would result in the risk of harm to any
20 person or the risk of an escape from a jail or correctional
21 institution or facility.

22 (e-9) Records requested by a person in a county jail
23 or committed to the Department of Corrections or
24 Department of Human Services Division of Mental Health,
25 containing personal information pertaining to the person's
26 victim or the victim's family, including, but not limited

1 to, a victim's home address, home telephone number, work
2 or school address, work telephone number, social security
3 number, or any other identifying information, except as
4 may be relevant to a requester's current or potential case
5 or claim.

6 (e-10) Law enforcement records of other persons
7 requested by a person committed to the Department of
8 Corrections, Department of Human Services Division of
9 Mental Health, or a county jail, including, but not
10 limited to, arrest and booking records, mug shots, and
11 crime scene photographs, except as these records may be
12 relevant to the requester's current or potential case or
13 claim.

14 (f) Preliminary drafts, notes, recommendations,
15 memoranda, and other records in which opinions are
16 expressed, or policies or actions are formulated, except
17 that a specific record or relevant portion of a record
18 shall not be exempt when the record is publicly cited and
19 identified by the head of the public body. The exemption
20 provided in this paragraph (f) extends to all those
21 records of officers and agencies of the General Assembly
22 that pertain to the preparation of legislative documents.

23 (g) Trade secrets and commercial or financial
24 information obtained from a person or business where the
25 trade secrets or commercial or financial information are
26 furnished under a claim that they are proprietary,

1 privileged, or confidential, and that disclosure of the
2 trade secrets or commercial or financial information would
3 cause competitive harm to the person or business, and only
4 insofar as the claim directly applies to the records
5 requested.

6 The information included under this exemption includes
7 all trade secrets and commercial or financial information
8 obtained by a public body, including a public pension
9 fund, from a private equity fund or a privately held
10 company within the investment portfolio of a private
11 equity fund as a result of either investing or evaluating
12 a potential investment of public funds in a private equity
13 fund. The exemption contained in this item does not apply
14 to the aggregate financial performance information of a
15 private equity fund, nor to the identity of the fund's
16 managers or general partners. The exemption contained in
17 this item does not apply to the identity of a privately
18 held company within the investment portfolio of a private
19 equity fund, unless the disclosure of the identity of a
20 privately held company may cause competitive harm.

21 Nothing contained in this paragraph (g) shall be
22 construed to prevent a person or business from consenting
23 to disclosure.

24 (h) Proposals and bids for any contract, grant, or
25 agreement, including information which if it were
26 disclosed would frustrate procurement or give an advantage

1 to any person proposing to enter into a contractor
2 agreement with the body, until an award or final selection
3 is made. Information prepared by or for the body in
4 preparation of a bid solicitation shall be exempt until an
5 award or final selection is made.

6 (i) Valuable formulae, computer geographic systems,
7 designs, drawings, and research data obtained or produced
8 by any public body when disclosure could reasonably be
9 expected to produce private gain or public loss. The
10 exemption for "computer geographic systems" provided in
11 this paragraph (i) does not extend to requests made by
12 news media as defined in Section 2 of this Act when the
13 requested information is not otherwise exempt and the only
14 purpose of the request is to access and disseminate
15 information regarding the health, safety, welfare, or
16 legal rights of the general public.

17 (j) The following information pertaining to
18 educational matters:

19 (i) test questions, scoring keys, and other
20 examination data used to administer an academic
21 examination;

22 (ii) information received by a primary or
23 secondary school, college, or university under its
24 procedures for the evaluation of faculty members by
25 their academic peers;

26 (iii) information concerning a school or

1 university's adjudication of student disciplinary
2 cases, but only to the extent that disclosure would
3 unavoidably reveal the identity of the student; and

4 (iv) course materials or research materials used
5 by faculty members.

6 (k) Architects' plans, engineers' technical
7 submissions, and other construction related technical
8 documents for projects not constructed or developed in
9 whole or in part with public funds and the same for
10 projects constructed or developed with public funds,
11 including, but not limited to, power generating and
12 distribution stations and other transmission and
13 distribution facilities, water treatment facilities,
14 airport facilities, sport stadiums, convention centers,
15 and all government owned, operated, or occupied buildings,
16 but only to the extent that disclosure would compromise
17 security.

18 (l) Minutes of meetings of public bodies closed to the
19 public as provided in the Open Meetings Act until the
20 public body makes the minutes available to the public
21 under Section 2.06 of the Open Meetings Act.

22 (m) Communications between a public body and an
23 attorney or auditor representing the public body that
24 would not be subject to discovery in litigation, and
25 materials prepared or compiled by or for a public body in
26 anticipation of a criminal, civil, or administrative

1 proceeding upon the request of an attorney advising the
2 public body, and materials prepared or compiled with
3 respect to internal audits of public bodies.

4 (n) Records relating to a public body's adjudication
5 of employee grievances or disciplinary cases; however,
6 this exemption shall not extend to the final outcome of
7 cases in which discipline is imposed.

8 (o) Administrative or technical information associated
9 with automated data processing operations, including, but
10 not limited to, software, operating protocols, computer
11 program abstracts, file layouts, source listings, object
12 modules, load modules, user guides, documentation
13 pertaining to all logical and physical design of
14 computerized systems, employee manuals, and any other
15 information that, if disclosed, would jeopardize the
16 security of the system or its data or the security of
17 materials exempt under this Section.

18 (p) Records relating to collective negotiating matters
19 between public bodies and their employees or
20 representatives, except that any final contract or
21 agreement shall be subject to inspection and copying.

22 (q) Test questions, scoring keys, and other
23 examination data used to determine the qualifications of
24 an applicant for a license or employment.

25 (r) The records, documents, and information relating
26 to real estate purchase negotiations until those

1 negotiations have been completed or otherwise terminated.
2 With regard to a parcel involved in a pending or actually
3 and reasonably contemplated eminent domain proceeding
4 under the Eminent Domain Act, records, documents, and
5 information relating to that parcel shall be exempt except
6 as may be allowed under discovery rules adopted by the
7 Illinois Supreme Court. The records, documents, and
8 information relating to a real estate sale shall be exempt
9 until a sale is consummated.

10 (s) Any and all proprietary information and records
11 related to the operation of an intergovernmental risk
12 management association or self-insurance pool or jointly
13 self-administered health and accident cooperative or pool.
14 Insurance or self-insurance (including any
15 intergovernmental risk management association or
16 self-insurance pool) claims, loss or risk management
17 information, records, data, advice, or communications.

18 (t) Information contained in or related to
19 examination, operating, or condition reports prepared by,
20 on behalf of, or for the use of a public body responsible
21 for the regulation or supervision of financial
22 institutions, insurance companies, or pharmacy benefit
23 managers, unless disclosure is otherwise required by State
24 law.

25 (u) Information that would disclose or might lead to
26 the disclosure of secret or confidential information,

1 codes, algorithms, programs, or private keys intended to
2 be used to create electronic signatures under the Uniform
3 Electronic Transactions Act.

4 (v) Vulnerability assessments, security measures, and
5 response policies or plans that are designed to identify,
6 prevent, or respond to potential attacks upon a
7 community's population or systems, facilities, or
8 installations, but only to the extent that disclosure
9 could reasonably be expected to expose the vulnerability
10 or jeopardize the effectiveness of the measures, policies,
11 or plans, or the safety of the personnel who implement
12 them or the public. Information exempt under this item may
13 include such things as details pertaining to the
14 mobilization or deployment of personnel or equipment, to
15 the operation of communication systems or protocols, to
16 cybersecurity vulnerabilities, or to tactical operations.

17 (w) (Blank).

18 (x) Maps and other records regarding the location or
19 security of generation, transmission, distribution,
20 storage, gathering, treatment, or switching facilities
21 owned by a utility, by a power generator, or by the
22 Illinois Power Agency.

23 (y) Information contained in or related to proposals,
24 bids, or negotiations related to electric power
25 procurement under Section 1-75 of the Illinois Power
26 Agency Act and Section 16-111.5 of the Public Utilities

1 Act that is determined to be confidential and proprietary
2 by the Illinois Power Agency or by the Illinois Commerce
3 Commission.

4 (z) Information about students exempted from
5 disclosure under Section 10-20.38 or 34-18.29 of the
6 School Code, and information about undergraduate students
7 enrolled at an institution of higher education exempted
8 from disclosure under Section 25 of the Illinois Credit
9 Card Marketing Act of 2009.

10 (aa) Information the disclosure of which is exempted
11 under the Viatical Settlements Act of 2009.

12 (bb) Records and information provided to a mortality
13 review team and records maintained by a mortality review
14 team appointed under the Department of Juvenile Justice
15 Mortality Review Team Act.

16 (cc) Information regarding interments, entombments, or
17 inurnments of human remains that are submitted to the
18 Cemetery Oversight Database under the Cemetery Care Act or
19 the Cemetery Oversight Act, whichever is applicable.

20 (dd) Correspondence and records (i) that may not be
21 disclosed under Section 11-9 of the Illinois Public Aid
22 Code or (ii) that pertain to appeals under Section 11-8 of
23 the Illinois Public Aid Code.

24 (ee) The names, addresses, or other personal
25 information of persons who are minors and are also
26 participants and registrants in programs of park

1 districts, forest preserve districts, conservation
2 districts, recreation agencies, and special recreation
3 associations.

4 (ff) The names, addresses, or other personal
5 information of participants and registrants in programs of
6 park districts, forest preserve districts, conservation
7 districts, recreation agencies, and special recreation
8 associations where such programs are targeted primarily to
9 minors.

10 (gg) Confidential information described in Section
11 1-100 of the Illinois Independent Tax Tribunal Act of
12 2012.

13 (hh) The report submitted to the State Board of
14 Education by the School Security and Standards Task Force
15 under item (8) of subsection (d) of Section 2-3.160 of the
16 School Code and any information contained in that report.

17 (ii) Records requested by persons committed to or
18 detained by the Department of Human Services under the
19 Sexually Violent Persons Commitment Act or committed to
20 the Department of Corrections under the Sexually Dangerous
21 Persons Act if those materials: (i) are available in the
22 library of the facility where the individual is confined;
23 (ii) include records from staff members' personnel files,
24 staff rosters, or other staffing assignment information;
25 or (iii) are available through an administrative request
26 to the Department of Human Services or the Department of

1 Corrections.

2 (jj) Confidential information described in Section
3 5-535 of the Civil Administrative Code of Illinois.

4 (kk) The public body's credit card numbers, debit card
5 numbers, bank account numbers, Federal Employer
6 Identification Number, security code numbers, passwords,
7 and similar account information, the disclosure of which
8 could result in identity theft or impersonation or defrauding
9 of a governmental entity or a person.

10 (ll) Records concerning the work of the threat
11 assessment team of a school district, including, but not
12 limited to, any threat assessment procedure under the
13 School Safety Drill Act and any information contained in
14 the procedure.

15 (mm) Information prohibited from being disclosed under
16 subsections (a) and (b) of Section 15 of the Student
17 Confidential Reporting Act.

18 (nn) Proprietary information submitted to the
19 Environmental Protection Agency under the Drug Take-Back
20 Act.

21 (oo) Records described in subsection (f) of Section
22 3-5-1 of the Unified Code of Corrections.

23 (pp) Any and all information regarding burials,
24 interments, or entombments of human remains as required to
25 be reported to the Department of Natural Resources
26 pursuant either to the Archaeological and Paleontological

1 Resources Protection Act or the Human Remains Protection
2 Act.

3 (qq) Reports described in subsection (e) of Section
4 16-15 of the Abortion Care Clinical Training Program Act.

5 (rr) Information obtained by a certified local health
6 department under the Access to Public Health Data Act.

7 (ss) For a request directed to a public body that is
8 also a HIPAA-covered entity, all information that is
9 protected health information, including demographic
10 information, that may be contained within or extracted
11 from any record held by the public body in compliance with
12 State and federal medical privacy laws and regulations,
13 including, but not limited to, the Health Insurance
14 Portability and Accountability Act and its regulations, 45
15 CFR Parts 160 and 164. As used in this paragraph,
16 "HIPAA-covered entity" has the meaning given to the term
17 "covered entity" in 45 CFR 160.103 and "protected health
18 information" has the meaning given to that term in 45 CFR
19 160.103.

20 (tt) Proposals or bids submitted by engineering
21 consultants in response to requests for proposal or other
22 competitive bidding requests by the Department of
23 Transportation or the Illinois Toll Highway Authority.

24 (1.5) Any information exempt from disclosure under the
25 Government Official ~~Judicial~~ Privacy Act shall be redacted
26 from public records prior to disclosure under this Act.

1 (2) A public record that is not in the possession of a
2 public body but is in the possession of a party with whom the
3 agency has contracted to perform a governmental function on
4 behalf of the public body, and that directly relates to the
5 governmental function and is not otherwise exempt under this
6 Act, shall be considered a public record of the public body,
7 for purposes of this Act.

8 (3) This Section does not authorize withholding of
9 information or limit the availability of records to the
10 public, except as stated in this Section or otherwise provided
11 in this Act.

12 (Source: P.A. 102-38, eff. 6-25-21; 102-558, eff. 8-20-21;
13 102-694, eff. 1-7-22; 102-752, eff. 5-6-22; 102-753, eff.
14 1-1-23; 102-776, eff. 1-1-23; 102-791, eff. 5-13-22; 102-982,
15 eff. 7-1-23; 102-1055, eff. 6-10-22; 103-154, eff. 6-30-23;
16 103-423, eff. 1-1-24; 103-446, eff. 8-4-23; 103-462, eff.
17 8-4-23; 103-540, eff. 1-1-24; 103-554, eff. 1-1-24; 103-605,
18 eff. 7-1-24; 103-865, eff. 1-1-25.)

19 Section 10. The Election Code is amended by changing
20 Sections 7A-1 and 10-10.5 as follows:

21 (10 ILCS 5/7A-1) (from Ch. 46, par. 7A-1)

22 Sec. 7A-1. Any Supreme, Appellate or Circuit Judge who has
23 been elected to that office and who seeks to be retained in
24 that office under subsection (d) of Section 12 of Article VI of

1 the Constitution shall file a declaration of candidacy to
2 succeed himself in the office of the Secretary of State not
3 less than 6 months before the general election preceding the
4 expiration of his term of office. Within 3 business days
5 thereafter, the Secretary of State shall certify to the State
6 Board of Elections the names of all incumbent judges who were
7 eligible to stand for retention at the next general election
8 but failed to timely file a declaration of candidacy to
9 succeed themselves in office or, having timely filed such a
10 declaration, withdrew it. The State Board of Elections may
11 rely upon the certification from the Secretary of State (a) to
12 determine when vacancies in judicial office exist and (b) to
13 determine the judicial positions for which elections will be
14 held. The Secretary of State, not less than 63 days before the
15 election, shall certify the Judge's candidacy to the proper
16 election officials. The names of Judges seeking retention
17 shall be submitted to the electors, separately and without
18 party designation, on the sole question whether each Judge
19 shall be retained in office for another term. The retention
20 elections shall be conducted at general elections in the
21 appropriate Judicial District, for Supreme and Appellate
22 Judges, and in the circuit for Circuit Judges. The affirmative
23 vote of three-fifths of the electors voting on the question
24 shall elect the Judge to the office for a term commencing on
25 the first Monday in December following his election.

26 Upon certification of a Judge's candidacy for retention by

1 the Secretary of State, the judicial candidate may file a
2 written request with the Secretary of State for redaction of
3 the judicial candidate's home address information from the
4 candidate's declaration of candidacy for retention. After
5 receipt of the candidate's written request, the Secretary of
6 State shall redact or cause redaction of the judicial
7 candidate's home address from the candidate's declaration of
8 candidacy for retention within 5 business days. For the
9 purposes of this subsection, "home address" has the meaning as
10 defined in Section 1-10 of the Government Official ~~Judicial~~
11 Privacy Act.

12 (Source: P.A. 96-886, eff. 1-1-11; 97-847, eff. 9-22-12.)

13 (10 ILCS 5/10-10.5)

14 Sec. 10-10.5. Removal of judicial officer's address
15 information from the certificate of nomination or nomination
16 papers.

17 (a) Upon expiration of the period for filing an objection
18 to a judicial candidate's certificate of nomination or
19 nomination papers, a judicial officer who is a judicial
20 candidate may file a written request with the State Board of
21 Elections for redaction of the judicial officer's home address
22 information from his or her certificate of nomination or
23 nomination papers. After receipt of the judicial officer's
24 written request, the State Board of Elections shall redact or
25 cause redaction of the judicial officer's home address from

1 his or her certificate of nomination or nomination papers
2 within 5 business days.

3 (b) Prior to expiration of the period for filing an
4 objection to a judicial candidate's certificate of nomination
5 or nomination papers, the home address information from the
6 certificate of nomination or nomination papers of a judicial
7 officer who is a judicial candidate is available for public
8 inspection. After redaction of a judicial officer's home
9 address information under paragraph (a) of this Section, the
10 home address information is only available for an in camera
11 inspection by the court reviewing an objection to the judicial
12 officer's certificate of nomination or nomination papers.

13 (c) For the purposes of this Section, "home address" has
14 the meaning as defined in Section 1-10 of the Government
15 Official Judicial Privacy Act.

16 (Source: P.A. 97-847, eff. 9-22-12; 98-463, eff. 8-16-13.)

17 Section 15. The Illinois Identification Card Act is
18 amended by changing Sections 4 and 5 as follows:

19 (15 ILCS 335/4) (from Ch. 124, par. 24)

20 Sec. 4. Identification card.

21 (a) In accordance with the requirements of this Section,
22 the Secretary of State shall issue a standard Illinois
23 Identification Card, as well as a mobile Illinois
24 Identification Card, to any natural person who is a resident

1 of the State of Illinois who applies for such a card, or
2 renewal thereof. No identification card shall be issued to any
3 person who holds a valid foreign state identification card,
4 license, or permit unless the person first surrenders to the
5 Secretary of State the valid foreign state identification
6 card, license, or permit. The card shall be prepared and
7 supplied by the Secretary of State and shall include a
8 photograph and signature or mark of the applicant. However,
9 the Secretary of State may provide by rule for the issuance of
10 Illinois Identification Cards without photographs if the
11 applicant has a bona fide religious objection to being
12 photographed or to the display of his or her photograph. The
13 Illinois Identification Card may be used for identification
14 purposes in any lawful situation only by the person to whom it
15 was issued. As used in this Act, "photograph" means any color
16 photograph or digitally produced and captured image of an
17 applicant for an identification card. As used in this Act,
18 "signature" means the name of a person as written by that
19 person and captured in a manner acceptable to the Secretary of
20 State.

21 (a-5) If an applicant for an identification card has a
22 current driver's license or instruction permit issued by the
23 Secretary of State, the Secretary may require the applicant to
24 utilize the same residence address and name on the
25 identification card, driver's license, and instruction permit
26 records maintained by the Secretary. The Secretary may

1 promulgate rules to implement this provision.

2 (a-10) If the applicant is a judicial officer as defined
3 in Section 1-10 of the Government Official ~~Judicial~~ Privacy
4 Act or a peace officer, the applicant may elect to have his or
5 her office or work address listed on the card instead of the
6 applicant's residence or mailing address. The Secretary may
7 promulgate rules to implement this provision. For the purposes
8 of this subsection (a-10), "peace officer" means any person
9 who by virtue of his or her office or public employment is
10 vested by law with a duty to maintain public order or to make
11 arrests for a violation of any penal statute of this State,
12 whether that duty extends to all violations or is limited to
13 specific violations.

14 (a-15) The Secretary of State may provide for an expedited
15 process for the issuance of an Illinois Identification Card.
16 The Secretary shall charge an additional fee for the expedited
17 issuance of an Illinois Identification Card, to be set by
18 rule, not to exceed \$75. All fees collected by the Secretary
19 for expedited Illinois Identification Card service shall be
20 deposited into the Secretary of State Special Services Fund.
21 The Secretary may adopt rules regarding the eligibility,
22 process, and fee for an expedited Illinois Identification
23 Card. If the Secretary of State determines that the volume of
24 expedited identification card requests received on a given day
25 exceeds the ability of the Secretary to process those requests
26 in an expedited manner, the Secretary may decline to provide

1 expedited services, and the additional fee for the expedited
2 service shall be refunded to the applicant.

3 (a-20) The Secretary of State shall issue a standard
4 Illinois Identification Card to a person committed to the
5 Department of Corrections, the Department of Juvenile Justice,
6 a Federal Bureau of Prisons facility located in Illinois, or a
7 county jail or county department of corrections as follows: ~~if~~
8 ~~the person has a social security number,~~

9 (1) A committed person who has previously held an
10 Illinois Identification Card or an Illinois driver's
11 license shall submit an Identification Card verification
12 form to the Secretary of State, including a photograph
13 taken by the correctional facility, proof of residency
14 upon discharge, and a social security number, if the
15 committed person has a social security number. If the
16 committed person does not have a social security number
17 and is eligible for a social security number, the
18 Secretary of State shall not issue a standard Illinois
19 Identification Card until the committed person obtains a
20 social security number. If the committed person's
21 photograph and demographic information matches an existing
22 Illinois Identification Card or Illinois driver's license
23 and the Secretary of State verifies the applicant's social
24 security number with the Social Security Administration,
25 the Secretary of State shall issue the committed person a
26 standard Illinois Identification Card. If the photograph

1 or demographic information matches an existing Illinois
2 Identification Card or Illinois driver's license in
3 another person's name or identity, a standard Illinois
4 Identification Card shall not be issued until the
5 committed person submits a certified birth certificate and
6 social security card to the Secretary of State and the
7 Secretary of State verifies the identity of the committed
8 person. If the Secretary of State cannot find a match to an
9 existing Illinois Identification Card or Illinois driver's
10 license, the committed person may apply for a standard
11 Illinois Identification card as described in paragraph
12 (2).

13 (2) A committed person who has not previously held an
14 Illinois Identification Card or Illinois driver's license
15 or for whom a match cannot be found as described in
16 paragraph (1) shall submit an Illinois Identification Card
17 verification form, including a photograph taken by the
18 correctional facility, a certified birth certificate,
19 proof of residency upon discharge, and a social security
20 number, if the committed has a social security number. If
21 the committed person does not have a social security
22 number and is eligible for a social security number, the
23 Secretary of State shall not issue a standard Illinois
24 Identification Card until the committed person obtains a
25 social security number. If the Secretary of State verifies
26 the applicant's social security number with the Social

1 Security Administration, the Secretary of State shall
2 issue the committed person a standard Illinois
3 Identification Card.

4 The Illinois Identification Card verification form
5 described in this subsection shall be prescribed by the
6 Secretary of State. The Secretary of State and correctional
7 facilities in this State shall establish a secure method to
8 transfer the form.

9 (a-25) The Secretary of State shall issue a limited-term
10 Illinois Identification Card valid for 90 days to a committed
11 person upon release on parole, mandatory supervised release,
12 aftercare release, final discharge, or pardon from the
13 Department of Corrections, the Department of Juvenile Justice,
14 a Federal Bureau of Prisons facility located in Illinois, or a
15 county jail or county department of corrections, if the
16 released person does not obtain a standard Illinois
17 Identification Card as described in subsection (a-20) prior to
18 release but does present a Secretary of State prescribed
19 Identification Card verification form completed by the
20 correctional facility, verifying the released person's date of
21 birth, social security number, if the person has a social
22 security number, and his or her Illinois residence address.
23 The verification form must have been completed no more than 30
24 days prior to the date of application for the Illinois
25 Identification Card.

26 Prior to the expiration of the 90-day period of the

1 limited-term Illinois Identification Card, if the released
2 person submits to the Secretary of State a certified copy of
3 his or her birth certificate and his or her social security
4 card, if the person has a social security number, or other
5 documents authorized by the Secretary, a standard Illinois
6 Identification Card shall be issued. A limited-term Illinois
7 Identification Card may not be renewed.

8 This subsection shall not apply to a released person who
9 was unable to obtain a standard Illinois Identification Card
10 because his or her photograph or demographic information
11 matched an existing Illinois Identification Card or Illinois
12 driver's license in another person's name or identity or to a
13 released person who does not have a social security number and
14 is eligible for a social security number.

15 (a-30) The Secretary of State shall issue a standard
16 Illinois Identification Card to a person upon conditional
17 release or absolute discharge from the custody of the
18 Department of Human Services, if the person presents a
19 certified copy of his or her birth certificate, social
20 security card, if the person has a social security number, or
21 other documents authorized by the Secretary, and a document
22 proving his or her Illinois residence address. The Secretary
23 of State shall issue a standard Illinois Identification Card
24 to a person prior to his or her conditional release or absolute
25 discharge if personnel from the Department of Human Services
26 bring the person to a Secretary of State location with the

1 required documents. Documents proving residence address may
2 include any official document of the Department of Human
3 Services showing the person's address after release and a
4 Secretary of State prescribed verification form, which may be
5 executed by personnel of the Department of Human Services.

6 (a-35) The Secretary of State shall issue a limited-term
7 Illinois Identification Card valid for 90 days to a person
8 upon conditional release or absolute discharge from the
9 custody of the Department of Human Services, if the person is
10 unable to present a certified copy of his or her birth
11 certificate and social security card, if the person has a
12 social security number, or other documents authorized by the
13 Secretary, but does present a Secretary of State prescribed
14 verification form completed by the Department of Human
15 Services, verifying the person's date of birth and social
16 security number, if the person has a social security number,
17 and a document proving his or her Illinois residence address.
18 The verification form must have been completed no more than 30
19 days prior to the date of application for the Illinois
20 Identification Card. The Secretary of State shall issue a
21 limited-term Illinois Identification Card to a person no
22 sooner than 14 days prior to his or her conditional release or
23 absolute discharge if personnel from the Department of Human
24 Services bring the person to a Secretary of State location
25 with the required documents. Documents proving residence
26 address shall include any official document of the Department

1 of Human Services showing the person's address after release
2 and a Secretary of State prescribed verification form, which
3 may be executed by personnel of the Department of Human
4 Services.

5 (b) The Secretary of State shall issue a special Illinois
6 Identification Card, which shall be known as an Illinois
7 Person with a Disability Identification Card, to any natural
8 person who is a resident of the State of Illinois, who is a
9 person with a disability as defined in Section 4A of this Act,
10 who applies for such card, or renewal thereof. No Illinois
11 Person with a Disability Identification Card shall be issued
12 to any person who holds a valid foreign state identification
13 card, license, or permit unless the person first surrenders to
14 the Secretary of State the valid foreign state identification
15 card, license, or permit. The Secretary of State shall charge
16 no fee to issue such card. The card shall be prepared and
17 supplied by the Secretary of State, and shall include a
18 photograph and signature or mark of the applicant, a
19 designation indicating that the card is an Illinois Person
20 with a Disability Identification Card, and shall include a
21 comprehensible designation of the type and classification of
22 the applicant's disability as set out in Section 4A of this
23 Act. However, the Secretary of State may provide by rule for
24 the issuance of Illinois Person with a Disability
25 Identification Cards without photographs if the applicant has
26 a bona fide religious objection to being photographed or to

1 the display of his or her photograph. If the applicant so
2 requests, the card shall include a description of the
3 applicant's disability and any information about the
4 applicant's disability or medical history which the Secretary
5 determines would be helpful to the applicant in securing
6 emergency medical care. If a mark is used in lieu of a
7 signature, such mark shall be affixed to the card in the
8 presence of 2 ~~two~~ witnesses who attest to the authenticity of
9 the mark. The Illinois Person with a Disability Identification
10 Card may be used for identification purposes in any lawful
11 situation by the person to whom it was issued.

12 The Illinois Person with a Disability Identification Card
13 may be used as adequate documentation of disability in lieu of
14 a physician's determination of disability, a determination of
15 disability from a physician assistant, a determination of
16 disability from an advanced practice registered nurse, or any
17 other documentation of disability whenever any State law
18 requires that a person with a disability provide such
19 documentation of disability, however an Illinois Person with a
20 Disability Identification Card shall not qualify the
21 cardholder to participate in any program or to receive any
22 benefit which is not available to all persons with like
23 disabilities. Notwithstanding any other provisions of law, an
24 Illinois Person with a Disability Identification Card, or
25 evidence that the Secretary of State has issued an Illinois
26 Person with a Disability Identification Card, shall not be

1 used by any person other than the person named on such card to
2 prove that the person named on such card is a person with a
3 disability or for any other purpose unless the card is used for
4 the benefit of the person named on such card, and the person
5 named on such card consents to such use at the time the card is
6 so used.

7 An optometrist's determination of a visual disability
8 under Section 4A of this Act is acceptable as documentation
9 for the purpose of issuing an Illinois Person with a
10 Disability Identification Card.

11 When medical information is contained on an Illinois
12 Person with a Disability Identification Card, the Office of
13 the Secretary of State shall not be liable for any actions
14 taken based upon that medical information.

15 (c) The Secretary of State shall provide that each
16 original or renewal Illinois Identification Card or Illinois
17 Person with a Disability Identification Card issued to a
18 person under the age of 21 shall be of a distinct nature from
19 those Illinois Identification Cards or Illinois Person with a
20 Disability Identification Cards issued to individuals 21 years
21 of age or older. The color designated for Illinois
22 Identification Cards or Illinois Person with a Disability
23 Identification Cards for persons under the age of 21 shall be
24 at the discretion of the Secretary of State.

25 (c-1) Each original or renewal Illinois Identification
26 Card or Illinois Person with a Disability Identification Card

1 issued to a person under the age of 21 shall display the date
2 upon which the person becomes 18 years of age and the date upon
3 which the person becomes 21 years of age.

4 (c-3) The General Assembly recognizes the need to identify
5 military veterans living in this State for the purpose of
6 ensuring that they receive all of the services and benefits to
7 which they are legally entitled, including healthcare,
8 education assistance, and job placement. To assist the State
9 in identifying these veterans and delivering these vital
10 services and benefits, the Secretary of State is authorized to
11 issue Illinois Identification Cards and Illinois Person with a
12 Disability Identification Cards with the word "veteran"
13 appearing on the face of the cards. This authorization is
14 predicated on the unique status of veterans. The Secretary may
15 not issue any other identification card which identifies an
16 occupation, status, affiliation, hobby, or other unique
17 characteristics of the identification card holder which is
18 unrelated to the purpose of the identification card.

19 (c-5) Beginning on or before July 1, 2015, the Secretary
20 of State shall designate a space on each original or renewal
21 identification card where, at the request of the applicant,
22 the word "veteran" shall be placed. The veteran designation
23 shall be available to a person identified as a veteran under
24 subsection (b) of Section 5 of this Act who was discharged or
25 separated under honorable conditions.

26 (d) The Secretary of State may issue a Senior Citizen

1 discount card, to any natural person who is a resident of the
2 State of Illinois who is 60 years of age or older and who
3 applies for such a card or renewal thereof. The Secretary of
4 State shall charge no fee to issue such card. The card shall be
5 issued in every county and applications shall be made
6 available at, but not limited to, nutrition sites, senior
7 citizen centers and Area Agencies on Aging. The applicant,
8 upon receipt of such card and prior to its use for any purpose,
9 shall have affixed thereon in the space provided therefor his
10 signature or mark.

11 (e) The Secretary of State, in his or her discretion, may
12 designate on each Illinois Identification Card or Illinois
13 Person with a Disability Identification Card a space where the
14 card holder may place a sticker or decal, issued by the
15 Secretary of State, of uniform size as the Secretary may
16 specify, that shall indicate in appropriate language that the
17 card holder has renewed his or her Illinois Identification
18 Card or Illinois Person with a Disability Identification Card.

19 (f)(1) The Secretary of State may issue a mobile
20 identification card to an individual who is otherwise eligible
21 to hold a physical credential in addition to, and not instead
22 of, an identification card if the Secretary of State has
23 issued an identification card to the person. The data elements
24 that are used to build an electronic credential must match the
25 individual's current Department record.

26 (2) The Secretary may enter into agreements or contract

1 with an agency of the State, another state, the United States,
2 or a third party to facilitate the issuance, use, and
3 verification of a mobile identification card issued by the
4 Secretary or another state.

5 (3) Any mobile identification card issued by the Secretary
6 shall be in accordance with the most recent AAMVA standards.

7 (4) The Secretary shall design the mobile identification
8 card in a manner that allows the credential holder to maintain
9 physical possession of the device on which the mobile
10 identification card is accessed during verification.

11 (g) The verification process shall be implemented to
12 require:

13 (1) the relying parties to authenticate electronic
14 credentials in accordance with applicable AAMVA standards
15 prior to acceptance of the electronic credential;

16 (2) the Secretary to ensure that electronic credential
17 data is subject to all jurisdictional data security and
18 privacy protection laws and regulations; and

19 (3) the relying parties to request only electronic
20 credential data elements that are necessary to complete
21 the transaction for which data is being requested.

22 (h) Privacy and tracking of data shall be restricted by
23 implementing the following requirements:

24 (1) the relying parties shall retain only electronic
25 credential data elements for which the relying party
26 explicitly obtained consent from the electronic credential

1 holder and shall inform the electronic credential holder
2 of the use and retention period of the electronic data
3 elements;

4 (2) the Secretary shall use an electronic credential
5 system that is designed to maximize the privacy of the
6 credential holder in accordance with State and federal law
7 and shall not track or compile information without the
8 credential holder's consent; and

9 (3) the Department shall only compile and disclose
10 information regarding the use of the credential as
11 required by State or federal law.

12 (i) (1) The electronic credential holder shall be required
13 to have the holder's ~~their~~ physical credential on the holder's
14 ~~their~~ person for all purposes for which an identification card
15 is required. No person, public entity, private entity, or
16 agency shall establish a policy that requires an electronic
17 credential instead of a physical credential.

18 (2) Electronic credential systems shall be designed so
19 that there is no requirement for the electronic credential
20 holder to display or relinquish possession of the credential
21 holder's mobile device to relying parties for the acceptance
22 of an electronic credential.

23 (3) When required by law and upon request by law
24 enforcement, a credential holder must provide the credential
25 holder's physical credential.

26 (4) Any law or regulation that requires an individual to

1 surrender the individual's ~~their~~ physical credential to law
2 enforcement does not apply to the device on which an
3 electronic credential has been provisioned.

4 (j) A person may be required to produce when so requested a
5 physical identification card to a law enforcement officer, a
6 representative of a State or federal department or agency, or
7 a private entity and is subject to all applicable laws and
8 consequences for failure to produce such an identification
9 card.

10 (k) The Secretary of State shall adopt such rules as are
11 necessary to implement a mobile identification card.

12 (l) The display of a mobile identification card shall not
13 serve as consent or authorization for a law enforcement
14 officer, or any other person, to search, view, or access any
15 other data or application on the mobile device. If a person
16 presents the person's mobile device to a law enforcement
17 officer for purposes of displaying a mobile identification
18 card, the law enforcement officer shall promptly return the
19 mobile device to the person once the officer has had an
20 opportunity to verify the identity of the person. Except for
21 willful and wanton misconduct, any law enforcement officer,
22 court, or officer of the court presented with the device shall
23 be immune from any liability resulting from damage to the
24 mobile device.

25 (m) The fee to install the application to display a mobile
26 identification card as defined in this subsection shall not

1 exceed \$6.

2 (n) As used in this Section:

3 "AAMVA" means the American Association of Motor Vehicle
4 Administrators.

5 "Credential" means a driver's license, learner's permit,
6 or identification card.

7 "Credential holder" means the individual to whom a mobile
8 driver's license or a mobile identification card is issued.

9 "Data element" means a distinct component of a customer's
10 information that is found on the Department's customer record.

11 "Department" means the Secretary of State Department of
12 Driver Services.

13 "Electronic credential" means an electronic extension of
14 the departmental issued physical credential that conveys
15 identity and complies with AAMVA's mobile driver license
16 Implementation guidelines and the ISO/IEC 18013-5 standard.

17 "Electronic credential system" means a digital process
18 that includes a method for provisioning electronic
19 credentials, requesting and transmitting electronic credential
20 data elements, and performing tasks to maintain the system.

21 "Full profile" means all the information provided on an
22 identification card.

23 "ISO" means the International Organization for
24 Standardization, which creates uniform processes and
25 procedures.

26 "Limited profile" means a portion of the information

1 provided on an Identification Card.

2 "Mobile identification card" means a data file that is
3 available on any mobile device that has connectivity to the
4 Internet through an application that allows the mobile device
5 to download the data file from the Secretary of State, that
6 contains all the data elements visible on the face and back of
7 an identification card, and that displays the current status
8 of the identification card. "Mobile identification card" does
9 not include a copy, photograph, or image of an Illinois
10 Identification Card that is not downloaded through the
11 application on a mobile device.

12 "Physical credential" means a Department-issued ~~Department~~
13 ~~issued~~ document that conveys identity in accordance with the
14 Illinois Identification Card Act.

15 "Provision" means the initial loading of an electronic
16 credential onto a device.

17 "Relying party" means the entity to which the credential
18 holder presents the electronic credential.

19 "Verification process" means a method of authenticating
20 the electronic credential through the use of secured
21 encryption communication.

22 (o) ~~(f)~~ Upon providing the required documentation, at the
23 request of the applicant, the identification card may reflect
24 Gold Star Family designation. The Secretary shall designate a
25 space on each original or renewal of an identification card
26 for such designation. This designation shall be available to a

1 person eligible for Gold Star license plates under subsection
2 (f) of Section 6-106 of the Illinois Vehicle Code.

3 (Source: P.A. 102-299, eff. 8-6-21; 103-210, eff. 7-1-24;
4 103-345, eff. 1-1-24; 103-605, eff. 7-1-24; 103-782, eff.
5 8-6-24; 103-824, eff. 1-1-25; 103-933, eff. 1-1-25; revised
6 11-26-24.)

7 (15 ILCS 335/5)

8 Sec. 5. Applications.

9 (a) Any natural person who is a resident of the State of
10 Illinois may file an application for an identification card,
11 or for the renewal thereof, in a manner prescribed by the
12 Secretary. Each original application shall be completed by the
13 applicant in full and shall set forth the legal name,
14 residence address and zip code, social security number, if the
15 person has a social security number, birth date, sex and a
16 brief description of the applicant. The applicant shall be
17 photographed, unless the Secretary of State has provided by
18 rule for the issuance of identification cards without
19 photographs and the applicant is deemed eligible for an
20 identification card without a photograph under the terms and
21 conditions imposed by the Secretary of State, and he or she
22 shall also submit any other information as the Secretary may
23 deem necessary or such documentation as the Secretary may
24 require to determine the identity of the applicant. In
25 addition to the residence address, the Secretary may allow the

1 applicant to provide a mailing address. If the applicant is an
2 employee of the Department of Children and Family Services
3 with a job title of "Child Protection Specialist Trainee",
4 "Child Protection Specialist", "Child Protection Advanced
5 Specialist", "Child Welfare Specialist Trainee", "Child
6 Welfare Specialist", or "Child Welfare Advanced Specialist" or
7 a judicial officer as defined in Section 1-10 of the
8 Government Official ~~Judicial~~ Privacy Act or a peace officer,
9 the applicant may elect to have his or her office or work
10 address in lieu of the applicant's residence or mailing
11 address. An applicant for an Illinois Person with a Disability
12 Identification Card must also submit with each original or
13 renewal application, on forms prescribed by the Secretary,
14 such documentation as the Secretary may require, establishing
15 that the applicant is a "person with a disability" as defined
16 in Section 4A of this Act, and setting forth the applicant's
17 type and class of disability as set forth in Section 4A of this
18 Act. For the purposes of this subsection (a), "peace officer"
19 means any person who by virtue of his or her office or public
20 employment is vested by law with a duty to maintain public
21 order or to make arrests for a violation of any penal statute
22 of this State, whether that duty extends to all violations or
23 is limited to specific violations.

24 (a-5) Upon the first issuance of a request for proposals
25 for a digital driver's license and identification card
26 issuance and facial recognition system issued after January 1,

1 2020 (the effective date of Public Act 101-513), and upon
2 implementation of a new or revised system procured pursuant to
3 that request for proposals, the Secretary shall permit
4 applicants to choose between "male", "female", or "non-binary"
5 when designating the applicant's sex on the identification
6 card application form. The sex designated by the applicant
7 shall be displayed on the identification card issued to the
8 applicant.

9 (b) Beginning on or before July 1, 2015, for each original
10 or renewal identification card application under this Act, the
11 Secretary shall inquire as to whether the applicant is a
12 veteran for purposes of issuing an identification card with a
13 veteran designation under subsection (c-5) of Section 4 of
14 this Act. The acceptable forms of proof shall include, but are
15 not limited to, Department of Defense form DD-214, Department
16 of Defense form DD-256 for applicants who did not receive a
17 form DD-214 upon the completion of initial basic training,
18 Department of Defense form DD-2 (Retired), an identification
19 card issued under the federal Veterans Identification Card Act
20 of 2015, or a United States Department of Veterans Affairs
21 summary of benefits letter. If the document cannot be stamped,
22 the Illinois Department of Veterans' Affairs shall provide a
23 certificate to the veteran to provide to the Secretary of
24 State. The Illinois Department of Veterans' Affairs shall
25 advise the Secretary as to what other forms of proof of a
26 person's status as a veteran are acceptable.

1 For each applicant who is issued an identification card
2 with a veteran designation, the Secretary shall provide the
3 Department of Veterans' Affairs with the applicant's name,
4 address, date of birth, gender, and such other demographic
5 information as agreed to by the Secretary and the Department.
6 The Department may take steps necessary to confirm the
7 applicant is a veteran. If after due diligence, including
8 writing to the applicant at the address provided by the
9 Secretary, the Department is unable to verify the applicant's
10 veteran status, the Department shall inform the Secretary, who
11 shall notify the applicant that he or she must confirm status
12 as a veteran, or the identification card will be canceled
13 ~~cancelled~~.

14 For purposes of this subsection (b):

15 "Armed forces" means any of the Armed Forces of the United
16 States, including a member of any reserve component or
17 National Guard unit.

18 "Veteran" means a person who has served in the armed
19 forces and was discharged or separated under honorable
20 conditions.

21 (b-1) An applicant who is eligible for Gold Star license
22 plates under Section 3-664 of the Illinois Vehicle Code may
23 apply for an identification card with space for a designation
24 as a Gold Star Family. The Secretary may waive any fee for this
25 application. If the Secretary does not waive the fee, any fee
26 charged to the applicant must be deposited into the Illinois

1 Veterans Assistance Fund. The Secretary is authorized to issue
2 rules to implement this subsection.

3 (c) All applicants for REAL ID compliant standard Illinois
4 Identification Cards and Illinois Person with a Disability
5 Identification Cards shall provide proof of lawful status in
6 the United States as defined in 6 CFR 37.3, as amended.
7 Applicants who are unable to provide the Secretary with proof
8 of lawful status are ineligible for REAL ID compliant
9 identification cards under this Act.

10 (d) The Secretary of State may accept, as proof of date of
11 birth and written signature for any applicant for a standard
12 identification card who does not have a social security number
13 or documentation issued by the United States Department of
14 Homeland Security authorizing the applicant's presence in this
15 country, any passport validly issued to the applicant from the
16 applicant's country of citizenship or a consular
17 identification document validly issued to the applicant by a
18 consulate of that country as defined in Section 5 of the
19 Consular Identification Document Act. Any such documents must
20 be either unexpired or presented by an applicant within 2
21 years of its expiration date.

22 (Source: P.A. 102-558, eff. 8-20-21; 103-210, eff. 7-1-24;
23 103-888, eff. 8-9-24; 103-933, eff. 1-1-25; revised 12-1-24.)

24 Section 20. The Illinois Vehicle Code is amended by
25 changing Section 3-405 as follows:

1 (625 ILCS 5/3-405) (from Ch. 95 1/2, par. 3-405)

2 Sec. 3-405. Application for registration.

3 (a) Every owner of a vehicle subject to registration under
4 this Code shall make application to the Secretary of State for
5 the registration of such vehicle upon the appropriate form or
6 forms furnished by the Secretary. Every such original
7 application shall bear the signature of the owner written with
8 pen and ink and contain:

9 1. The name, domicile address, as defined in Section
10 1-115.5 of this Code, (except as otherwise provided in
11 this paragraph 1), mail address of the owner or business
12 address of the owner if a firm, association, or
13 corporation, and, if available, email address of the
14 owner. If the mailing address is a post office box number,
15 the address listed on the driver license record may be
16 used to verify residence. A police officer, a deputy
17 sheriff, an elected sheriff, a law enforcement officer for
18 the Illinois State Police, a fire investigator, a state's
19 attorney, an assistant state's attorney, a state's
20 attorney special investigator, or a judicial officer may
21 elect to furnish the address of the headquarters of the
22 governmental entity, police district, or business address
23 where he or she works instead of his or her domicile
24 address, in which case that address shall be deemed to be
25 his or her domicile address for all purposes under this

1 Chapter 3. The spouse and children of a person who may
2 elect under this paragraph 1 to furnish the address of the
3 headquarters of the government entity, police district, or
4 business address where the person works instead of the
5 person's domicile address may, if they reside with that
6 person, also elect to furnish the address of the
7 headquarters of the government entity, police district, or
8 business address where the person works as their domicile
9 address, in which case that address shall be deemed to be
10 their domicile address for all purposes under this Chapter
11 3. In this paragraph 1: (A) "police officer" has the
12 meaning ascribed to "policeman" in Section 10-3-1 of the
13 Illinois Municipal Code; (B) "deputy sheriff" means a
14 deputy sheriff appointed under Section 3-6008 of the
15 Counties Code; (C) "elected sheriff" means a sheriff
16 commissioned pursuant to Section 3-6001 of the Counties
17 Code; (D) "fire investigator" means a person classified as
18 a peace officer under the Peace Officer Fire Investigation
19 Act; (E) "state's attorney", "assistant state's attorney",
20 and "state's attorney special investigator" mean a state's
21 attorney, assistant state's attorney, and state's attorney
22 special investigator commissioned or appointed under
23 Division 3-9 of the Counties Code; and (F) "judicial
24 officer" has the meaning ascribed to it in Section 1-10 of
25 the Government Official ~~Judicial~~ Privacy Act.

26 2. A description of the vehicle, including such

1 information as is required in an application for a
2 certificate of title, determined under such standard
3 rating as may be prescribed by the Secretary.

4 3. (Blank).

5 3.5. A space for a voluntary disclosure of a condition
6 that impedes effective communication under Section
7 3-405.5.

8 4. Such further information as may reasonably be
9 required by the Secretary to enable him to determine
10 whether the vehicle is lawfully entitled to registration
11 and the owner entitled to a certificate of title.

12 5. An affirmation by the applicant that all
13 information set forth is true and correct. If the
14 application is for the registration of a motor vehicle,
15 the applicant also shall affirm that the motor vehicle is
16 insured as required by this Code, that such insurance will
17 be maintained throughout the period for which the motor
18 vehicle shall be registered, and that neither the owner,
19 nor any person operating the motor vehicle with the
20 owner's permission, shall operate the motor vehicle unless
21 the required insurance is in effect. If the person signing
22 the affirmation is not the sole owner of the vehicle, such
23 person shall be deemed to have affirmed on behalf of all
24 the owners of the vehicle. If the person signing the
25 affirmation is not an owner of the vehicle, such person
26 shall be deemed to have affirmed on behalf of the owner or

1 owners of the vehicle. The lack of signature on the
2 application shall not in any manner exempt the owner or
3 owners from any provisions, requirements or penalties of
4 this Code.

5 (b) When such application refers to a new vehicle
6 purchased from a dealer the application shall be accompanied
7 by a Manufacturer's Statement of Origin from the dealer, and a
8 statement showing any lien retained by the dealer.

9 (Source: P.A. 102-538, eff. 8-20-21; 102-1069, eff. 7-1-23.)

10 Section 25. The Judicial Privacy Act is amended by
11 changing the heading of Article III by changing Sections 1-1,
12 1-5, 1-10, 2-1, 2-5, 2-10, and 3-1 as follows:

13 (705 ILCS 90/1-1)

14 Sec. 1-1. Short title. This Act may be cited as the
15 Government Official ~~Judicial~~ Privacy Act.

16 (Source: P.A. 97-847, eff. 9-22-12.)

17 (705 ILCS 90/1-5)

18 Sec. 1-5. Purpose. The purpose of this Act is to improve
19 the safety and security of Illinois government officials
20 ~~judicial officers~~ to ensure they are able to perform their
21 official duties ~~administer justice~~ fairly without fear of
22 personal reprisal from individuals affected by the decisions
23 they make in the course of carrying out their public function.

1 This Act is not intended to restrain a government official
2 ~~judicial officer~~ from independently making public his or her
3 own personal information. Additionally, no government agency,
4 person, business, or association has any obligation under this
5 Act to protect the privacy of a government official's ~~judicial~~
6 ~~officer's~~ personal information until the government official
7 ~~judicial officer~~ makes a written request that his or her
8 personal information not be publicly posted.

9 Nothing in this Act shall be construed to impair free
10 access to decisions and opinions expressed by government
11 officials ~~judicial officers~~ in the course of carrying out
12 their public functions.

13 (Source: P.A. 97-847, eff. 9-22-12.)

14 (705 ILCS 90/1-10)

15 Sec. 1-10. Definitions. As used in this Act:

16 "Executive officer" means the Governor, Lieutenant
17 Governor, Attorney General, Secretary of State, Comptroller,
18 Treasurer, and Auditor General.

19 "Government agency" includes all agencies, authorities,
20 boards, commissions, departments, institutions, offices, and
21 any other bodies politic and corporate of the State created by
22 the constitution or statute, whether in the executive,
23 judicial, or legislative branch; all units and corporate
24 outgrowths created by executive order of the Governor or any
25 constitutional officer, by the Supreme Court, or by resolution

1 of the General Assembly; or agencies, authorities, boards,
2 commissions, departments, institutions, offices, and any other
3 bodies politic and corporate of a unit of local government, or
4 school district.

5 "Government official" includes any judicial officer,
6 legislative officer, or executive officer.

7 "Legislative officer" means a State Senator or State
8 Representative in the General Assembly.

9 "Home address" includes a government official's ~~judicial~~
10 ~~officer's~~ permanent residence and any secondary residences
11 affirmatively identified by the government official ~~judicial~~
12 ~~officer~~, but does not include a government official's ~~judicial~~
13 ~~officer's~~ work address.

14 "Immediate family" includes a government official's
15 ~~judicial officer's~~ spouse, child, parent, or any blood
16 relative of the judicial officer or the government official's
17 ~~judicial officer's~~ spouse who lives in the same residence.

18 "Judicial officer" includes actively employed and former
19 or deceased:

20 (1) Justices of the United States Supreme Court and
21 the Illinois Supreme Court;

22 (2) Judges of the United States Court of Appeals;

23 (3) Judges and magistrate judges of the United States
24 District Court;

25 (4) Judges of the United States Bankruptcy Court;

26 (5) Judges of the Illinois Appellate Court; and

1 (6) Judges and associate judges of the Illinois
2 Circuit Courts.

3 "Personal information" means a home address, home
4 telephone number, mobile telephone number, pager number,
5 personal email address, social security number, federal tax
6 identification number, checking and savings account numbers,
7 credit card numbers, marital status, and identity of children
8 under the age of 18.

9 "Publicly available content" means any written, printed,
10 or electronic document or record that provides information or
11 that serves as a document or record maintained, controlled, or
12 in the possession of a government agency that may be obtained
13 by any person or entity, from the Internet, from the
14 government agency upon request either free of charge or for a
15 fee, or in response to a request under the Freedom of
16 Information Act.

17 "Publicly post" or "publicly display" means to communicate
18 to another or otherwise make available to the general public.

19 "Written request" means written notice signed by a
20 government official ~~judicial officer~~ or a representative of
21 the government official's ~~judicial officer's~~ employer
22 requesting a government agency, person, business, or
23 association to refrain from posting or displaying publicly
24 available content that includes the government official's
25 ~~judicial officer's~~ personal information.

26 (Source: P.A. 100-98, eff. 8-11-17.)

1 (705 ILCS 90/2-1)

2 Sec. 2-1. Publicly posting or displaying a government
3 official's ~~judicial officer's~~ personal information by
4 government agencies.

5 (a) Government agencies shall not publicly post or display
6 publicly available content that includes a government
7 official's ~~judicial officer's~~ personal information, provided
8 that the government agency has received a written request in
9 accordance with Section 2-10 of this Act that it refrain from
10 disclosing the government official's ~~judicial officer's~~
11 personal information. After a government agency has received a
12 written request, that agency shall remove the government
13 official's ~~judicial officer's~~ personal information from
14 publicly available content within 5 business days. After the
15 government agency has removed the government official's
16 ~~judicial officer's~~ personal information from publicly
17 available content, the agency shall not publicly post or
18 display the information and the government official's ~~judicial~~
19 ~~officer's~~ personal information shall be exempt from the
20 Freedom of Information Act unless the government agency has
21 received consent from the government official ~~judicial officer~~
22 to make the personal information available to the public.

23 (b) Redress. If a government agency fails to comply with a
24 written request to refrain from disclosing personal
25 information, the government official ~~judicial officer~~ may

1 bring an action seeking injunctive or declaratory relief in
2 any court of competent jurisdiction.

3 (Source: P.A. 97-847, eff. 9-22-12.)

4 (705 ILCS 90/2-5)

5 Sec. 2-5. Publicly posting a government official's
6 ~~judicial officer's~~ personal information on the Internet by
7 persons, businesses, and associations.

8 (a) Prohibited Conduct.

9 (1) All persons, businesses, and associations shall
10 refrain from publicly posting or displaying on the
11 Internet publicly available content that includes a
12 government official's ~~judicial officer's~~ personal
13 information, provided that the government official
14 ~~judicial officer~~ has made a written request to the person,
15 business, or association that it refrain from disclosing
16 the personal information.

17 (2) No person, business, or association shall solicit,
18 sell, or trade on the Internet a government official's
19 ~~judicial officer's~~ personal information with the intent to
20 pose an imminent and serious threat to the health and
21 safety of the government official ~~judicial officer~~ or the
22 government official's ~~judicial officer's~~ immediate family.

23 (3) This subsection includes, but is not limited to,
24 Internet phone directories, Internet search engines,
25 Internet data aggregators, and Internet service providers.

1 (b) Required Conduct.

2 (1) After a person, business, or association has
3 received a written request from a government official
4 ~~judicial officer~~ to protect the privacy of the official's
5 ~~officer's~~ personal information, that person, business, or
6 association shall have 72 hours to remove the personal
7 information from the Internet.

8 (2) After a person, business, or association has
9 received a written request from a government official
10 ~~judicial officer~~, that person, business, or association
11 shall ensure that the government official's ~~judicial~~
12 ~~officer's~~ personal information is not made available on
13 any website or subsidiary website controlled by that
14 person, business, or association.

15 (3) After receiving a government official's ~~judicial~~
16 ~~officer's~~ written request, no person, business, or
17 association shall transfer the government official's
18 ~~judicial officer's~~ personal information to any other
19 person, business, or association through any medium.

20 (c) Redress.

21 A government official ~~judicial officer~~ whose personal
22 information is made public as a result of a violation of
23 this Act may bring an action seeking injunctive or
24 declaratory relief in any court of competent jurisdiction.
25 If the court grants injunctive or declaratory relief, the
26 person, business, or association responsible for the

1 violation shall be required to pay the government
2 official's ~~judicial officer's~~ costs and reasonable
3 attorney's fees.

4 (Source: P.A. 97-847, eff. 9-22-12.)

5 (705 ILCS 90/2-10)

6 Sec. 2-10. Procedure for completing a written request.

7 (a) Requirement that a government official ~~judicial~~
8 ~~officer~~ make a written request. No government agency, person,
9 business, or association shall be found to have violated any
10 provision of this Act if the government official ~~judicial~~
11 ~~officer~~ fails to submit a written request calling for the
12 protection of the official's ~~officer's~~ personal information.

13 (b) Written request procedure. A written request shall be
14 valid if:

15 (1) The government official ~~judicial officer~~ sends a
16 written request directly to a government agency, person,
17 business, or association; or

18 (2) In the case of a judicial officer, if ~~if~~ the
19 Administrative Office of the Illinois Courts has a policy
20 and procedure for a state judicial officer to file the
21 written request with the Administrative Office to notify
22 government agencies, the state judicial officer may send
23 the written request to the Administrative Office of the
24 Illinois Courts. In each quarter of a calendar year, the
25 Administrative Office of the Illinois Courts shall provide

1 a list of all state judicial officers who have submitted a
2 written request to it, to the appropriate officer with
3 ultimate supervisory authority for a government agency.
4 The officer shall promptly provide a copy of the list to
5 any and all government agencies under his or her
6 supervision. Receipt of the written request list compiled
7 by the Administrative Office of the Illinois Courts by a
8 government agency shall constitute a written request to
9 that Agency for the purposes of this Act.

10 (c) A representative from the government official's
11 ~~judicial officer's~~ employer may submit a written request on
12 the government official's ~~judicial officer's~~ behalf, provided
13 that the government official ~~judicial officer~~ gives written
14 consent to the representative and provided that the
15 representative agrees to furnish a copy of that consent when a
16 written request is made. The representative shall submit the
17 written request as provided in subsection (b) of this Section.

18 (d) Information to be included in the written request. A
19 government official's ~~judicial officer's~~ written request shall
20 specify what personal information shall be maintained private.

21 If a government official ~~judicial officer~~ wishes to
22 identify a secondary residence as a home address as that term
23 is defined in this Act, the designation shall be made in the
24 written request.

25 A government official ~~judicial officer~~ shall disclose the
26 identity of the official's ~~officer's~~ immediate family and

1 indicate that the personal information of these family members
2 shall also be excluded to the extent that it could reasonably
3 be expected to reveal the personal information of the
4 government official ~~judicial officer~~.

5 (e) Duration of the written request. A government
6 official's ~~judicial officer's~~ written request is valid until
7 the government official ~~judicial officer~~ provides the
8 government agency, person, business, or association with
9 written permission to release the private information. A
10 government official's ~~judicial officer's~~ written request
11 expires on death.

12 (Source: P.A. 97-847, eff. 9-22-12.)

13 (705 ILCS 90/3-1)

14 Sec. 3-1. Unlawful publication of personal information. It
15 is unlawful for any person to knowingly publicly post on the
16 Internet the personal information of a government official
17 ~~judicial officer~~ or of the government official's ~~judicial~~
18 ~~officer's~~ immediate family if the person knows or reasonably
19 should know that publicly posting the personal information
20 poses an imminent and serious threat to the health and safety
21 of the government official ~~judicial officer~~ or the government
22 official's ~~judicial officer's~~ immediate family, and the
23 violation is a proximate cause of bodily injury or death of the
24 government official ~~judicial officer~~ or a member of the
25 government official's ~~judicial officer's~~ immediate family. A

1 person who violates this Section is guilty of a Class 3 felony.

2 (Source: P.A. 97-847, eff. 9-22-12.)