

1 AN ACT concerning local government.

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

4 Section 5. The Counties Code is amended by changing Section  
5 3-5015 as follows:

6 (55 ILCS 5/3-5015) (from Ch. 34, par. 3-5015)

7 Sec. 3-5015. Certificates of discharge or release from  
8 active duty. Certificates of discharge or MEMBER-4 copy of  
9 certificate of release or discharge from active duty of  
10 honorably discharged or separated members of the military,  
11 aviation and naval forces of the United States shall be  
12 recorded by each recorder, free of charge, in a separate book  
13 which shall be kept for the purpose. The recorder in counties  
14 of over 500,000 population shall as soon as practicable after  
15 the recording of the original discharge certificate or MEMBER-4  
16 copy of certificate of release or discharge from active duty,  
17 deliver to each of the persons named in the discharge  
18 certificate or MEMBER-4 copy of certificate of release or  
19 discharge from active duty, or his agent, one certified copy of  
20 his discharge certificate or MEMBER-4 copy of certificate of  
21 release or discharge from active duty without charge.  
22 Additional certified copies shall be furnished by the recorder  
23 upon the payment to the recorder of a fee of \$1.25, payable in

1 advance, for each such additional certified copy.

2       Upon the delivery of the certificate of discharge or  
3 MEMBER-4 copy of certificate of release or discharge from  
4 active duty after the recordation thereof is completed, and the  
5 delivery of one certified copy thereof to the person named in  
6 the discharge certificate or MEMBER-4 copy of certificate of  
7 release or discharge from active duty or his agent, the receipt  
8 theretofore issued by the recorder, or a copy thereof shall be  
9 surrendered to the recorder, with a signed statement  
10 acknowledging the receipt of the discharge certificate or  
11 MEMBER-4 copy of certificate of release or discharge from  
12 active duty and the certified copy thereof.

13       Certified copies of the certificates of discharge or  
14 MEMBER-4 copy of certificate of release or discharge from  
15 active duty furnished by the recorder may vary from the size of  
16 the original, if in the judgment of the recorder, such  
17 certified copies are complete and legible.

18       A military discharge form (DD-214) or any other certificate  
19 of discharge or release from active duty document that was  
20 issued by the United States government or any state government  
21 in reference to those who served with an active or inactive  
22 military reserve unit or National Guard force and that was  
23 recorded by a County Clerk or Recorder of Deeds is not subject  
24 to public inspection, enjoying all the protection covered by  
25 the federal Privacy Act of 1974 or any other privacy law. These  
26 documents shall be accessible only to the person named in the

1 document, the named person's dependents, the county veterans'  
2 service officer, representatives of the Department of  
3 Veterans' Affairs, or any person with written authorization  
4 from the named person or the named person's dependents.  
5 Notwithstanding any other provision in this paragraph, these  
6 documents shall be made available for public inspection and  
7 copying in accordance with the archival schedule adopted by the  
8 National Archives and Records Administration and subject to  
9 redaction of information that is considered private under the  
10 Illinois Freedom of Information Act, the Federal Freedom of  
11 Information Act, and the Federal Privacy Act.

12 (Source: P.A. 93-468, eff. 1-1-04.)

13 Section 99. Effective date. This Act takes effect upon  
14 becoming law.