



Sen. Linda Holmes

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1 AMENDMENT TO HOUSE BILL 2643

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2643 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Identity Protection Act is amended by  
5 changing Section 10 as follows:

6 (5 ILCS 179/10)

7 Sec. 10. Prohibited activities.

8 (a) Beginning July 1, 2010, no person or State or local  
9 government agency may do any of the following:

10 (1) Publicly post or publicly display in any manner an  
11 individual's social security number.

12 (2) Print an individual's social security number on  
13 any card required for the individual to access products or  
14 services provided by the person or entity.

15 (3) Require an individual to transmit his or her  
16 social security number over the Internet, unless the

1 connection is secure or the social security number is  
2 encrypted.

3 (4) Print an individual's social security number on  
4 any materials that are mailed to the individual, through  
5 the U.S. Postal Service, any private mail service,  
6 electronic mail, or any similar method of delivery, unless  
7 State or federal law requires the social security number  
8 to be on the document to be mailed. Notwithstanding any  
9 provision in this Section to the contrary, social security  
10 numbers may be included in applications and forms sent by  
11 mail, including, but not limited to, any material mailed  
12 in connection with the administration of the Unemployment  
13 Insurance Act pursuant to the limitations and requirements  
14 of that Act, any material mailed in connection with any  
15 tax administered by the Department of Revenue, and  
16 documents sent as part of an application or enrollment  
17 process or to establish, amend, or terminate an account,  
18 contract, or policy or to confirm the accuracy of the  
19 social security number. A social security number that may  
20 permissibly be mailed under this Section may not be  
21 printed, in whole or in part, on a postcard or other mailer  
22 that does not require an envelope or be visible on an  
23 envelope without the envelope having been opened.

24 (b) Except as otherwise provided in this Act, beginning  
25 July 1, 2010, no person or State or local government agency may  
26 do any of the following:

1           (1) Collect, use, or disclose a social security number  
2           from an individual, unless (i) required to do so under  
3           State or federal law, rules, or regulations, or the  
4           collection, use, or disclosure of the social security  
5           number is otherwise necessary for the performance of that  
6           agency's duties and responsibilities; (ii) the need and  
7           purpose for the social security number is documented  
8           before collection of the social security number; and (iii)  
9           the social security number collected is relevant to the  
10          documented need and purpose.

11          (2) Require an individual to use his or her social  
12          security number to access an Internet website.

13          (3) Use the social security number for any purpose  
14          other than the purpose for which it was collected.

15          (c) The prohibitions in subsection (b) do not apply in the  
16          following circumstances:

17               (1) The disclosure of social security numbers to  
18               agents, employees, contractors, or subcontractors of a  
19               governmental entity or disclosure by a governmental entity  
20               to another governmental entity or its agents, employees,  
21               contractors, or subcontractors if disclosure is necessary  
22               in order for the entity to perform its duties and  
23               responsibilities; and, if disclosing to a contractor or  
24               subcontractor, prior to such disclosure, the governmental  
25               entity must first receive from the contractor or  
26               subcontractor a copy of the contractor's or

1 subcontractor's policy that sets forth how the  
2 requirements imposed under this Act on a governmental  
3 entity to protect an individual's social security number  
4 will be achieved.

5 (2) The disclosure of social security numbers pursuant  
6 to a court order, warrant, or subpoena.

7 (3) The collection, use, or disclosure of social  
8 security numbers in order to ensure the safety of: State  
9 and local government employees; persons committed to  
10 correctional facilities, local jails, and other  
11 law-enforcement facilities or retention centers; wards of  
12 the State; youth in care as defined in Section 4d of the  
13 Children and Family Services Act, and all persons working  
14 in or visiting a State or local government agency  
15 facility.

16 (4) The collection, use, or disclosure of social  
17 security numbers for internal verification or  
18 administrative purposes.

19 (5) The disclosure of social security numbers by a  
20 State agency to any entity for the collection of  
21 delinquent child support or of any State debt or to a  
22 governmental agency to assist with an investigation or the  
23 prevention of fraud.

24 (6) The collection or use of social security numbers  
25 to investigate or prevent fraud, to conduct background  
26 checks, to collect a debt, to obtain a credit report from a

1 consumer reporting agency under the federal Fair Credit  
2 Reporting Act, to undertake any permissible purpose that  
3 is enumerated under the federal Gramm-Leach-Bliley Act, or  
4 to locate a missing person, a lost relative, or a person  
5 who is due a benefit, such as a pension benefit or an  
6 unclaimed property benefit.

7 (d) If any State or local government agency has adopted  
8 standards for the collection, use, or disclosure of social  
9 security numbers that are stricter than the standards under  
10 this Act with respect to the protection of those social  
11 security numbers, then, in the event of any conflict with the  
12 provisions of this Act, the stricter standards adopted by the  
13 State or local government agency shall control.

14 (Source: P.A. 100-159, eff. 8-18-17.)

15 Section 10. The Department of Employment Security Law of  
16 the Civil Administrative Code of Illinois is amended by adding  
17 Section 1005-55 as follows:

18 (20 ILCS 1005/1005-55 new)

19 Sec. 1005-55. Social security numbers; disclosure  
20 prohibited. Except as required under State or federal law, the  
21 Department shall not disclose an individual's entire social  
22 security number in any correspondence physically mailed to an  
23 individual or entity. The Department shall develop a process  
24 that allows for identifying information other than an

1 individual's entire social security number to be used in  
2 correspondence. This Section does not apply to electronic data  
3 sharing pursuant to a written agreement containing appropriate  
4 security and confidentiality provisions or to an individual's  
5 or entity's access to information in the individual's or  
6 entity's secure account in the Department's databases.

7 Section 15. The Unemployment Insurance Act is amended by  
8 changing Sections 612, 900, and 1900 as follows:

9 (820 ILCS 405/612) (from Ch. 48, par. 442)

10 Sec. 612. Academic personnel - ineligibility between  
11 academic years or terms.

12 A. Benefits based on wages for services which are  
13 employment under the provisions of Sections 211.1, 211.2, and  
14 302C shall be payable in the same amount, on the same terms,  
15 and subject to the same conditions as benefits payable on the  
16 basis of wages for other services which are employment under  
17 this Act; except that:

18 1. An individual shall be ineligible for benefits, on  
19 the basis of wages for employment in an instructional,  
20 research, or principal administrative capacity performed  
21 for an institution of higher education, for any week which  
22 begins during the period between two successive academic  
23 years, or during a similar period between two regular  
24 terms, whether or not successive, or during a period of

1       paid sabbatical leave provided for in the individual's  
2       contract, if the individual has a contract or contracts to  
3       perform services in any such capacity for any institution  
4       or institutions of higher education for both such academic  
5       years or both such terms.

6             This paragraph 1 shall apply with respect to any week  
7       which begins prior to January 1, 1978.

8             2. An individual shall be ineligible for benefits, on  
9       the basis of wages for service in employment in any  
10       capacity other than those referred to in paragraph 1,  
11       performed for an institution of higher learning, for any  
12       week which begins after September 30, 1983, during a  
13       period between two successive academic years or terms, if  
14       the individual performed such service in the first of such  
15       academic years or terms and there is a reasonable  
16       assurance that the individual will perform such service in  
17       the second of such academic years or terms.

18            3. An individual shall be ineligible for benefits, on  
19       the basis of wages for service in employment in any  
20       capacity other than those referred to in paragraph 1,  
21       performed for an institution of higher education, for any  
22       week which begins after January 5, 1985, during an  
23       established and customary vacation period or holiday  
24       recess, if the individual performed such service in the  
25       period immediately before such vacation period or holiday  
26       recess and there is a reasonable assurance that the

1 individual will perform such service in the period  
2 immediately following such vacation period or holiday  
3 recess.

4 B. Benefits based on wages for services which are  
5 employment under the provisions of Sections 211.1 and 211.2  
6 shall be payable in the same amount, on the same terms, and  
7 subject to the same conditions, as benefits payable on the  
8 basis of wages for other services which are employment under  
9 this Act, except that:

10 1. An individual shall be ineligible for benefits, on  
11 the basis of wages for service in employment in an  
12 instructional, research, or principal administrative  
13 capacity performed for an educational institution, for any  
14 week which begins after December 31, 1977, during a period  
15 between two successive academic years, or during a similar  
16 period between two regular terms, whether or not  
17 successive, or during a period of paid sabbatical leave  
18 provided for in the individual's contract, if the  
19 individual performed such service in the first of such  
20 academic years (or terms) and if there is a contract or a  
21 reasonable assurance that the individual will perform  
22 service in any such capacity for any educational  
23 institution in the second of such academic years (or  
24 terms).

25 2. An individual shall be ineligible for benefits, on  
26 the basis of wages for service in employment in any



1 capacity other than those referred to in paragraph 1,  
2 performed for an educational institution, for any week  
3 which begins after December 31, 1977, during a period  
4 between two successive academic years or terms, if the  
5 individual performed such service in the first of such  
6 academic years or terms and there is a reasonable  
7 assurance that the individual will perform such service in  
8 the second of such academic years or terms.

9 3. An individual shall be ineligible for benefits, on  
10 the basis of wages for service in employment in any  
11 capacity performed for an educational institution, for any  
12 week which begins after January 5, 1985, during an  
13 established and customary vacation period or holiday  
14 recess, if the individual performed such service in the  
15 period immediately before such vacation period or holiday  
16 recess and there is a reasonable assurance that the  
17 individual will perform such service in the period  
18 immediately following such vacation period or holiday  
19 recess.

20 4. An individual shall be ineligible for benefits on  
21 the basis of wages for service in employment in any  
22 capacity performed in an educational institution while in  
23 the employ of an educational service agency for any week  
24 which begins after January 5, 1985, (a) during a period  
25 between two successive academic years or terms, if the  
26 individual performed such service in the first of such

1 academic years or terms and there is a reasonable  
2 assurance that the individual will perform such service in  
3 the second of such academic years or terms; and (b) during  
4 an established and customary vacation period or holiday  
5 recess, if the individual performed such service in the  
6 period immediately before such vacation period or holiday  
7 recess and there is a reasonable assurance that the  
8 individual will perform such service in the period  
9 immediately following such vacation period or holiday  
10 recess. The term "educational service agency" means a  
11 governmental agency or governmental entity which is  
12 established and operated exclusively for the purpose of  
13 providing such services to one or more educational  
14 institutions.

15 C. 1. If benefits are denied to any individual under the  
16 provisions of paragraph 2 of either subsection A or B of this  
17 Section for any week which begins on or after September 3, 1982  
18 and such individual is not offered a bona fide opportunity to  
19 perform such services for the educational institution for the  
20 second of such academic years or terms, such individual shall  
21 be entitled to a retroactive payment of benefits for each week  
22 for which the individual filed a timely claim for benefits as  
23 determined by the rules and regulations issued by the Director  
24 for the filing of claims for benefits, provided that such  
25 benefits were denied solely because of the provisions of  
26 paragraph 2 of either subsection A or B of this Section.

1           2. If benefits on the basis of wages for service in  
2 employment in other than an instructional, research, or  
3 principal administrative capacity performed in an educational  
4 institution while in the employ of an educational service  
5 agency are denied to any individual under the provisions of  
6 subparagraph (a) of paragraph 4 of subsection B and such  
7 individual is not offered a bona fide opportunity to perform  
8 such services in an educational institution while in the  
9 employ of an educational service agency for the second of such  
10 academic years or terms, such individual shall be entitled to  
11 a retroactive payment of benefits for each week for which the  
12 individual filed a timely claim for benefits as determined by  
13 the rules and regulations issued by the Director for the  
14 filing of claims for benefits, provided that such benefits  
15 were denied solely because of subparagraph (a) of paragraph 4  
16 of subsection B of this Section.

17           D. Notwithstanding any other provision in this Section or  
18 paragraph 2 of subsection C of Section 500 to the contrary,  
19 with respect to a week of unemployment beginning on or after  
20 March 15, 2020, and before September 4, 2021, (including any  
21 week of unemployment beginning on or after January 1, 2021 and  
22 on or before the effective date of this amendatory Act of the  
23 102nd General Assembly) ~~December 31, 2020,~~ benefits shall be  
24 payable to an individual on the basis of wages for employment  
25 in other than an instructional, research, or principal  
26 administrative capacity performed for an educational

1 institution or an educational service agency under any of the  
2 circumstances described in this Section, to the extent  
3 permitted under Section 3304(a)(6) of the Federal Unemployment  
4 Tax Act, as long as the individual is otherwise eligible for  
5 benefits.

6 (Source: P.A. 101-633, eff. 6-5-20.)

7 (820 ILCS 405/900) (from Ch. 48, par. 490)

8 Sec. 900. Recoupment.)

9 A. Whenever an individual has received any sum as benefits  
10 for which he or she is found to have been ineligible, the  
11 individual must be provided written notice of his or her  
12 appeal rights, including the ability to request waiver of any  
13 recoupment ordered and the standard for such waiver to be  
14 granted. Thereafter, the amount thereof may be recovered by  
15 suit in the name of the People of the State of Illinois, or,  
16 from benefits payable to him, may be recouped:

17 1. At any time, if, to receive such sum, he knowingly  
18 made a false statement or knowingly failed to disclose a  
19 material fact.

20 2. Within 3 years from any date prior to January 1,  
21 1984, on which he has been found to have been ineligible  
22 for any other reason, pursuant to a reconsidered finding  
23 or a reconsidered determination, or pursuant to the  
24 decision of a Referee (or of the Director or his  
25 representative under Section 604) which modifies or sets

1       aside a finding or a reconsidered finding or a  
2       determination or a reconsidered determination; or within 5  
3       years from any date after December 31, 1983, on which he  
4       has been found to have been ineligible for any other  
5       reason, pursuant to a reconsidered finding or a  
6       reconsidered determination, or pursuant to the decision of  
7       a Referee (or of the Director or his representative under  
8       Section 604) which modifies or sets aside a finding or a  
9       reconsidered finding or a determination or a reconsidered  
10      determination. Recoupment pursuant to the provisions of  
11      this paragraph from benefits payable to an individual for  
12      any week may be waived upon the individual's request, if  
13      the sum referred to in paragraph A was received by the  
14      individual without fault on his part and if such  
15      recoupment would be against equity and good conscience.  
16      Such waiver may be denied with respect to any subsequent  
17      week if, in that week, the facts and circumstances upon  
18      which waiver was based no longer exist.

19      Recovery by suit in the name of the People of the State of  
20      Illinois, recoupment pursuant to paragraph 2 of this  
21      subsection A from benefits payable to an individual for any  
22      week, and, notwithstanding any provision to the contrary in  
23      the Illinois State Collection Act of 1986, withholding  
24      pursuant to subsection E shall be permanently waived if the  
25      sum referred to in this subsection A was received by the  
26      individual without fault on his or her part and if such

1 recoupment would be against equity and good conscience, and  
2 the sum referred to in this subsection A was received by the  
3 individual on or after March 8, 2020, but prior to the last day  
4 of a disaster period established by the gubernatorial disaster  
5 proclamation in response to COVID-19, dated March 9, 2020, and  
6 any consecutive gubernatorial disaster proclamation in  
7 response to COVID-19. To be eligible for permanent waiver  
8 under this paragraph, an individual must request a waiver  
9 pursuant to this paragraph within 45 days of the mailing date  
10 of the notice from the Department that the individual may  
11 request a waiver. A determination under this paragraph may be  
12 appealed to a Referee within the time limits prescribed by  
13 Section 800 for an appeal from a determination. Any such  
14 appeal, and any appeal from the Referee's decision thereon,  
15 shall be governed by the applicable provisions of Sections  
16 801, 803, 804, and 805. This paragraph shall not apply with  
17 respect to benefits that are received pursuant to any program  
18 that the Department administers as an agent of the federal  
19 government and for which the individual is found to have been  
20 ineligible.

21 B. Whenever the claims adjudicator referred to in Section  
22 702 decides that any sum received by a claimant as benefits  
23 shall be recouped, or denies recoupment waiver requested by  
24 the claimant, he shall promptly notify the claimant of his  
25 decision and the reasons therefor. The decision and the notice  
26 thereof shall state the amount to be recouped, the weeks with

1 respect to which such sum was received by the claimant, and the  
2 time within which it may be recouped and, as the case may be,  
3 the reasons for denial of recoupment waiver. The claims  
4 adjudicator may reconsider his decision within one year after  
5 the date when the decision was made. Such decision or  
6 reconsidered decision may be appealed to a Referee within the  
7 time limits prescribed by Section 800 for appeal from a  
8 determination. Any such appeal, and any appeal from the  
9 Referee's decision thereon, shall be governed by the  
10 applicable provisions of Sections 801, 803, 804 and 805. No  
11 recoupment shall be begun until the expiration of the time  
12 limits prescribed by Section 800 of this Act or, if an appeal  
13 has been filed, until the decision of a Referee has been made  
14 thereon affirming the decision of the Claims Adjudicator.

15 C. Any sums recovered under the provisions of this Section  
16 shall be treated as repayments to the Department of sums  
17 improperly obtained by the claimant.

18 D. Whenever, by reason of a back pay award made by any  
19 governmental agency or pursuant to arbitration proceedings, or  
20 by reason of a payment of wages wrongfully withheld by an  
21 employing unit, an individual has received wages for weeks  
22 with respect to which he has received benefits, the amount of  
23 such benefits may be recouped or otherwise recovered as herein  
24 provided. An employing unit making a back pay award to an  
25 individual for weeks with respect to which the individual has  
26 received benefits shall make the back pay award by check

1 payable jointly to the individual and to the Department.

2 E. The amount recouped pursuant to paragraph 2 of  
3 subsection A from benefits payable to an individual for any  
4 week shall not exceed 25% of the individual's weekly benefit  
5 amount.

6 In addition to the remedies provided by this Section, when  
7 an individual has received any sum as benefits for which he is  
8 found to be ineligible, the Director may request the  
9 Comptroller to withhold such sum in accordance with Section  
10 10.05 of the State Comptroller Act and the Director may  
11 request the Secretary of the Treasury to withhold such sum to  
12 the extent allowed by and in accordance with Section 6402(f)  
13 of the federal Internal Revenue Code of 1986, as amended.  
14 Benefits paid pursuant to this Act shall not be subject to such  
15 withholding. Where the Director requests withholding by the  
16 Secretary of the Treasury pursuant to this Section, in  
17 addition to the amount of benefits for which the individual  
18 has been found ineligible, the individual shall be liable for  
19 any legally authorized administrative fee assessed by the  
20 Secretary, with such fee to be added to the amount to be  
21 withheld by the Secretary.

22 (Source: P.A. 97-621, eff. 11-18-11; 97-791, eff. 1-1-13.)

23 (820 ILCS 405/1900) (from Ch. 48, par. 640)

24 Sec. 1900. Disclosure of information.

25 A. Except as provided in this Section, information



1 obtained from any individual or employing unit during the  
2 administration of this Act shall:

- 3 1. be confidential,
- 4 2. not be published or open to public inspection,
- 5 3. not be used in any court in any pending action or  
6 proceeding,
- 7 4. not be admissible in evidence in any action or  
8 proceeding other than one arising out of this Act.

9 B. No finding, determination, decision, ruling or order  
10 (including any finding of fact, statement or conclusion made  
11 therein) issued pursuant to this Act shall be admissible or  
12 used in evidence in any action other than one arising out of  
13 this Act, nor shall it be binding or conclusive except as  
14 provided in this Act, nor shall it constitute res judicata,  
15 regardless of whether the actions were between the same or  
16 related parties or involved the same facts.

17 C. Any officer or employee of this State, any officer or  
18 employee of any entity authorized to obtain information  
19 pursuant to this Section, and any agent of this State or of  
20 such entity who, except with authority of the Director under  
21 this Section or as authorized pursuant to subsection P-1,  
22 shall disclose information shall be guilty of a Class B  
23 misdemeanor and shall be disqualified from holding any  
24 appointment or employment by the State.

25 D. An individual or his duly authorized agent may be  
26 supplied with information from records only to the extent

1 necessary for the proper presentation of his claim for  
2 benefits or with his existing or prospective rights to  
3 benefits. Discretion to disclose this information belongs  
4 solely to the Director and is not subject to a release or  
5 waiver by the individual. Notwithstanding any other provision  
6 to the contrary, an individual or his or her duly authorized  
7 agent may be supplied with a statement of the amount of  
8 benefits paid to the individual during the 18 months preceding  
9 the date of his or her request.

10 E. An employing unit may be furnished with information,  
11 only if deemed by the Director as necessary to enable it to  
12 fully discharge its obligations or safeguard its rights under  
13 the Act. Discretion to disclose this information belongs  
14 solely to the Director and is not subject to a release or  
15 waiver by the employing unit.

16 F. The Director may furnish any information that he may  
17 deem proper to any public officer or public agency of this or  
18 any other State or of the federal government dealing with:

- 19 1. the administration of relief,
- 20 2. public assistance,
- 21 3. unemployment compensation,
- 22 4. a system of public employment offices,
- 23 5. wages and hours of employment, or
- 24 6. a public works program.

25 The Director may make available to the Illinois Workers'  
26 Compensation Commission information regarding employers for

1 the purpose of verifying the insurance coverage required under  
2 the Workers' Compensation Act and Workers' Occupational  
3 Diseases Act.

4 G. The Director may disclose information submitted by the  
5 State or any of its political subdivisions, municipal  
6 corporations, instrumentalities, or school or community  
7 college districts, except for information which specifically  
8 identifies an individual claimant.

9 H. The Director shall disclose only that information  
10 required to be disclosed under Section 303 of the Social  
11 Security Act, as amended, including:

12 1. any information required to be given the United  
13 States Department of Labor under Section 303(a) (6); and

14 2. the making available upon request to any agency of  
15 the United States charged with the administration of  
16 public works or assistance through public employment, the  
17 name, address, ordinary occupation and employment status  
18 of each recipient of unemployment compensation, and a  
19 statement of such recipient's right to further  
20 compensation under such law as required by Section  
21 303(a) (7); and

22 3. records to make available to the Railroad  
23 Retirement Board as required by Section 303(c) (1); and

24 4. information that will assure reasonable cooperation  
25 with every agency of the United States charged with the  
26 administration of any unemployment compensation law as

1 required by Section 303(c) (2); and

2 5. information upon request and on a reimbursable  
3 basis to the United States Department of Agriculture and  
4 to any State food stamp agency concerning any information  
5 required to be furnished by Section 303(d); and

6 6. any wage information upon request and on a  
7 reimbursable basis to any State or local child support  
8 enforcement agency required by Section 303(e); and

9 7. any information required under the income  
10 eligibility and verification system as required by Section  
11 303(f); and

12 8. information that might be useful in locating an  
13 absent parent or that parent's employer, establishing  
14 paternity or establishing, modifying, or enforcing child  
15 support orders for the purpose of a child support  
16 enforcement program under Title IV of the Social Security  
17 Act upon the request of and on a reimbursable basis to the  
18 public agency administering the Federal Parent Locator  
19 Service as required by Section 303(h); and

20 9. information, upon request, to representatives of  
21 any federal, State or local governmental public housing  
22 agency with respect to individuals who have signed the  
23 appropriate consent form approved by the Secretary of  
24 Housing and Urban Development and who are applying for or  
25 participating in any housing assistance program  
26 administered by the United States Department of Housing

1 and Urban Development as required by Section 303(i).

2 I. The Director, upon the request of a public agency of  
3 Illinois, of the federal government or of any other state  
4 charged with the investigation or enforcement of Section 10-5  
5 of the Criminal Code of 2012 (or a similar federal law or  
6 similar law of another State), may furnish the public agency  
7 information regarding the individual specified in the request  
8 as to:

9 1. the current or most recent home address of the  
10 individual, and

11 2. the names and addresses of the individual's  
12 employers.

13 J. Nothing in this Section shall be deemed to interfere  
14 with the disclosure of certain records as provided for in  
15 Section 1706 or with the right to make available to the  
16 Internal Revenue Service of the United States Department of  
17 the Treasury, or the Department of Revenue of the State of  
18 Illinois, information obtained under this Act. With respect to  
19 each benefit claim that appears to have been filed other than  
20 by the individual in whose name the claim was filed or by the  
21 individual's authorized agent and with respect to which  
22 benefits were paid during the prior calendar year, the  
23 Director shall annually report to the Department of Revenue  
24 information that is in the Director's possession and may  
25 assist in avoiding negative income tax consequences for the  
26 individual in whose name the claim was filed.

1           K. The Department shall make available to the Illinois  
2 Student Assistance Commission, upon request, information in  
3 the possession of the Department that may be necessary or  
4 useful to the Commission in the collection of defaulted or  
5 delinquent student loans which the Commission administers.

6           L. The Department shall make available to the State  
7 Employees' Retirement System, the State Universities  
8 Retirement System, the Teachers' Retirement System of the  
9 State of Illinois, and the Department of Central Management  
10 Services, Risk Management Division, upon request, information  
11 in the possession of the Department that may be necessary or  
12 useful to the System or the Risk Management Division for the  
13 purpose of determining whether any recipient of a disability  
14 benefit from the System or a workers' compensation benefit  
15 from the Risk Management Division is gainfully employed.

16           M. This Section shall be applicable to the information  
17 obtained in the administration of the State employment  
18 service, except that the Director may publish or release  
19 general labor market information and may furnish information  
20 that he may deem proper to an individual, public officer or  
21 public agency of this or any other State or the federal  
22 government (in addition to those public officers or public  
23 agencies specified in this Section) as he prescribes by Rule.

24           N. The Director may require such safeguards as he deems  
25 proper to insure that information disclosed pursuant to this  
26 Section is used only for the purposes set forth in this

1 Section.

2 O. Nothing in this Section prohibits communication with an  
3 individual or entity through unencrypted e-mail or other  
4 unencrypted electronic means as long as the communication does  
5 not contain the individual's or entity's name in combination  
6 with any one or more of the individual's or entity's entire or  
7 partial social security number; driver's license or State  
8 identification number; credit or debit card number; or any  
9 required security code, access code, or password that would  
10 permit access to further information pertaining to the  
11 individual or entity.

12 P. (Blank).

13 P-1. With the express written consent of a claimant or  
14 employing unit and an agreement not to publicly disclose, the  
15 Director shall provide requested information related to a  
16 claim to an elected official performing constituent services  
17 or his or her agent.

18 Q. The Director shall make available to an elected federal  
19 official the name and address of an individual or entity that  
20 is located within the jurisdiction from which the official was  
21 elected and that, for the most recently completed calendar  
22 year, has reported to the Department as paying wages to  
23 workers, where the information will be used in connection with  
24 the official duties of the official and the official requests  
25 the information in writing, specifying the purposes for which  
26 it will be used. For purposes of this subsection, the use of

1 information in connection with the official duties of an  
2 official does not include use of the information in connection  
3 with the solicitation of contributions or expenditures, in  
4 money or in kind, to or on behalf of a candidate for public or  
5 political office or a political party or with respect to a  
6 public question, as defined in Section 1-3 of the Election  
7 Code, or in connection with any commercial solicitation. Any  
8 elected federal official who, in submitting a request for  
9 information covered by this subsection, knowingly makes a  
10 false statement or fails to disclose a material fact, with the  
11 intent to obtain the information for a purpose not authorized  
12 by this subsection, shall be guilty of a Class B misdemeanor.

13 R. The Director may provide to any State or local child  
14 support agency, upon request and on a reimbursable basis,  
15 information that might be useful in locating an absent parent  
16 or that parent's employer, establishing paternity, or  
17 establishing, modifying, or enforcing child support orders.

18 S. The Department shall make available to a State's  
19 Attorney of this State or a State's Attorney's investigator,  
20 upon request, the current address or, if the current address  
21 is unavailable, current employer information, if available, of  
22 a victim of a felony or a witness to a felony or a person  
23 against whom an arrest warrant is outstanding.

24 T. The Director shall make available to the Department of  
25 State Police, a county sheriff's office, or a municipal police  
26 department, upon request, any information concerning the



1 current address and place of employment or former places of  
2 employment of a person who is required to register as a sex  
3 offender under the Sex Offender Registration Act that may be  
4 useful in enforcing the registration provisions of that Act.

5 U. The Director shall make information available to the  
6 Department of Healthcare and Family Services and the  
7 Department of Human Services for the purpose of determining  
8 eligibility for public benefit programs authorized under the  
9 Illinois Public Aid Code and related statutes administered by  
10 those departments, for verifying sources and amounts of  
11 income, and for other purposes directly connected with the  
12 administration of those programs.

13 V. The Director shall make information available to the  
14 State Board of Elections as may be required by an agreement the  
15 State Board of Elections has entered into with a multi-state  
16 voter registration list maintenance system.

17 W. The Director shall make information available to the  
18 State Treasurer's office and the Department of Revenue for the  
19 purpose of facilitating compliance with the Illinois Secure  
20 Choice Savings Program Act, including employer contact  
21 information for employers with 25 or more employees and any  
22 other information the Director deems appropriate that is  
23 directly related to the administration of this program.

24 X. The Director shall make information available, upon  
25 request, to the Illinois Student Assistance Commission for the  
26 purpose of determining eligibility for the adult vocational

1 community college scholarship program under Section 65.105 of  
2 the Higher Education Student Assistance Act.

3 Y. Except as required under State or federal law, or  
4 unless otherwise provided for in this Section, the Department  
5 shall not disclose an individual's entire social security  
6 number in any correspondence physically mailed to an  
7 individual or entity.

8 (Source: P.A. 100-484, eff. 9-8-17; 101-315, eff. 1-1-20.)

9 Section 99. Effective date. This Act takes effect upon  
10 becoming law.".