

1 AN ACT concerning State government.

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

4 Section 5. The Uniform Racial Classification Act is  
5 amended by changing Section 5 as follows:

6 (20 ILCS 50/5)

7 Sec. 5. Uniform racial classification.

8 (a) Notwithstanding any other provision of law, except as  
9 otherwise required by federal law or regulation, whenever a  
10 State agency is required by law to compile or report  
11 statistical data using racial or ethnic classifications, that  
12 State agency shall use the following classifications: (i)  
13 White; (ii) Black or African American; (iii) American Indian  
14 or Alaska Native; (iv) Asian; (v) Native Hawaiian or Other  
15 Pacific Islander; ~~or~~ (vi) Hispanic or Latino ; or (vii) Middle  
16 Eastern or North African.

17 (b) A State agency is not required to use the  
18 classification added to this Section by this amendatory Act of  
19 the 103rd General Assembly for reporting workforce or hiring  
20 data until after July 1, 2025.

21 (c) For the purposes of this Act, "State agency" means the  
22 offices of the constitutional officers identified in Article V  
23 of the Illinois Constitution, executive agencies, and

1 departments, boards, commissions, and authorities under the  
2 Governor.

3 (Source: P.A. 98-982, eff. 8-18-14.)

4 Section 10. The Data Governance and Organization to  
5 Support Equity and Racial Justice Act is amended by changing  
6 Section 20-15 as follows:

7 (20 ILCS 65/20-15)

8 Sec. 20-15. Data Governance and Organization to Support  
9 Equity and Racial Justice.

10 (a) On or before July 1, 2022 and each July 1 thereafter,  
11 the Board and the Department shall report statistical data on  
12 the racial, ethnic, age, sex, disability status, sexual  
13 orientation, gender identity, and primary or preferred  
14 language demographics of program participants for each major  
15 program administered by the Board or the Department. Except as  
16 provided in subsection (b), when reporting the data required  
17 under this Section, the Board or the Department shall use the  
18 same racial and ethnic classifications for each program, which  
19 shall include, but not be limited to, the following:

20 (1) American Indian and Alaska Native alone.

21 (2) Asian alone.

22 (3) Black or African American alone.

23 (4) Hispanic or Latino of any race.

24 (5) Native Hawaiian and Other Pacific Islander alone.

- 1           (6) White alone.
- 2           (7) Middle Eastern or North African.
- 3           (8) ~~(7)~~ Some other race alone.
- 4           (9) ~~(8)~~ Two or more races.

5           The Board and the Department may further define, by rule,  
6           the racial and ethnic classifications, including, if  
7           necessary, a classification of "No Race Specified".

8           (b) ~~(e)~~ If a program administered by the Board or the  
9           Department is subject to federal reporting requirements that  
10          include the collection and public reporting of statistical  
11          data on the racial and ethnic demographics of program  
12          participants, the Department may maintain the same racial and  
13          ethnic classifications used under the federal requirements if  
14          such classifications differ from the classifications listed in  
15          subsection (a).

16          (c) ~~(d)~~ The Department of Innovation and Technology shall  
17          assist the Board and the Department by establishing common  
18          technological processes and procedures for the Board and the  
19          Department to:

- 20               (1) Catalog data.
- 21               (2) Identify similar fields in datasets.
- 22               (3) Manage data requests.
- 23               (4) Share data.
- 24               (5) Collect data.
- 25               (6) Improve and clean data.
- 26               (7) Match data across the Board and Departments.

1 (8) Develop research and analytic agendas.

2 (9) Report on program participation disaggregated by  
3 race and ethnicity.

4 (10) Evaluate equitable outcomes for underserved  
5 populations in Illinois.

6 (11) Define common roles for data management.

7 (12) Ensure that all major programs can report  
8 disaggregated data by race, ethnicity, age, sex,  
9 disability status, sexual orientation, and gender  
10 identity, and primary or preferred language.

11 The Board and the Department shall use the common  
12 technological processes and procedures established by the  
13 Department of Innovation and Technology.

14 (d) ~~(e)~~ If the Board or the Department is unable to begin  
15 reporting the data required by subsection (a) by July 1, 2022,  
16 the Board or the Department shall state the reasons for the  
17 delay under the reporting requirements.

18 (e) ~~(f)~~ By no later than March 31, 2022, the Board and the  
19 Department shall provide a progress report to the General  
20 Assembly to disclose: (i) the programs and datasets that have  
21 been cataloged for which race, ethnicity, age, sex, disability  
22 status, sexual orientation, gender identity, and primary or  
23 preferred language have been standardized; and (ii) to the  
24 extent possible, the datasets and programs that are  
25 outstanding for each agency and the datasets that are planned  
26 for the upcoming year. On or before March 31, 2023, and each

1 year thereafter, the Board and the Department ~~Departments~~  
2 shall provide an updated report to the General Assembly.

3 (f) ~~(g)~~ By no later than October 31, 2021, the Governor's  
4 Office shall provide a plan to establish processes for input  
5 from the Board and the Department into processes outlined in  
6 subsection (c) ~~(b)~~. The plan shall incorporate ongoing efforts  
7 at data interoperability within the Department and the  
8 governance established to support the P-20 Longitudinal  
9 Education Data System enacted by Public Act 96-107.

10 (g) ~~(h)~~ Nothing in this Section shall be construed to  
11 limit the rights granted to individuals or data sharing  
12 protections established under existing State and federal data  
13 privacy and security laws.

14 (Source: P.A. 101-654, eff. 3-8-21; 102-543, eff. 8-20-21;  
15 revised 2-4-23.)