



Rep. Ann M. Williams

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10300HB5371ham003

LRB103 39459 JRC 72569 a

1 AMENDMENT TO HOUSE BILL 5371

2 AMENDMENT NO. _____. Amend House Bill 5371 as follows:

3 on page 1, immediately above line 4, by inserting the
4 following:

5 "Section 3. The Freedom of Information Act is amended by
6 changing Section 7.5 as follows:

7 (5 ILCS 140/7.5)

8 (Text of Section before amendment by P.A. 103-472)

9 Sec. 7.5. Statutory exemptions. To the extent provided for
10 by the statutes referenced below, the following shall be
11 exempt from inspection and copying:

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

15 (b) Library circulation and order records identifying

1 library users with specific materials under the Library
2 Records Confidentiality Act.

3 (c) Applications, related documents, and medical
4 records received by the Experimental Organ Transplantation
5 Procedures Board and any and all documents or other
6 records prepared by the Experimental Organ Transplantation
7 Procedures Board or its staff relating to applications it
8 has received.

9 (d) Information and records held by the Department of
10 Public Health and its authorized representatives relating
11 to known or suspected cases of sexually transmissible
12 disease or any information the disclosure of which is
13 restricted under the Illinois Sexually Transmissible
14 Disease Control Act.

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

17 (f) Firm performance evaluations under Section 55 of
18 the Architectural, Engineering, and Land Surveying
19 Qualifications Based Selection Act.

20 (g) Information the disclosure of which is restricted
21 and exempted under Section 50 of the Illinois Prepaid
22 Tuition Act.

23 (h) Information the disclosure of which is exempted
24 under the State Officials and Employees Ethics Act, and
25 records of any lawfully created State or local inspector
26 general's office that would be exempt if created or

1 obtained by an Executive Inspector General's office under
2 that Act.

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

7 (j) Information and data concerning the distribution
8 of surcharge moneys collected and remitted by carriers
9 under the Emergency Telephone System Act.

10 (k) Law enforcement officer identification information
11 or driver identification information compiled by a law
12 enforcement agency or the Department of Transportation
13 under Section 11-212 of the Illinois Vehicle Code.

14 (l) Records and information provided to a residential
15 health care facility resident sexual assault and death
16 review team or the Executive Council under the Abuse
17 Prevention Review Team Act.

18 (m) Information provided to the predatory lending
19 database created pursuant to Article 3 of the Residential
20 Real Property Disclosure Act, except to the extent
21 authorized under that Article.

22 (n) Defense budgets and petitions for certification of
23 compensation and expenses for court appointed trial
24 counsel as provided under Sections 10 and 15 of the
25 Capital Crimes Litigation Act (repealed). This subsection

26 (n) shall apply until the conclusion of the trial of the

1 case, even if the prosecution chooses not to pursue the
2 death penalty prior to trial or sentencing.

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

6 (p) Security portions of system safety program plans,
7 investigation reports, surveys, schedules, lists, data, or
8 information compiled, collected, or prepared by or for the
9 Department of Transportation under Sections 2705-300 and
10 2705-616 of the Department of Transportation Law of the
11 Civil Administrative Code of Illinois, the Regional
12 Transportation Authority under Section 2.11 of the
13 Regional Transportation Authority Act, or the St. Clair
14 County Transit District under the Bi-State Transit Safety
15 Act (repealed).

16 (q) Information prohibited from being disclosed by the
17 Personnel Record Review Act.

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

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

22 (t) (Blank).

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

26 (v) Names and information of people who have applied

1 for or received Firearm Owner's Identification Cards under
2 the Firearm Owners Identification Card Act or applied for
3 or received a concealed carry license under the Firearm
4 Concealed Carry Act, unless otherwise authorized by the
5 Firearm Concealed Carry Act; and databases under the
6 Firearm Concealed Carry Act, records of the Concealed
7 Carry Licensing Review Board under the Firearm Concealed
8 Carry Act, and law enforcement agency objections under the
9 Firearm Concealed Carry Act.

10 (v-5) Records of the Firearm Owner's Identification
11 Card Review Board that are exempted from disclosure under
12 Section 10 of the Firearm Owners Identification Card Act.

13 (w) Personally identifiable information which is
14 exempted from disclosure under subsection (g) of Section
15 19.1 of the Toll Highway Act.

16 (x) Information which is exempted from disclosure
17 under Section 5-1014.3 of the Counties Code or Section
18 8-11-21 of the Illinois Municipal Code.

19 (y) Confidential information under the Adult
20 Protective Services Act and its predecessor enabling
21 statute, the Elder Abuse and Neglect Act, including
22 information about the identity and administrative finding
23 against any caregiver of a verified and substantiated
24 decision of abuse, neglect, or financial exploitation of
25 an eligible adult maintained in the Registry established
26 under Section 7.5 of the Adult Protective Services Act.

1 (z) Records and information provided to a fatality
2 review team or the Illinois Fatality Review Team Advisory
3 Council under Section 15 of the Adult Protective Services
4 Act.

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

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

9 (cc) Recordings made under the Law Enforcement
10 Officer-Worn Body Camera Act, except to the extent
11 authorized under that Act.

12 (dd) Information that is prohibited from being
13 disclosed under Section 45 of the Condominium and Common
14 Interest Community Ombudsperson Act.

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

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

19 (gg) Information that is prohibited from being
20 disclosed under Section 7-603.5 of the Illinois Vehicle
21 Code.

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

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

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

6 (kk) Information prohibited from disclosure under the
7 Seizure and Forfeiture Reporting Act.

8 (ll) Information the disclosure of which is restricted
9 and exempted under Section 5-30.8 of the Illinois Public
10 Aid Code.

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

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

15 (oo) Communications, notes, records, and reports
16 arising out of a peer support counseling session
17 prohibited from disclosure under the First Responders
18 Suicide Prevention Act.

19 (pp) Names and all identifying information relating to
20 an employee of an emergency services provider or law
21 enforcement agency under the First Responders Suicide
22 Prevention Act.

23 (qq) Information and records held by the Department of
24 Public Health and its authorized representatives collected
25 under the Reproductive Health Act.

26 (rr) Information that is exempt from disclosure under

1 the Cannabis Regulation and Tax Act.

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

5 (tt) Recordings made under the Children's Advocacy
6 Center Act, except to the extent authorized under that
7 Act.

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

10 (vv) Information that is exempt from disclosure under
11 subsections (f) and (j) of Section 5-36 of the Illinois
12 Public Aid Code.

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

15 (xx) Information that is exempt from disclosure or
16 information that shall not be made public under the
17 Illinois Insurance Code.

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

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

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

24 (bbb) Information that is prohibited from disclosure
25 by the Illinois Police Training Act and the Illinois State
26 Police Act.

1 (ccc) Records exempt from disclosure under Section
2 2605-304 of the Illinois State Police Law of the Civil
3 Administrative Code of Illinois.

4 (ddd) Information prohibited from being disclosed
5 under Section 35 of the Address Confidentiality for
6 Victims of Domestic Violence, Sexual Assault, Human
7 Trafficking, or Stalking Act.

8 (eee) Information prohibited from being disclosed
9 under subsection (b) of Section 75 of the Domestic
10 Violence Fatality Review Act.

11 (fff) Images from cameras under the Expressway Camera
12 Act. This subsection (fff) is inoperative on and after
13 July 1, 2025.

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

17 (hhh) Information submitted to the Illinois State
18 Police in an affidavit or application for an assault
19 weapon endorsement, assault weapon attachment endorsement,
20 .50 caliber rifle endorsement, or .50 caliber cartridge
21 endorsement under the Firearm Owners Identification Card
22 Act.

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

25 (jjj) ~~(hhh)~~ Information exempt from disclosure under
26 Section 30 of the Insurance Data Security Law.

1 (kkk) ~~(iii)~~ Confidential business information
2 prohibited from disclosure under Section 45 of the Paint
3 Stewardship Act.

4 (lll) (Reserved).

5 (mmm) ~~(iii)~~ Information prohibited from being
6 disclosed under subsection (e) of Section 1-129 of the
7 Illinois Power Agency Act.

8 (nnn) Information that is exempt from disclosure under
9 Section 7-101 of the Illinois Human Rights Act.

10 (Source: P.A. 102-36, eff. 6-25-21; 102-237, eff. 1-1-22;
11 102-292, eff. 1-1-22; 102-520, eff. 8-20-21; 102-559, eff.
12 8-20-21; 102-813, eff. 5-13-22; 102-946, eff. 7-1-22;
13 102-1042, eff. 6-3-22; 102-1116, eff. 1-10-23; 103-8, eff.
14 6-7-23; 103-34, eff. 6-9-23; 103-142, eff. 1-1-24; 103-372,
15 eff. 1-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23;
16 revised 1-2-24.)

17 (Text of Section after amendment by P.A. 103-472)

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9 (vv) Information that is exempt from disclosure under
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25 Police Act.

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1 2605-304 of the Illinois State Police Law of the Civil
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11 Act. This subsection (fff) is inoperative on and after
12 July 1, 2025.

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14 paragraph (3) of subsection (a) of Section 14 of the Nurse
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17 Police in an affidavit or application for an assault
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19 .50 caliber rifle endorsement, or .50 caliber cartridge
20 endorsement under the Firearm Owners Identification Card
21 Act.

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23 the School Safety Drill Act.

24 (jjj) ~~(hhh)~~ Information exempt from disclosure under
25 Section 30 of the Insurance Data Security Law.

26 (kkk) ~~(iii)~~ Confidential business information

1 prohibited from disclosure under Section 45 of the Paint
2 Stewardship Act.

3 (lll) ~~(iii)~~ Data exempt from disclosure under Section
4 2-3.196 of the School Code.

5 (mmm) ~~(iii)~~ Information prohibited from being
6 disclosed under subsection (e) of Section 1-129 of the
7 Illinois Power Agency Act.

8 (nnn) Information that is exempt from disclosure under
9 Section 7-101 of the Illinois Human Rights Act.

10 (Source: P.A. 102-36, eff. 6-25-21; 102-237, eff. 1-1-22;
11 102-292, eff. 1-1-22; 102-520, eff. 8-20-21; 102-559, eff.
12 8-20-21; 102-813, eff. 5-13-22; 102-946, eff. 7-1-22;
13 102-1042, eff. 6-3-22; 102-1116, eff. 1-10-23; 103-8, eff.
14 6-7-23; 103-34, eff. 6-9-23; 103-142, eff. 1-1-24; 103-372,
15 eff. 1-1-24; 103-472, eff. 8-1-24; 103-508, eff. 8-4-23;
16 103-580, eff. 12-8-23; revised 1-2-24.)"; and

17 on page 1, line 5, by replacing "3-102," with "3-102, 7-101,";
18 and

19 on page 16, by replacing lines 4 through 7 with the following:

20 "(A) Transactions. Refuse to engage in a real estate
21 transaction ~~with a person~~ or deny real property, or to
22 discriminate in making available such a transaction;" and

23 on page 17, immediately below line 17, by inserting the

1 following:

2 "(775 ILCS 5/7-101) (from Ch. 68, par. 7-101)

3 Sec. 7-101. Powers and duties. In addition to other powers
4 and duties prescribed in this Act, the Department shall have
5 the following powers:

6 (A) Rules and Regulations. To adopt, promulgate, amend,
7 and rescind rules and regulations not inconsistent with the
8 provisions of this Act pursuant to the Illinois Administrative
9 Procedure Act.

10 (B) Charges. To issue, receive, investigate, conciliate,
11 settle, and dismiss charges filed in conformity with this Act.

12 (C) Compulsory Process. To request subpoenas as it deems
13 necessary for its investigations.

14 (D) Complaints. To file complaints with the Commission in
15 conformity with this Act and to intervene in complaints
16 pending before the Commission filed under Article 2, 4, 5, 5A,
17 or 6.

18 (E) Judicial Enforcement. To seek temporary relief and to
19 enforce orders of the Commission in conformity with this Act.

20 (F) Equal Employment Opportunities. To take such action as
21 may be authorized to provide for equal employment
22 opportunities and affirmative action.

23 (G) Recruitment; Research; Public Communication; Advisory
24 Councils. To engage in such recruitment, research and public
25 communication and create such advisory councils as may be

1 authorized to effectuate the purposes of this Act.

2 (H) Coordination with other Agencies. To coordinate its
3 activities with federal, state, and local agencies in
4 conformity with this Act.

5 (I) Grants; Private Gifts.

6 (1) To accept public grants and private gifts as may
7 be authorized.

8 (2) To design grant programs and award grants to
9 eligible recipients.

10 (J) Education and Training. To implement a formal and
11 unbiased program of education and training for all employees
12 assigned to investigate and conciliate charges under Articles
13 7A and 7B. The training program shall include the following:

14 (1) substantive and procedural aspects of the
15 investigation and conciliation positions;

16 (2) current issues in human rights law and practice;

17 (3) lectures by specialists in substantive areas
18 related to human rights matters;

19 (4) orientation to each operational unit of the
20 Department and Commission;

21 (5) observation of experienced Department
22 investigators and attorneys conducting conciliation
23 conferences, combined with the opportunity to discuss
24 evidence presented and rulings made;

25 (6) the use of hypothetical cases requiring the
26 Department investigator and conciliation conference

1 attorney to issue judgments as a means to evaluating
2 knowledge and writing ability;

3 (7) writing skills;

4 (8) computer skills, including but not limited to word
5 processing and document management.

6 A formal, unbiased and ongoing professional development
7 program including, but not limited to, the above-noted areas
8 shall be implemented to keep Department investigators and
9 attorneys informed of recent developments and issues and to
10 assist them in maintaining and enhancing their professional
11 competence.

12 (K) Hotlines. To establish and maintain hotlines and
13 helplines to aid in effectuating the purposes of this Act
14 including the confidential reporting of discrimination,
15 harassment, and bias incidents. All communications received or
16 sent via the hotlines and helplines are exempt from disclosure
17 under the Freedom of Information Act.

18 (Source: P.A. 102-1115, eff. 1-9-23; 103-335, eff. 1-1-24.)";

19 and

20 on page 36, immediately below line 6, by inserting the
21 following:

22 "Section 95. No acceleration or delay. Where this Act
23 makes changes in a statute that is represented in this Act by
24 text that is not yet or no longer in effect (for example, a

1 Section represented by multiple versions), the use of that
2 text does not accelerate or delay the taking effect of (i) the
3 changes made by this Act or (ii) provisions derived from any
4 other Public Act.".