

# HB1826



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB1826

Introduced 2/18/2009, by Rep. Michael J. Madigan - Barbara Flynn Currie - Greg Harris

#### SYNOPSIS AS INTRODUCED:

325 ILCS 17/15

Amends the Children's Privacy Protection and Parental Empowerment Act. Makes a technical change in a Section concerning information brokers.

LRB096 05500 DRJ 15566 b

A BILL FOR

1 AN ACT concerning children.

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

4 Section 5. The Children's Privacy Protection and Parental  
5 Empowerment Act is amended by changing Section 15 as follows:

6 (325 ILCS 17/15)

7 Sec. 15. Information brokers.

8 (a) For the ~~the~~ purpose of this Act, the consent of a  
9 parent to the sale or purchase of information concerning a  
10 child is presumed unless the parent withdraws consent under  
11 this Section.

12 A person who brokers or facilitates the sale of personal  
13 information concerning children must, upon written request  
14 from a parent that specifically identifies the child, provide  
15 to the parent within 20 days of the written request procedures  
16 that the parent must follow in order to withdraw consent to use  
17 personal information relating to that child. The person who  
18 brokers or facilitates the sale of personal information must  
19 discontinue disclosing a child's personal information within  
20 20 days after the parent has completed the procedures to  
21 withdraw consent to use personal information relating to that  
22 child.

23 (b) This Section does not apply to any of the following:

1           (1) Any federal, state, or local government agency or  
2 any law enforcement agency.

3           (2) The National Center for Missing and Exploited  
4 Children.

5           (3) Any educational institution, consortium,  
6 organization, or professional association, including but  
7 not limited to, public community colleges, public  
8 universities, post-secondary educational institutions as  
9 defined in the Private College Act, and private business  
10 and vocational schools as defined in the Private Business  
11 and Vocational Schools Act.

12           (4) Any not-for-profit entity that is exempt from the  
13 payment of federal taxes under Section 501(c)(3) of the  
14 Internal Revenue Code of 1986.

15 (Source: P.A. 93-462, eff. 1-1-04.)