



Sen. Pamela J. Althoff

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LRB099 08061 JWD 33714 a

1 AMENDMENT TO SENATE BILL 1733

2 AMENDMENT NO. _____. Amend Senate Bill 1733 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Freedom of Information Act is amended by
5 Section 3.7 as follows:

6 (5 ILCS 140/3.7 new)

7 Sec. 3.7. Personal identifying information.

8 (a) Notwithstanding any other provision of this Act, a
9 person who is incarcerated in any State, local, or federal
10 correctional facility for any offense under the laws of this
11 State may not request public documents containing personal
12 identifying information except as provided in this Section.

13 (b) A public record containing personal identifying
14 information which is requested by a person who is incarcerated
15 in any State, local, or federal correctional facility for any
16 offense under the laws of this State may be released only if

1 the information is necessary to assist in the defense of the
2 requester. Upon motion by the requester, or his or her
3 representative, alleging that the information is necessary to
4 assist in the requester's defense, the court shall make a
5 determination and issue a written order directing the public
6 body to either release the public record, in whole or in part,
7 or to withhold the public record from release to the
8 incarcerated person."