



Rep. Katie Stuart

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LRB104 04442 SPS 29386 a

1 AMENDMENT TO HOUSE BILL 576

2 AMENDMENT NO. _____. Amend House Bill 576 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Public Official Safety and Privacy Act.

6 Section 5. Purpose. The purpose of this Act is to improve
7 the safety and security of Illinois public officials to ensure
8 they are able to administer their public duties without fear
9 of personal reprisal from individuals affected by the
10 decisions they make in the course of carrying out their public
11 functions.

12 This Act is not intended to restrain a public official
13 from independently making public his or her own personal
14 information. Additionally, no governmental agency, person,
15 business, or association has any obligation under this Act to
16 protect the privacy of a public official's personal

1 information until the public official makes a written request
2 that his or her personal information not be publicly posted.

3 Nothing in this Act shall be construed to impair free
4 access to decisions and opinions expressed by public officials
5 in the course of carrying out their public functions.

6 Section 10. Definitions. As used in this Act:

7 "Constitutional officers" means the officers established
8 by Section 1 of Article V of the Illinois Constitution.

9 "Governmental agency" includes all agencies, authorities,
10 boards, commissions, departments, institutions, offices, and
11 any other bodies politic and corporate of the State created by
12 the constitution or statute, whether in the executive,
13 judicial, or legislative branch; all units and corporate
14 outgrowths created by executive order of the Governor or any
15 constitutional officer, by the Supreme Court, or by resolution
16 of the General Assembly; or agencies, authorities, boards,
17 commissions, departments, institutions, offices, and any other
18 bodies politic and corporate of a unit of local government, or
19 school district.

20 "Home address" includes a public official's permanent
21 residence and any secondary residences affirmatively
22 identified by the public official, but does not include a
23 public official's work address.

24 "Immediate family" includes a public official's spouse,
25 child, or parent or any individual who is a blood relative of

1 the public official or the public official's spouse and who
2 lives in the same residence as the public official.

3 "Personal information" means a home address, home
4 telephone number, mobile telephone number, pager number,
5 personal email address, social security number, federal tax
6 identification number, checking and savings account numbers,
7 credit card numbers, marital status, and identity of children
8 under the age of 18.

9 "Public official" includes:

10 (1) members or former members of the Illinois General
11 Assembly;

12 (2) constitutional officers or former constitutional
13 officers;

14 (3) elected or appointed State's Attorneys;

15 (4) appointed Public Defenders; and

16 (5) county clerks and members of a Board of Election
17 Commissioners whose responsibilities include
18 administering and overseeing elections.

19 "Publicly available content" means any written, printed,
20 or electronic document or record that provides information or
21 that serves as a document or record that provides information
22 or that serves as a document or record maintained, controlled,
23 or in the possession of a governmental agency that may be
24 obtained by any person or entity, from the Internet, from the
25 governmental agency upon request either free of charge or for
26 a fee, or in response to a request under the Freedom of

1 Information Act.

2 "Publicly post" or "publicly display" means to communicate
3 to another or otherwise make available to the public.

4 "Written request" means written notice signed by a public
5 official or a representative of the public official's office
6 or the public official's employer requesting a governmental
7 agency, person, business, or association to refrain from
8 posting or displaying publicly available content that includes
9 the official's personal information.

10 Section 15. Publicly posting or displaying a public
11 official's personal information by governmental agencies.

12 (a) Governmental agencies shall not publicly post or
13 display publicly available content that includes a public
14 official's personal information, provided that the
15 governmental agency has received a written request in
16 accordance with Section 25 of this Act that it refrain from
17 disclosing the public official's personal information. After a
18 governmental agency has received a written request, that
19 agency shall remove the public official's personal information
20 from publicly available content within 5 business days. After
21 the governmental agency has removed the public official's
22 personal information from publicly available content, the
23 agency shall not publicly post or display the information, and
24 the public official's personal information shall be exempt
25 from the Freedom of Information Act unless the governmental

1 agency has received consent from the public official to make
2 the personal information available to the public.

3 (b) If a governmental agency fails to comply with a
4 written request to refrain from disclosing personal
5 information, the public official may bring an action seeking
6 injunctive or declaratory relief in any court.

7 Section 20. Publicly posting a public official's personal
8 information on the Internet by persons, businesses, and
9 associations.

10 (a) Prohibited Conduct.

11 (1) All persons, businesses, and associations shall
12 refrain from publicly posting or displaying on the
13 Internet publicly available content that includes a public
14 official's personal information, provided that the public
15 official has made a written request to the person,
16 business, or association that it refrain from disclosing
17 the personal information.

18 (2) No person, business, or association shall solicit,
19 sell, or trade on the Internet a public official's
20 personal information with the intent to pose an imminent
21 and serious threat to the health and safety of the public
22 official or the public official's immediate family.

23 (3) This subsection includes, but is not limited to,
24 Internet phone directories, Internet search engines,
25 Internet data aggregators, and Internet service providers.

1 (b) Required Conduct.

2 (1) After a person, business, or association has
3 received a written request from a public official to
4 protect the privacy of the public official's personal
5 information, that person, business, or association shall
6 have 72 hours to remove the personal information from the
7 Internet.

8 (2) After a person, business, or association has
9 received a written request from a public official, that
10 person, business, or association shall ensure that the
11 public official's personal information is not made
12 available on any website or subsidiary website controlled
13 by that person, business, or association.

14 (3) After receiving a public official's written
15 request, no person, business, or association shall
16 transfer the public official's personal information to any
17 other person, business, or association through any medium.

18 (c) Redress. A public official whose personal information
19 is made public as a result of a violation of this Act may bring
20 an action seeking injunctive or declaratory relief in any
21 court. If the court grants injunctive or declaratory relief,
22 the person, business, or association responsible for the
23 violation shall be required to pay the public official's costs
24 and reasonable attorney's fees.

25 Section 25. Procedure for completing a written request.

1 (a) No governmental agency, person, business, or
2 association shall be found to have violated any provision of
3 this Act if the public official fails to submit a written
4 request calling for the protection of the public official's
5 personal information.

6 (b) A written request shall be valid if:

7 (1) The public official sends a written request
8 directly to a governmental agency, person, business, or
9 association; or

10 (2) The public official sends a written request to the
11 Secretary of State in accordance with the policy and
12 procedures adopted, by rule, by the Secretary of State for
13 public officials to file written requests under this Act.
14 In each quarter of a calendar year, the Secretary of State
15 shall provide a list of all public officials who have
16 submitted a written request under this paragraph to the
17 appropriate officer with ultimate supervisory authority
18 for a governmental agency. The officer shall promptly
19 provide a copy of the list to any and all governmental
20 agencies under his or her supervision. Receipt of the
21 written request list compiled by the Secretary of State by
22 a governmental agency shall constitute a written request
23 to that governmental agency for the purposes of this Act.
24 In each quarter of a calendar year, the Secretary of State
25 shall provide a list of all public officials who have
26 submitted a written request under this paragraph to the

1 registered agent, president, manager, or otherwise highest
2 ranking corporate officer with ultimate supervisory
3 authority for a business or association. The person to
4 which the list is provided shall promptly provide a copy
5 of the list to any and all employees under his or her
6 supervision who are responsible for compliance with this
7 Act. Receipt of the written request list compiled by the
8 Secretary of State by a business or association shall
9 constitute a written request to that business or
10 association for the purposes of this Act.

11 (c) A representative from the public official's office or
12 the public official's employer may submit a written request on
13 the public official's behalf, provided that the public
14 official gives written consent to the representative and
15 provided that the representative agrees to furnish a copy of
16 that consent when a written request is made. The
17 representative shall submit the written request as provided in
18 subsection (b) of this Section.

19 (d) A public official's written request shall specify what
20 personal information shall be maintained private. If a public
21 official wishes to identify a secondary residence as a home
22 address as that term is defined in this Act, the designation
23 shall be made in the written request. A public official shall
24 disclose the identity of the public official's immediate
25 family and indicate that the personal information of these
26 family members shall also be excluded to the extent that it

1 could reasonably be expected to reveal the personal
2 information of the public official.

3 (e) A public official's written request is valid until the
4 public official provides the governmental agency, person,
5 business, or association with written permission to release
6 the private information. A public official's written request
7 expires on death.

8 (f) A written request made under paragraph (2) of
9 subsection (b) shall be in a form substantially similar to the
10 form for judicial requests for the removal of personal
11 information pursuant to the Judicial Privacy Act.

12 Section 30. Unlawful publication of personal information.
13 It is unlawful for any person to knowingly publicly post on the
14 Internet the personal information of a public official or of
15 the public official's immediate family if the person knows or
16 reasonably should know that publicly posting the personal
17 information poses an imminent and serious threat to the health
18 and safety of the public official or the public official's
19 immediate family and if the violation is a proximate cause of
20 bodily injury or death of the public official or a member of
21 the public official's immediate family. A person who violates
22 this Section is guilty of a Class 3 felony.

23 Section 35. Exceptions for employees of governmental
24 agencies. Provided that the employee of a governmental agency

1 has complied with the conditions set forth in Sections 20 and
2 25 of this Act, it is not a violation of Section 30 if an
3 employee of a governmental agency publishes personal
4 information, in good faith, on the website of the governmental
5 agency in the ordinary course of carrying out public
6 functions.

7 Section 40. Construction.

8 (a) This Act and any rules adopted to implement this Act
9 shall be construed broadly to favor the protection of the
10 personal information of public officials.

11 (b) Nothing in this Act is intended to limit the remedies
12 available under any other law, including the Civil Liability
13 for Doxing Act.

14 Section 900. The Freedom of Information Act is amended by
15 changing Section 7 as follows:

16 (5 ILCS 140/7)

17 (Text of Section before amendment by P.A. 104-300)

18 Sec. 7. Exemptions.

19 (1) When a request is made to inspect or copy a public
20 record that contains information that is exempt from
21 disclosure under this Section, but also contains information
22 that is not exempt from disclosure, the public body may elect
23 to redact the information that is exempt. The public body

1 shall make the remaining information available for inspection
2 and copying. Subject to this requirement, the following shall
3 be exempt from inspection and copying:

4 (a) Information specifically prohibited from
5 disclosure by federal or State law or rules and
6 regulations implementing federal or State law.

7 (b) Private information, unless disclosure is required
8 by another provision of this Act, a State or federal law,
9 or a court order.

10 (b-5) Files, documents, and other data or databases
11 maintained by one or more law enforcement agencies and
12 specifically designed to provide information to one or
13 more law enforcement agencies regarding the physical or
14 mental status of one or more individual subjects.

15 (c) Personal information contained within public
16 records, the disclosure of which would constitute a
17 clearly unwarranted invasion of personal privacy, unless
18 the disclosure is consented to in writing by the
19 individual subjects of the information. "Unwarranted
20 invasion of personal privacy" means the disclosure of
21 information that is highly personal or objectionable to a
22 reasonable person and in which the subject's right to
23 privacy outweighs any legitimate public interest in
24 obtaining the information. The disclosure of information
25 that bears on the public duties of public employees and
26 officials shall not be considered an invasion of personal

1 privacy.

2 (d) Records in the possession of any public body
3 created in the course of administrative enforcement
4 proceedings, and any law enforcement or correctional
5 agency for law enforcement purposes, but only to the
6 extent that disclosure would:

7 (i) interfere with pending or actually and
8 reasonably contemplated law enforcement proceedings
9 conducted by any law enforcement or correctional
10 agency that is the recipient of the request;

11 (ii) interfere with active administrative
12 enforcement proceedings conducted by the public body
13 that is the recipient of the request;

14 (iii) create a substantial likelihood that a
15 person will be deprived of a fair trial or an impartial
16 hearing;

17 (iv) unavoidably disclose the identity of a
18 confidential source, confidential information
19 furnished only by the confidential source, or persons
20 who file complaints with or provide information to
21 administrative, investigative, law enforcement, or
22 penal agencies; except that the identities of
23 witnesses to traffic crashes, traffic crash reports,
24 and rescue reports shall be provided by agencies of
25 local government, except when disclosure would
26 interfere with an active criminal investigation

1 conducted by the agency that is the recipient of the
2 request;

3 (v) disclose unique or specialized investigative
4 techniques other than those generally used and known
5 or disclose internal documents of correctional
6 agencies related to detection, observation, or
7 investigation of incidents of crime or misconduct, and
8 disclosure would result in demonstrable harm to the
9 agency or public body that is the recipient of the
10 request;

11 (vi) endanger the life or physical safety of law
12 enforcement personnel or any other person; or

13 (vii) obstruct an ongoing criminal investigation
14 by the agency that is the recipient of the request.

15 (d-5) A law enforcement record created for law
16 enforcement purposes and contained in a shared electronic
17 record management system if the law enforcement agency
18 that is the recipient of the request did not create the
19 record, did not participate in or have a role in any of the
20 events which are the subject of the record, and only has
21 access to the record through the shared electronic record
22 management system.

23 (d-6) Records contained in the Officer Professional
24 Conduct Database under Section 9.2 of the Illinois Police
25 Training Act, except to the extent authorized under that
26 Section. This includes the documents supplied to the

1 Illinois Law Enforcement Training Standards Board from the
2 Illinois State Police and Illinois State Police Merit
3 Board.

4 (d-7) Information gathered or records created from the
5 use of automatic license plate readers in connection with
6 Section 2-130 of the Illinois Vehicle Code.

7 (e) Records that relate to or affect the security of
8 correctional institutions and detention facilities.

9 (e-5) Records requested by persons committed to the
10 Department of Corrections, Department of Human Services
11 Division of Mental Health, or a county jail if those
12 materials are available in the library of the correctional
13 institution or facility or jail where the inmate is
14 confined.

15 (e-6) Records requested by persons committed to the
16 Department of Corrections, Department of Human Services
17 Division of Mental Health, or a county jail if those
18 materials include records from staff members' personnel
19 files, staff rosters, or other staffing assignment
20 information.

21 (e-7) Records requested by persons committed to the
22 Department of Corrections or Department of Human Services
23 Division of Mental Health if those materials are available
24 through an administrative request to the Department of
25 Corrections or Department of Human Services Division of
26 Mental Health.

1 (e-8) Records requested by a person committed to the
2 Department of Corrections, Department of Human Services
3 Division of Mental Health, or a county jail, the
4 disclosure of which would result in the risk of harm to any
5 person or the risk of an escape from a jail or correctional
6 institution or facility.

7 (e-9) Records requested by a person in a county jail
8 or committed to the Department of Corrections or
9 Department of Human Services Division of Mental Health,
10 containing personal information pertaining to the person's
11 victim or the victim's family, including, but not limited
12 to, a victim's home address, home telephone number, work
13 or school address, work telephone number, social security
14 number, or any other identifying information, except as
15 may be relevant to a requester's current or potential case
16 or claim.

17 (e-10) Law enforcement records of other persons
18 requested by a person committed to the Department of
19 Corrections, Department of Human Services Division of
20 Mental Health, or a county jail, including, but not
21 limited to, arrest and booking records, mug shots, and
22 crime scene photographs, except as these records may be
23 relevant to the requester's current or potential case or
24 claim.

25 (f) Preliminary drafts, notes, recommendations,
26 memoranda, and other records in which opinions are

1 expressed, or policies or actions are formulated, except
2 that a specific record or relevant portion of a record
3 shall not be exempt when the record is publicly cited and
4 identified by the head of the public body. The exemption
5 provided in this paragraph (f) extends to all those
6 records of officers and agencies of the General Assembly
7 that pertain to the preparation of legislative documents.

8 (g) Trade secrets and commercial or financial
9 information obtained from a person or business where the
10 trade secrets or commercial or financial information are
11 furnished under a claim that they are proprietary,
12 privileged, or confidential, and that disclosure of the
13 trade secrets or commercial or financial information would
14 cause competitive harm to the person or business, and only
15 insofar as the claim directly applies to the records
16 requested.

17 The information included under this exemption includes
18 all trade secrets and commercial or financial information
19 obtained by a public body, including a public pension
20 fund, from a private equity fund or a privately held
21 company within the investment portfolio of a private
22 equity fund as a result of either investing or evaluating
23 a potential investment of public funds in a private equity
24 fund. The exemption contained in this item does not apply
25 to the aggregate financial performance information of a
26 private equity fund, nor to the identity of the fund's

1 managers or general partners. The exemption contained in
2 this item does not apply to the identity of a privately
3 held company within the investment portfolio of a private
4 equity fund, unless the disclosure of the identity of a
5 privately held company may cause competitive harm.

6 Nothing contained in this paragraph (g) shall be
7 construed to prevent a person or business from consenting
8 to disclosure.

9 (h) Proposals and bids for any contract, grant, or
10 agreement, including information which if it were
11 disclosed would frustrate procurement or give an advantage
12 to any person proposing to enter into a contractor
13 agreement with the body, until an award or final selection
14 is made. Information prepared by or for the body in
15 preparation of a bid solicitation shall be exempt until an
16 award or final selection is made.

17 (i) Valuable formulae, computer geographic systems,
18 designs, drawings, and research data obtained or produced
19 by any public body when disclosure could reasonably be
20 expected to produce private gain or public loss. The
21 exemption for "computer geographic systems" provided in
22 this paragraph (i) does not extend to requests made by
23 news media as defined in Section 2 of this Act when the
24 requested information is not otherwise exempt and the only
25 purpose of the request is to access and disseminate
26 information regarding the health, safety, welfare, or

1 legal rights of the general public.

2 (j) The following information pertaining to
3 educational matters:

4 (i) test questions, scoring keys, and other
5 examination data used to administer an academic
6 examination;

7 (ii) information received by a primary or
8 secondary school, college, or university under its
9 procedures for the evaluation of faculty members by
10 their academic peers;

11 (iii) information concerning a school or
12 university's adjudication of student disciplinary
13 cases, but only to the extent that disclosure would
14 unavoidably reveal the identity of the student; and

15 (iv) course materials or research materials used
16 by faculty members.

17 (k) Architects' plans, engineers' technical
18 submissions, and other construction related technical
19 documents for projects not constructed or developed in
20 whole or in part with public funds and the same for
21 projects constructed or developed with public funds,
22 including, but not limited to, power generating and
23 distribution stations and other transmission and
24 distribution facilities, water treatment facilities,
25 airport facilities, sport stadiums, convention centers,
26 and all government owned, operated, or occupied buildings,

1 but only to the extent that disclosure would compromise
2 security.

3 (l) Minutes of meetings of public bodies closed to the
4 public as provided in the Open Meetings Act until the
5 public body makes the minutes available to the public
6 under Section 2.06 of the Open Meetings Act.

7 (m) Communications between a public body and an
8 attorney or auditor representing the public body that
9 would not be subject to discovery in litigation, and
10 materials prepared or compiled by or for a public body in
11 anticipation of a criminal, civil, or administrative
12 proceeding upon the request of an attorney advising the
13 public body, and materials prepared or compiled with
14 respect to internal audits of public bodies.

15 (n) Records relating to a public body's adjudication
16 of employee grievances or disciplinary cases; however,
17 this exemption shall not extend to the final outcome of
18 cases in which discipline is imposed.

19 (o) Administrative or technical information associated
20 with automated data processing operations, including, but
21 not limited to, software, operating protocols, computer
22 program abstracts, file layouts, source listings, object
23 modules, load modules, user guides, documentation
24 pertaining to all logical and physical design of
25 computerized systems, employee manuals, and any other
26 information that, if disclosed, would jeopardize the

1 security of the system or its data or the security of
2 materials exempt under this Section.

3 (p) Records relating to collective negotiating matters
4 between public bodies and their employees or
5 representatives, except that any final contract or
6 agreement shall be subject to inspection and copying.

7 (q) Test questions, scoring keys, and other
8 examination data used to determine the qualifications of
9 an applicant for a license or employment.

10 (r) The records, documents, and information relating
11 to real estate purchase negotiations until those
12 negotiations have been completed or otherwise terminated.
13 With regard to a parcel involved in a pending or actually
14 and reasonably contemplated eminent domain proceeding
15 under the Eminent Domain Act, records, documents, and
16 information relating to that parcel shall be exempt except
17 as may be allowed under discovery rules adopted by the
18 Illinois Supreme Court. The records, documents, and
19 information relating to a real estate sale shall be exempt
20 until a sale is consummated.

21 (s) Any and all proprietary information and records
22 related to the operation of an intergovernmental risk
23 management association or self-insurance pool or jointly
24 self-administered health and accident cooperative or pool.
25 Insurance or self-insurance (including any
26 intergovernmental risk management association or

1 self-insurance pool) claims, loss or risk management
2 information, records, data, advice, or communications.

3 (t) Information contained in or related to
4 examination, operating, or condition reports prepared by,
5 on behalf of, or for the use of a public body responsible
6 for the regulation or supervision of financial
7 institutions, insurance companies, or pharmacy benefit
8 managers, unless disclosure is otherwise required by State
9 law.

10 (u) Information that would disclose or might lead to
11 the disclosure of secret or confidential information,
12 codes, algorithms, programs, or private keys intended to
13 be used to create electronic signatures under the Uniform
14 Electronic Transactions Act.

15 (v) Vulnerability assessments, security measures, and
16 response policies or plans that are designed to identify,
17 prevent, or respond to potential attacks upon a
18 community's population or systems, facilities, or
19 installations, but only to the extent that disclosure
20 could reasonably be expected to expose the vulnerability
21 or jeopardize the effectiveness of the measures, policies,
22 or plans, or the safety of the personnel who implement
23 them or the public. Information exempt under this item may
24 include such things as details pertaining to the
25 mobilization or deployment of personnel or equipment, to
26 the operation of communication systems or protocols, to

1 cybersecurity vulnerabilities, or to tactical operations.

2 (w) (Blank).

3 (x) Maps and other records regarding the location or
4 security of generation, transmission, distribution,
5 storage, gathering, treatment, or switching facilities
6 owned by a utility, by a power generator, or by the
7 Illinois Power Agency.

8 (y) Information contained in or related to proposals,
9 bids, or negotiations related to electric power
10 procurement under Section 1-75 of the Illinois Power
11 Agency Act and Section 16-111.5 of the Public Utilities
12 Act that is determined to be confidential and proprietary
13 by the Illinois Power Agency or by the Illinois Commerce
14 Commission.

15 (z) Information about students exempted from
16 disclosure under Section 10-20.38 or 34-18.29 of the
17 School Code, and information about undergraduate students
18 enrolled at an institution of higher education exempted
19 from disclosure under Section 25 of the Illinois Credit
20 Card Marketing Act of 2009.

21 (aa) Information the disclosure of which is exempted
22 under the Viatical Settlements Act of 2009.

23 (bb) Records and information provided to a mortality
24 review team and records maintained by a mortality review
25 team appointed under the Department of Juvenile Justice
26 Mortality Review Team Act.

1 (cc) Information regarding interments, entombments, or
2 inurnments of human remains that are submitted to the
3 Cemetery Oversight Database under the Cemetery Care Act or
4 the Cemetery Oversight Act, whichever is applicable.

5 (dd) Correspondence and records (i) that may not be
6 disclosed under Section 11-9 of the Illinois Public Aid
7 Code or (ii) that pertain to appeals under Section 11-8 of
8 the Illinois Public Aid Code.

9 (ee) The names, addresses, or other personal
10 information of persons who are minors and are also
11 participants and registrants in programs of park
12 districts, forest preserve districts, conservation
13 districts, recreation agencies, and special recreation
14 associations.

15 (ff) The names, addresses, or other personal
16 information of participants and registrants in programs of
17 park districts, forest preserve districts, conservation
18 districts, recreation agencies, and special recreation
19 associations where such programs are targeted primarily to
20 minors.

21 (gg) Confidential information described in Section
22 1-100 of the Illinois Independent Tax Tribunal Act of
23 2012.

24 (hh) The report submitted to the State Board of
25 Education by the School Security and Standards Task Force
26 under item (8) of subsection (d) of Section 2-3.160 of the

1 School Code and any information contained in that report.

2 (ii) Records requested by persons committed to or
3 detained by the Department of Human Services under the
4 Sexually Violent Persons Commitment Act or committed to
5 the Department of Corrections under the Sexually Dangerous
6 Persons Act if those materials: (i) are available in the
7 library of the facility where the individual is confined;
8 (ii) include records from staff members' personnel files,
9 staff rosters, or other staffing assignment information;
10 or (iii) are available through an administrative request
11 to the Department of Human Services or the Department of
12 Corrections.

13 (jj) Confidential information described in Section
14 5-535 of the Civil Administrative Code of Illinois.

15 (kk) The public body's credit card numbers, debit card
16 numbers, bank account numbers, Federal Employer
17 Identification Number, security code numbers, passwords,
18 and similar account information, the disclosure of which
19 could result in identity theft or impression or defrauding
20 of a governmental entity or a person.

21 (ll) Records concerning the work of the threat
22 assessment team of a school district, including, but not
23 limited to, any threat assessment procedure under the
24 School Safety Drill Act and any information contained in
25 the procedure.

26 (mm) Information prohibited from being disclosed under

1 subsections (a) and (b) of Section 15 of the Student
2 Confidential Reporting Act.

3 (nn) Proprietary information submitted to the
4 Environmental Protection Agency under the Drug Take-Back
5 Act.

6 (oo) Records described in subsection (f) of Section
7 3-5-1 of the Unified Code of Corrections.

8 (pp) Any and all information regarding burials,
9 interments, or entombments of human remains as required to
10 be reported to the Department of Natural Resources
11 pursuant either to the Archaeological and Paleontological
12 Resources Protection Act or the Human Remains Protection
13 Act.

14 (qq) Reports described in subsection (e) of Section
15 16-15 of the Abortion Care Clinical Training Program Act.

16 (rr) Information obtained by a certified local health
17 department under the Access to Public Health Data Act.

18 (ss) For a request directed to a public body that is
19 also a HIPAA-covered entity, all information that is
20 protected health information, including demographic
21 information, that may be contained within or extracted
22 from any record held by the public body in compliance with
23 State and federal medical privacy laws and regulations,
24 including, but not limited to, the Health Insurance
25 Portability and Accountability Act and its regulations, 45
26 CFR Parts 160 and 164. As used in this paragraph,

1 "HIPAA-covered entity" has the meaning given to the term
2 "covered entity" in 45 CFR 160.103 and "protected health
3 information" has the meaning given to that term in 45 CFR
4 160.103.

5 (tt) Proposals or bids submitted by engineering
6 consultants in response to requests for proposal or other
7 competitive bidding requests by the Department of
8 Transportation or the Illinois Toll Highway Authority.

9 (1.5) Any information exempt from disclosure under the
10 Judicial Privacy Act shall be redacted from public records
11 prior to disclosure under this Act.

12 (1.6) Any information exempt from disclosure under the
13 Public Official Safety and Privacy Act shall be redacted from
14 public records prior to disclosure under this Act.

15 (1.7) Any information exempt from disclosure under
16 paragraph (3.5) of Section 9-15 of the Election Code shall be
17 redacted from public records prior to disclosure under this
18 Act.

19 (2) A public record that is not in the possession of a
20 public body but is in the possession of a party with whom the
21 agency has contracted to perform a governmental function on
22 behalf of the public body, and that directly relates to the
23 governmental function and is not otherwise exempt under this
24 Act, shall be considered a public record of the public body,
25 for purposes of this Act.

26 (3) This Section does not authorize withholding of

1 information or limit the availability of records to the
2 public, except as stated in this Section or otherwise provided
3 in this Act.

4 (Source: P.A. 102-38, eff. 6-25-21; 102-558, eff. 8-20-21;
5 102-694, eff. 1-7-22; 102-752, eff. 5-6-22; 102-753, eff.
6 1-1-23; 102-776, eff. 1-1-23; 102-791, eff. 5-13-22; 102-982,
7 eff. 7-1-23; 102-1055, eff. 6-10-22; 103-154, eff. 6-30-23;
8 103-423, eff. 1-1-24; 103-446, eff. 8-4-23; 103-462, eff.
9 8-4-23; 103-540, eff. 1-1-24; 103-554, eff. 1-1-24; 103-605,
10 eff. 7-1-24; 103-865, eff. 1-1-25.)

11 (Text of Section after amendment by P.A. 104-300)

12 Sec. 7. Exemptions.

13 (1) When a request is made to inspect or copy a public
14 record that contains information that is exempt from
15 disclosure under this Section, but also contains information
16 that is not exempt from disclosure, the public body may elect
17 to redact the information that is exempt. The public body
18 shall make the remaining information available for inspection
19 and copying. Subject to this requirement, the following shall
20 be exempt from inspection and copying:

21 (a) Records created or compiled by a State public
22 defender agency or commission subject to the State Public
23 Defender Act that contain: individual client identity;
24 individual case file information; individual investigation
25 records and other records that are otherwise subject to

1 attorney-client privilege; records that would not be
2 discoverable in litigation; records under Section 2.15;
3 training materials; records related to attorney
4 consultation and representation strategy; or any of the
5 above concerning clients of county public defenders or
6 other defender agencies and firms. This exclusion does not
7 apply to deidentified, aggregated, administrative records,
8 such as general case processing and workload information.

9 (a-5) Information specifically prohibited from
10 disclosure by federal or State law or rules and
11 regulations implementing federal or State law.

12 (b) Private information, unless disclosure is required
13 by another provision of this Act, a State or federal law,
14 or a court order.

15 (b-5) Files, documents, and other data or databases
16 maintained by one or more law enforcement agencies and
17 specifically designed to provide information to one or
18 more law enforcement agencies regarding the physical or
19 mental status of one or more individual subjects.

20 (c) Personal information contained within public
21 records, the disclosure of which would constitute a
22 clearly unwarranted invasion of personal privacy, unless
23 the disclosure is consented to in writing by the
24 individual subjects of the information. "Unwarranted
25 invasion of personal privacy" means the disclosure of
26 information that is highly personal or objectionable to a

1 reasonable person and in which the subject's right to
2 privacy outweighs any legitimate public interest in
3 obtaining the information. The disclosure of information
4 that bears on the public duties of public employees and
5 officials shall not be considered an invasion of personal
6 privacy.

7 (d) Records in the possession of any public body
8 created in the course of administrative enforcement
9 proceedings, and any law enforcement or correctional
10 agency for law enforcement purposes, but only to the
11 extent that disclosure would:

12 (i) interfere with pending or actually and
13 reasonably contemplated law enforcement proceedings
14 conducted by any law enforcement or correctional
15 agency that is the recipient of the request;

16 (ii) interfere with active administrative
17 enforcement proceedings conducted by the public body
18 that is the recipient of the request;

19 (iii) create a substantial likelihood that a
20 person will be deprived of a fair trial or an impartial
21 hearing;

22 (iv) unavoidably disclose the identity of a
23 confidential source, confidential information
24 furnished only by the confidential source, or persons
25 who file complaints with or provide information to
26 administrative, investigative, law enforcement, or

1 penal agencies; except that the identities of
2 witnesses to traffic crashes, traffic crash reports,
3 and rescue reports shall be provided by agencies of
4 local government, except when disclosure would
5 interfere with an active criminal investigation
6 conducted by the agency that is the recipient of the
7 request;

8 (v) disclose unique or specialized investigative
9 techniques other than those generally used and known
10 or disclose internal documents of correctional
11 agencies related to detection, observation, or
12 investigation of incidents of crime or misconduct, and
13 disclosure would result in demonstrable harm to the
14 agency or public body that is the recipient of the
15 request;

16 (vi) endanger the life or physical safety of law
17 enforcement personnel or any other person; or

18 (vii) obstruct an ongoing criminal investigation
19 by the agency that is the recipient of the request.

20 (d-5) A law enforcement record created for law
21 enforcement purposes and contained in a shared electronic
22 record management system if the law enforcement agency
23 that is the recipient of the request did not create the
24 record, did not participate in or have a role in any of the
25 events which are the subject of the record, and only has
26 access to the record through the shared electronic record

1 management system.

2 (d-6) Records contained in the Officer Professional
3 Conduct Database under Section 9.2 of the Illinois Police
4 Training Act, except to the extent authorized under that
5 Section. This includes the documents supplied to the
6 Illinois Law Enforcement Training Standards Board from the
7 Illinois State Police and Illinois State Police Merit
8 Board.

9 (d-7) Information gathered or records created from the
10 use of automatic license plate readers in connection with
11 Section 2-130 of the Illinois Vehicle Code.

12 (e) Records that relate to or affect the security of
13 correctional institutions and detention facilities.

14 (e-5) Records requested by persons committed to the
15 Department of Corrections, Department of Human Services
16 Division of Mental Health, or a county jail if those
17 materials are available in the library of the correctional
18 institution or facility or jail where the inmate is
19 confined.

20 (e-6) Records requested by persons committed to the
21 Department of Corrections, Department of Human Services
22 Division of Mental Health, or a county jail if those
23 materials include records from staff members' personnel
24 files, staff rosters, or other staffing assignment
25 information.

26 (e-7) Records requested by persons committed to the

1 Department of Corrections or Department of Human Services
2 Division of Mental Health if those materials are available
3 through an administrative request to the Department of
4 Corrections or Department of Human Services Division of
5 Mental Health.

6 (e-8) Records requested by a person committed to the
7 Department of Corrections, Department of Human Services
8 Division of Mental Health, or a county jail, the
9 disclosure of which would result in the risk of harm to any
10 person or the risk of an escape from a jail or correctional
11 institution or facility.

12 (e-9) Records requested by a person in a county jail
13 or committed to the Department of Corrections or
14 Department of Human Services Division of Mental Health,
15 containing personal information pertaining to the person's
16 victim or the victim's family, including, but not limited
17 to, a victim's home address, home telephone number, work
18 or school address, work telephone number, social security
19 number, or any other identifying information, except as
20 may be relevant to a requester's current or potential case
21 or claim.

22 (e-10) Law enforcement records of other persons
23 requested by a person committed to the Department of
24 Corrections, Department of Human Services Division of
25 Mental Health, or a county jail, including, but not
26 limited to, arrest and booking records, mug shots, and

1 crime scene photographs, except as these records may be
2 relevant to the requester's current or potential case or
3 claim.

4 (f) Preliminary drafts, notes, recommendations,
5 memoranda, and other records in which opinions are
6 expressed, or policies or actions are formulated, except
7 that a specific record or relevant portion of a record
8 shall not be exempt when the record is publicly cited and
9 identified by the head of the public body. The exemption
10 provided in this paragraph (f) extends to all those
11 records of officers and agencies of the General Assembly
12 that pertain to the preparation of legislative documents.

13 (g) Trade secrets and commercial or financial
14 information obtained from a person or business where the
15 trade secrets or commercial or financial information are
16 furnished under a claim that they are proprietary,
17 privileged, or confidential, and that disclosure of the
18 trade secrets or commercial or financial information would
19 cause competitive harm to the person or business, and only
20 insofar as the claim directly applies to the records
21 requested.

22 The information included under this exemption includes
23 all trade secrets and commercial or financial information
24 obtained by a public body, including a public pension
25 fund, from a private equity fund or a privately held
26 company within the investment portfolio of a private

1 equity fund as a result of either investing or evaluating
2 a potential investment of public funds in a private equity
3 fund. The exemption contained in this item does not apply
4 to the aggregate financial performance information of a
5 private equity fund, nor to the identity of the fund's
6 managers or general partners. The exemption contained in
7 this item does not apply to the identity of a privately
8 held company within the investment portfolio of a private
9 equity fund, unless the disclosure of the identity of a
10 privately held company may cause competitive harm.

11 Nothing contained in this paragraph (g) shall be
12 construed to prevent a person or business from consenting
13 to disclosure.

14 (h) Proposals and bids for any contract, grant, or
15 agreement, including information which if it were
16 disclosed would frustrate procurement or give an advantage
17 to any person proposing to enter into a contractor
18 agreement with the body, until an award or final selection
19 is made. Information prepared by or for the body in
20 preparation of a bid solicitation shall be exempt until an
21 award or final selection is made.

22 (i) Valuable formulae, computer geographic systems,
23 designs, drawings, and research data obtained or produced
24 by any public body when disclosure could reasonably be
25 expected to produce private gain or public loss. The
26 exemption for "computer geographic systems" provided in

1 this paragraph (i) does not extend to requests made by
2 news media as defined in Section 2 of this Act when the
3 requested information is not otherwise exempt and the only
4 purpose of the request is to access and disseminate
5 information regarding the health, safety, welfare, or
6 legal rights of the general public.

7 (j) The following information pertaining to
8 educational matters:

9 (i) test questions, scoring keys, and other
10 examination data used to administer an academic
11 examination;

12 (ii) information received by a primary or
13 secondary school, college, or university under its
14 procedures for the evaluation of faculty members by
15 their academic peers;

16 (iii) information concerning a school or
17 university's adjudication of student disciplinary
18 cases, but only to the extent that disclosure would
19 unavoidably reveal the identity of the student; and

20 (iv) course materials or research materials used
21 by faculty members.

22 (k) Architects' plans, engineers' technical
23 submissions, and other construction related technical
24 documents for projects not constructed or developed in
25 whole or in part with public funds and the same for
26 projects constructed or developed with public funds,

1 including, but not limited to, power generating and
2 distribution stations and other transmission and
3 distribution facilities, water treatment facilities,
4 airport facilities, sport stadiums, convention centers,
5 and all government owned, operated, or occupied buildings,
6 but only to the extent that disclosure would compromise
7 security.

8 (l) Minutes of meetings of public bodies closed to the
9 public as provided in the Open Meetings Act until the
10 public body makes the minutes available to the public
11 under Section 2.06 of the Open Meetings Act.

12 (m) Communications between a public body and an
13 attorney or auditor representing the public body that
14 would not be subject to discovery in litigation, and
15 materials prepared or compiled by or for a public body in
16 anticipation of a criminal, civil, or administrative
17 proceeding upon the request of an attorney advising the
18 public body, and materials prepared or compiled with
19 respect to internal audits of public bodies.

20 (n) Records relating to a public body's adjudication
21 of employee grievances or disciplinary cases; however,
22 this exemption shall not extend to the final outcome of
23 cases in which discipline is imposed.

24 (o) Administrative or technical information associated
25 with automated data processing operations, including, but
26 not limited to, software, operating protocols, computer

1 program abstracts, file layouts, source listings, object
2 modules, load modules, user guides, documentation
3 pertaining to all logical and physical design of
4 computerized systems, employee manuals, and any other
5 information that, if disclosed, would jeopardize the
6 security of the system or its data or the security of
7 materials exempt under this Section.

8 (p) Records relating to collective negotiating matters
9 between public bodies and their employees or
10 representatives, except that any final contract or
11 agreement shall be subject to inspection and copying.

12 (q) Test questions, scoring keys, and other
13 examination data used to determine the qualifications of
14 an applicant for a license or employment.

15 (r) The records, documents, and information relating
16 to real estate purchase negotiations until those
17 negotiations have been completed or otherwise terminated.
18 With regard to a parcel involved in a pending or actually
19 and reasonably contemplated eminent domain proceeding
20 under the Eminent Domain Act, records, documents, and
21 information relating to that parcel shall be exempt except
22 as may be allowed under discovery rules adopted by the
23 Illinois Supreme Court. The records, documents, and
24 information relating to a real estate sale shall be exempt
25 until a sale is consummated.

26 (s) Any and all proprietary information and records

1 related to the operation of an intergovernmental risk
2 management association or self-insurance pool or jointly
3 self-administered health and accident cooperative or pool.
4 Insurance or self-insurance (including any
5 intergovernmental risk management association or
6 self-insurance pool) claims, loss or risk management
7 information, records, data, advice, or communications.

8 (t) Information contained in or related to
9 examination, operating, or condition reports prepared by,
10 on behalf of, or for the use of a public body responsible
11 for the regulation or supervision of financial
12 institutions, insurance companies, or pharmacy benefit
13 managers, unless disclosure is otherwise required by State
14 law.

15 (u) Information that would disclose or might lead to
16 the disclosure of secret or confidential information,
17 codes, algorithms, programs, or private keys intended to
18 be used to create electronic signatures under the Uniform
19 Electronic Transactions Act.

20 (v) Vulnerability assessments, security measures, and
21 response policies or plans that are designed to identify,
22 prevent, or respond to potential attacks upon a
23 community's population or systems, facilities, or
24 installations, but only to the extent that disclosure
25 could reasonably be expected to expose the vulnerability
26 or jeopardize the effectiveness of the measures, policies,

1 or plans, or the safety of the personnel who implement
2 them or the public. Information exempt under this item may
3 include such things as details pertaining to the
4 mobilization or deployment of personnel or equipment, to
5 the operation of communication systems or protocols, to
6 cybersecurity vulnerabilities, or to tactical operations.

7 (w) (Blank).

8 (x) Maps and other records regarding the location or
9 security of generation, transmission, distribution,
10 storage, gathering, treatment, or switching facilities
11 owned by a utility, by a power generator, or by the
12 Illinois Power Agency.

13 (y) Information contained in or related to proposals,
14 bids, or negotiations related to electric power
15 procurement under Section 1-75 of the Illinois Power
16 Agency Act and Section 16-111.5 of the Public Utilities
17 Act that is determined to be confidential and proprietary
18 by the Illinois Power Agency or by the Illinois Commerce
19 Commission.

20 (z) Information about students exempted from
21 disclosure under Section 10-20.38 or 34-18.29 of the
22 School Code, and information about undergraduate students
23 enrolled at an institution of higher education exempted
24 from disclosure under Section 25 of the Illinois Credit
25 Card Marketing Act of 2009.

26 (aa) Information the disclosure of which is exempted

1 under the Viatical Settlements Act of 2009.

2 (bb) Records and information provided to a mortality
3 review team and records maintained by a mortality review
4 team appointed under the Department of Juvenile Justice
5 Mortality Review Team Act.

6 (cc) Information regarding interments, entombments, or
7 inurnments of human remains that are submitted to the
8 Cemetery Oversight Database under the Cemetery Care Act or
9 the Cemetery Oversight Act, whichever is applicable.

10 (dd) Correspondence and records (i) that may not be
11 disclosed under Section 11-9 of the Illinois Public Aid
12 Code or (ii) that pertain to appeals under Section 11-8 of
13 the Illinois Public Aid Code.

14 (ee) The names, addresses, or other personal
15 information of persons who are minors and are also
16 participants and registrants in programs of park
17 districts, forest preserve districts, conservation
18 districts, recreation agencies, and special recreation
19 associations.

20 (ff) The names, addresses, or other personal
21 information of participants and registrants in programs of
22 park districts, forest preserve districts, conservation
23 districts, recreation agencies, and special recreation
24 associations where such programs are targeted primarily to
25 minors.

26 (gg) Confidential information described in Section

1 1-100 of the Illinois Independent Tax Tribunal Act of
2 2012.

3 (hh) The report submitted to the State Board of
4 Education by the School Security and Standards Task Force
5 under item (8) of subsection (d) of Section 2-3.160 of the
6 School Code and any information contained in that report.

7 (ii) Records requested by persons committed to or
8 detained by the Department of Human Services under the
9 Sexually Violent Persons Commitment Act or committed to
10 the Department of Corrections under the Sexually Dangerous
11 Persons Act if those materials: (i) are available in the
12 library of the facility where the individual is confined;
13 (ii) include records from staff members' personnel files,
14 staff rosters, or other staffing assignment information;
15 or (iii) are available through an administrative request
16 to the Department of Human Services or the Department of
17 Corrections.

18 (jj) Confidential information described in Section
19 5-535 of the Civil Administrative Code of Illinois.

20 (kk) The public body's credit card numbers, debit card
21 numbers, bank account numbers, Federal Employer
22 Identification Number, security code numbers, passwords,
23 and similar account information, the disclosure of which
24 could result in identity theft or impression or defrauding
25 of a governmental entity or a person.

26 (ll) Records concerning the work of the threat

1 assessment team of a school district, including, but not
2 limited to, any threat assessment procedure under the
3 School Safety Drill Act and any information contained in
4 the procedure.

5 (mm) Information prohibited from being disclosed under
6 subsections (a) and (b) of Section 15 of the Student
7 Confidential Reporting Act.

8 (nn) Proprietary information submitted to the
9 Environmental Protection Agency under the Drug Take-Back
10 Act.

11 (oo) Records described in subsection (f) of Section
12 3-5-1 of the Unified Code of Corrections.

13 (pp) Any and all information regarding burials,
14 interments, or entombments of human remains as required to
15 be reported to the Department of Natural Resources
16 pursuant either to the Archaeological and Paleontological
17 Resources Protection Act or the Human Remains Protection
18 Act.

19 (qq) Reports described in subsection (e) of Section
20 16-15 of the Abortion Care Clinical Training Program Act.

21 (rr) Information obtained by a certified local health
22 department under the Access to Public Health Data Act.

23 (ss) For a request directed to a public body that is
24 also a HIPAA-covered entity, all information that is
25 protected health information, including demographic
26 information, that may be contained within or extracted

1 from any record held by the public body in compliance with
2 State and federal medical privacy laws and regulations,
3 including, but not limited to, the Health Insurance
4 Portability and Accountability Act and its regulations, 45
5 CFR Parts 160 and 164. As used in this paragraph,
6 "HIPAA-covered entity" has the meaning given to the term
7 "covered entity" in 45 CFR 160.103 and "protected health
8 information" has the meaning given to that term in 45 CFR
9 160.103.

10 (tt) Proposals or bids submitted by engineering
11 consultants in response to requests for proposal or other
12 competitive bidding requests by the Department of
13 Transportation or the Illinois Toll Highway Authority.

14 (1.5) Any information exempt from disclosure under the
15 Judicial Privacy Act shall be redacted from public records
16 prior to disclosure under this Act.

17 (1.6) Any information exempt from disclosure under the
18 Public Official Safety and Privacy Act shall be redacted from
19 public records prior to disclosure under this Act.

20 (1.7) Any information exempt from disclosure under
21 paragraph (3.5) of Section 9-15 of the Election Code shall be
22 redacted from public records prior to disclosure under this
23 Act.

24 (2) A public record that is not in the possession of a
25 public body but is in the possession of a party with whom the
26 agency has contracted to perform a governmental function on

1 behalf of the public body, and that directly relates to the
2 governmental function and is not otherwise exempt under this
3 Act, shall be considered a public record of the public body,
4 for purposes of this Act.

5 (3) This Section does not authorize withholding of
6 information or limit the availability of records to the
7 public, except as stated in this Section or otherwise provided
8 in this Act.

9 (Source: P.A. 103-154, eff. 6-30-23; 103-423, eff. 1-1-24;
10 103-446, eff. 8-4-23; 103-462, eff. 8-4-23; 103-540, eff.
11 1-1-24; 103-554, eff. 1-1-24; 103-605, eff. 7-1-24; 103-865,
12 eff. 1-1-25; 104-300, eff. 1-1-27.)

13 Section 905. The Election Code is amended by changing
14 Sections 9-8.10 and 9-15 and by adding Section 10-10.3 as
15 follows:

16 (10 ILCS 5/9-8.10)

17 Sec. 9-8.10. Use of political committee and other
18 reporting organization funds.

19 (a) A political committee shall not make expenditures:

20 (1) In violation of any law of the United States or of
21 this State.

22 (2) Clearly in excess of the fair market value of the
23 services, materials, facilities, or other things of value
24 received in exchange.

1 (3) For satisfaction or repayment of any debts other
2 than loans made to the committee or to the public official
3 or candidate on behalf of the committee or repayment of
4 goods and services purchased by the committee under a
5 credit agreement. Nothing in this Section authorizes the
6 use of campaign funds to repay personal loans. The
7 repayments shall be made by check written to the person
8 who made the loan or credit agreement. The terms and
9 conditions of any loan or credit agreement to a committee
10 shall be set forth in a written agreement, including but
11 not limited to the method and amount of repayment, that
12 shall be executed by the chair or treasurer of the
13 committee at the time of the loan or credit agreement. The
14 loan or agreement shall also set forth the rate of
15 interest for the loan, if any, which may not substantially
16 exceed the prevailing market interest rate at the time the
17 agreement is executed.

18 (4) For the satisfaction or repayment of any debts or
19 for the payment of any expenses relating to a personal
20 residence. Campaign funds may not be used as collateral
21 for home mortgages. The provisions of this paragraph do
22 not apply to expenditures by a political committee for
23 expenses related to: (i) a public official's or
24 candidate's personal security services or security
25 enhancements to a public official's or candidate's primary
26 residence, including, but not limited to, security

1 systems, cameras, walls, fences, or other physical
2 structures, if the security services or security
3 enhancements are reasonably necessary due to risks arising
4 from the public official's or candidate's political or
5 governmental duties; or (ii) cybersecurity measures or
6 tools used to protect and secure a public official's or
7 candidate's personal, political, and government devices,
8 Internet networks, or other technology, if the
9 cybersecurity measures or tools are reasonably necessary
10 due to risks arising from the public official's or
11 candidate's political or governmental duties.

12 (5) For clothing or personal laundry expenses, except
13 clothing items rented by the public official or candidate
14 for his or her own use exclusively for a specific
15 campaign-related event, provided that committees may
16 purchase costumes, novelty items, or other accessories
17 worn primarily to advertise the candidacy.

18 (6) For the travel expenses of any person unless the
19 travel is necessary for fulfillment of political,
20 governmental, or public policy duties, activities, or
21 purposes.

22 (7) For membership or club dues charged by
23 organizations, clubs, or facilities that are primarily
24 engaged in providing health, exercise, or recreational
25 services; provided, however, that funds received under
26 this Article may be used to rent the clubs or facilities

1 for a specific campaign-related event.

2 (8) In payment for anything of value or for
3 reimbursement of any expenditure for which any person has
4 been reimbursed by the State or any person. For purposes
5 of this item (8), a per diem allowance is not a
6 reimbursement.

7 (9) For the lease or purchase of or installment
8 payment for a motor vehicle unless the political committee
9 can demonstrate the vehicle will be used primarily for
10 campaign purposes or for the performance of governmental
11 duties. Nothing in this paragraph prohibits a political
12 committee from using political funds to make expenditures
13 related to vehicles not purchased or leased by a political
14 committee, provided the expenditure relates to the use of
15 the vehicle for primarily campaign purposes or the
16 performance of governmental duties. Persons using vehicles
17 not purchased or leased by a political committee may be
18 reimbursed for actual mileage for the use of the vehicle
19 for campaign purposes or for the performance of
20 governmental duties. The mileage reimbursements shall be
21 made at a rate not to exceed the standard mileage rate
22 method for computation of business expenses under the
23 Internal Revenue Code.

24 (10) Directly for an individual's tuition or other
25 educational expenses, except for governmental or political
26 purposes directly related to a candidate's or public

1 official's duties and responsibilities.

2 (11) For payments to a public official or candidate or
3 his or her family member unless for compensation for
4 services actually rendered by that person. The provisions
5 of this item (11) do not apply to expenditures by a
6 political committee for expenses related to providing
7 childcare for a minor child or care for a dependent family
8 member if the care is reasonably necessary for the public
9 official or candidate to fulfill political or governmental
10 duties. The provisions of this item (11) do not apply to
11 expenditures by a political committee in an aggregate
12 amount not exceeding the amount of funds reported to and
13 certified by the State Board or county clerk as available
14 as of June 30, 1998, in the semi-annual report of
15 contributions and expenditures filed by the political
16 committee for the period concluding June 30, 1998.

17 (b) The Board shall have the authority to investigate,
18 upon receipt of a verified complaint, violations of the
19 provisions of this Section. The Board may levy a fine on any
20 person who knowingly makes expenditures in violation of this
21 Section and on any person who knowingly makes a malicious and
22 false accusation of a violation of this Section. The Board may
23 act under this subsection only upon the affirmative vote of at
24 least 5 of its members. The fine shall not exceed \$500 for each
25 expenditure of \$500 or less and shall not exceed the amount of
26 the expenditure plus \$500 for each expenditure greater than

1 \$500. The Board shall also have the authority to render
2 rulings and issue opinions relating to compliance with this
3 Section.

4 (c) Nothing in this Section prohibits the expenditure of
5 funds of a political committee controlled by an officeholder
6 or by a candidate to defray the customary and reasonable
7 expenses of an officeholder in connection with the performance
8 of governmental and public service functions.

9 (d) Nothing in this Section prohibits the funds of a
10 political committee which is controlled by a person convicted
11 of a violation of any of the offenses listed in subsection (a)
12 of Section 10 of the Public Corruption Profit Forfeiture Act
13 from being forfeited to the State under Section 15 of the
14 Public Corruption Profit Forfeiture Act.

15 (Source: P.A. 102-15, eff. 6-17-21.)

16 (10 ILCS 5/9-15) (from Ch. 46, par. 9-15)

17 Sec. 9-15. It shall be the duty of the Board:

18 (1) to develop prescribed forms for filing statements
19 of organization and required reports;

20 (1.5) to develop a standardized form for requesting
21 the redaction of the home addresses of officers of
22 political committees in accordance with paragraph (3.5);

23 (2) to prepare, publish, and furnish to the
24 appropriate persons a manual of instructions setting forth
25 recommended uniform methods of bookkeeping and reporting

1 under this Article;

2 (3) to prescribe suitable rules and regulations to
3 carry out the provisions of this Article. Such rules and
4 regulations shall be published and made available to the
5 public;

6 (3.5) to redact the home addresses of all current and
7 past officers of political committees upon the written
8 request of the supported candidate or the current chair of
9 the political committee, using the standardized form
10 developed for that purpose by the Board under paragraph
11 (1.5);

12 (4) to send by first-class ~~first-class~~ mail, after the
13 general primary election in even numbered years, to the
14 chair of each regularly constituted State central
15 committee, county central committee and, in counties with
16 a population of more than 3,000,000, to the
17 committeepersons of each township and ward organization of
18 each political party notice of their obligations under
19 this Article, along with a form for filing the statement
20 of organization;

21 (5) to promptly make all reports and statements filed
22 under this Article available for public inspection and
23 copying no later than 2 business days after their receipt
24 and to permit copying of any such report or statement at
25 the expense of the person requesting the copy, except
26 that, if the redaction of home addresses of officers of a

1 political committee has been requested in accordance with
2 paragraph (3.5), then that information shall be redacted
3 from a filed statement before that statement is provided
4 for public inspection or copying;

5 (6) to develop a filing, coding, and cross-indexing
6 system consistent with the purposes of this Article;

7 (7) to compile and maintain a list of all statements
8 or parts of statements pertaining to each candidate;

9 (8) to prepare and publish such reports as the Board
10 may deem appropriate;

11 (9) to annually notify each political committee that
12 has filed a statement of organization with the Board of
13 the filing dates for each quarterly report, provided that
14 such notification shall be made by first-class mail unless
15 the political committee opts to receive notification
16 electronically via email; and

17 (10) to promptly send, by first-class ~~first-class~~ mail
18 directed only to the officers of a political committee,
19 and by certified mail to the address of the political
20 committee, written notice of any fine or penalty assessed
21 or imposed against the political committee under this
22 Article.

23 (Source: P.A. 102-558, eff. 8-20-21.)

24 (10 ILCS 5/10-10.3 new)

25 Sec. 10-10.3. Removal of a public official's address

1 information from the certificate of nomination or nomination
2 papers.

3 (a) As used in this Section, "home address" and "public
4 official" have the meanings given in Section 10 of the Public
5 Official Safety and Privacy Act.

6 (b) Upon expiration of the period for filing an objection
7 to a public official's certificate of nomination or nomination
8 papers, a public official who is a candidate may file a written
9 request with the State Board of Elections, election authority,
10 or local election official with whom the certificate of
11 nomination or nomination papers are required to be filed for
12 redaction of the public official's home address information
13 from the public official's certificate of nomination or
14 nomination papers. After receipt of the public official's
15 written request, the State Board of Elections, election
16 authority, or local election official with whom the
17 certificate of nomination or nomination papers are required to
18 be filed shall redact or cause redaction of the public
19 official's home address from the public official's certificate
20 of nomination or nomination papers within 5 business days.

21 (c) Prior to expiration of the period for filing an
22 objection to a public official's certificate of nomination or
23 nomination papers, the home address information from the
24 certificate of nomination or nomination papers of a public
25 official who is a candidate shall be available for public
26 inspection. After redaction of a public official's home

1 address information under subsection (b), the home address
2 information is available only for in camera inspection by the
3 court reviewing an objection to the public official's
4 certificate of nomination or nomination papers.

5 Section 910. The Illinois Identification Card Act is
6 amended by changing Sections 4 and 5 as follows:

7 (15 ILCS 335/4) (from Ch. 124, par. 24)

8 Sec. 4. Identification card.

9 (a) In accordance with the requirements of this Section,
10 the Secretary of State shall issue a standard Illinois
11 Identification Card, as well as a mobile Illinois
12 Identification Card, to any natural person who is a resident
13 of the State of Illinois who applies for such a card, or
14 renewal thereof. No identification card shall be issued to any
15 person who holds a valid foreign state identification card,
16 license, or permit unless the person first surrenders to the
17 Secretary of State the valid foreign state identification
18 card, license, or permit. The card shall be prepared and
19 supplied by the Secretary of State and shall include a
20 photograph and signature or mark of the applicant. However,
21 the Secretary of State may provide by rule for the issuance of
22 Illinois Identification Cards without photographs if the
23 applicant has a bona fide religious objection to being
24 photographed or to the display of his or her photograph. The

1 Illinois Identification Card may be used for identification
2 purposes in any lawful situation only by the person to whom it
3 was issued. As used in this Act, "photograph" means any color
4 photograph or digitally produced and captured image of an
5 applicant for an identification card. As used in this Act,
6 "signature" means the name of a person as written by that
7 person and captured in a manner acceptable to the Secretary of
8 State.

9 (a-5) If an applicant for an identification card has a
10 current driver's license or instruction permit issued by the
11 Secretary of State, the Secretary may require the applicant to
12 utilize the same residence address and name on the
13 identification card, driver's license, and instruction permit
14 records maintained by the Secretary. The Secretary may
15 promulgate rules to implement this provision.

16 (a-10) If the applicant is a judicial officer as defined
17 in Section 1-10 of the Judicial Privacy Act, a public official
18 as defined in Section 10 of the Public Official Safety and
19 Privacy Act, or a peace officer, the applicant may elect to
20 have his or her office or work address listed on the card
21 instead of the applicant's residence or mailing address. The
22 Secretary may promulgate rules to implement this provision.
23 For the purposes of this subsection (a-10), "peace officer"
24 means any person who by virtue of his or her office or public
25 employment is vested by law with a duty to maintain public
26 order or to make arrests for a violation of any penal statute

1 of this State, whether that duty extends to all violations or
2 is limited to specific violations.

3 (a-15) The Secretary of State may provide for an expedited
4 process for the issuance of an Illinois Identification Card.
5 The Secretary shall charge an additional fee for the expedited
6 issuance of an Illinois Identification Card, to be set by
7 rule, not to exceed \$75. All fees collected by the Secretary
8 for expedited Illinois Identification Card service shall be
9 deposited into the Secretary of State Special Services Fund.
10 The Secretary may adopt rules regarding the eligibility,
11 process, and fee for an expedited Illinois Identification
12 Card. If the Secretary of State determines that the volume of
13 expedited identification card requests received on a given day
14 exceeds the ability of the Secretary to process those requests
15 in an expedited manner, the Secretary may decline to provide
16 expedited services, and the additional fee for the expedited
17 service shall be refunded to the applicant.

18 (a-20) The Secretary of State shall issue a standard
19 Illinois Identification Card to a person committed to the
20 Department of Corrections, the Department of Juvenile Justice,
21 a Federal Bureau of Prisons facility located in Illinois, or a
22 county jail or county department of corrections as follows: ~~if~~
23 ~~the person has a social security number,~~

24 (1) A committed person who has previously held an
25 Illinois Identification Card or an Illinois driver's
26 license shall submit an Identification Card verification

1 form to the Secretary of State, including a photograph
2 taken by the correctional facility, proof of residency
3 upon discharge, and a social security number, if the
4 committed person has a social security number. If the
5 committed person does not have a social security number
6 and is eligible for a social security number, the
7 Secretary of State shall not issue a standard Illinois
8 Identification Card until the committed person obtains a
9 social security number. If the committed person's
10 photograph and demographic information matches an existing
11 Illinois Identification Card or Illinois driver's license
12 and the Secretary of State verifies the applicant's social
13 security number with the Social Security Administration,
14 the Secretary of State shall issue the committed person a
15 standard Illinois Identification Card. If the photograph
16 or demographic information matches an existing Illinois
17 Identification Card or Illinois driver's license in
18 another person's name or identity, a standard Illinois
19 Identification Card shall not be issued until the
20 committed person submits a certified birth certificate and
21 social security card to the Secretary of State and the
22 Secretary of State verifies the identity of the committed
23 person. If the Secretary of State cannot find a match to an
24 existing Illinois Identification Card or Illinois driver's
25 license, the committed person may apply for a standard
26 Illinois Identification card as described in paragraph

1 (2).

2 (2) A committed person who has not previously held an
3 Illinois Identification Card or Illinois driver's license
4 or for whom a match cannot be found as described in
5 paragraph (1) shall submit an Illinois Identification Card
6 verification form, including a photograph taken by the
7 correctional facility, a certified birth certificate,
8 proof of residency upon discharge, and a social security
9 number, if the committed has a social security number. If
10 the committed person does not have a social security
11 number and is eligible for a social security number, the
12 Secretary of State shall not issue a standard Illinois
13 Identification Card until the committed person obtains a
14 social security number. If the Secretary of State verifies
15 the applicant's social security number with the Social
16 Security Administration, the Secretary of State shall
17 issue the committed person a standard Illinois
18 Identification Card.

19 The Illinois Identification Card verification form
20 described in this subsection shall be prescribed by the
21 Secretary of State. The Secretary of State and correctional
22 facilities in this State shall establish a secure method to
23 transfer the form.

24 (a-25) The Secretary of State shall issue a limited-term
25 Illinois Identification Card valid for 90 days to a committed
26 person upon release on parole, mandatory supervised release,

1 aftercare release, final discharge, or pardon from the
2 Department of Corrections, the Department of Juvenile Justice,
3 a Federal Bureau of Prisons facility located in Illinois, or a
4 county jail or county department of corrections, if the
5 released person does not obtain a standard Illinois
6 Identification Card as described in subsection (a-20) prior to
7 release but does present a Secretary of State prescribed
8 Identification Card verification form completed by the
9 correctional facility, verifying the released person's date of
10 birth, social security number, if the person has a social
11 security number, and his or her Illinois residence address.
12 The verification form must have been completed no more than 30
13 days prior to the date of application for the Illinois
14 Identification Card.

15 Prior to the expiration of the 90-day period of the
16 limited-term Illinois Identification Card, if the released
17 person submits to the Secretary of State a certified copy of
18 his or her birth certificate and his or her social security
19 card, if the person has a social security number, or other
20 documents authorized by the Secretary, a standard Illinois
21 Identification Card shall be issued. A limited-term Illinois
22 Identification Card may not be renewed.

23 This subsection shall not apply to a released person who
24 was unable to obtain a standard Illinois Identification Card
25 because his or her photograph or demographic information
26 matched an existing Illinois Identification Card or Illinois

1 driver's license in another person's name or identity or to a
2 released person who does not have a social security number and
3 is eligible for a social security number.

4 (a-30) The Secretary of State shall issue a standard
5 Illinois Identification Card to a person upon conditional
6 release or absolute discharge from the custody of the
7 Department of Human Services, if the person presents a
8 certified copy of his or her birth certificate, social
9 security card, if the person has a social security number, or
10 other documents authorized by the Secretary, and a document
11 proving his or her Illinois residence address. The Secretary
12 of State shall issue a standard Illinois Identification Card
13 to a person prior to his or her conditional release or absolute
14 discharge if personnel from the Department of Human Services
15 bring the person to a Secretary of State location with the
16 required documents. Documents proving residence address may
17 include any official document of the Department of Human
18 Services showing the person's address after release and a
19 Secretary of State prescribed verification form, which may be
20 executed by personnel of the Department of Human Services.

21 (a-35) The Secretary of State shall issue a limited-term
22 Illinois Identification Card valid for 90 days to a person
23 upon conditional release or absolute discharge from the
24 custody of the Department of Human Services, if the person is
25 unable to present a certified copy of his or her birth
26 certificate and social security card, if the person has a

1 social security number, or other documents authorized by the
2 Secretary, but does present a Secretary of State prescribed
3 verification form completed by the Department of Human
4 Services, verifying the person's date of birth and social
5 security number, if the person has a social security number,
6 and a document proving his or her Illinois residence address.
7 The verification form must have been completed no more than 30
8 days prior to the date of application for the Illinois
9 Identification Card. The Secretary of State shall issue a
10 limited-term Illinois Identification Card to a person no
11 sooner than 14 days prior to his or her conditional release or
12 absolute discharge if personnel from the Department of Human
13 Services bring the person to a Secretary of State location
14 with the required documents. Documents proving residence
15 address shall include any official document of the Department
16 of Human Services showing the person's address after release
17 and a Secretary of State prescribed verification form, which
18 may be executed by personnel of the Department of Human
19 Services.

20 (b) The Secretary of State shall issue a special Illinois
21 Identification Card, which shall be known as an Illinois
22 Person with a Disability Identification Card, to any natural
23 person who is a resident of the State of Illinois, who is a
24 person with a disability as defined in Section 4A of this Act,
25 who applies for such card, or renewal thereof. No Illinois
26 Person with a Disability Identification Card shall be issued

1 to any person who holds a valid foreign state identification
2 card, license, or permit unless the person first surrenders to
3 the Secretary of State the valid foreign state identification
4 card, license, or permit. The Secretary of State shall charge
5 no fee to issue such card. The card shall be prepared and
6 supplied by the Secretary of State, and shall include a
7 photograph and signature or mark of the applicant, a
8 designation indicating that the card is an Illinois Person
9 with a Disability Identification Card, and shall include a
10 comprehensible designation of the type and classification of
11 the applicant's disability as set out in Section 4A of this
12 Act. However, the Secretary of State may provide by rule for
13 the issuance of Illinois Person with a Disability
14 Identification Cards without photographs if the applicant has
15 a bona fide religious objection to being photographed or to
16 the display of his or her photograph. If the applicant so
17 requests, the card shall include a description of the
18 applicant's disability and any information about the
19 applicant's disability or medical history which the Secretary
20 determines would be helpful to the applicant in securing
21 emergency medical care. If a mark is used in lieu of a
22 signature, such mark shall be affixed to the card in the
23 presence of 2 ~~two~~ witnesses who attest to the authenticity of
24 the mark. The Illinois Person with a Disability Identification
25 Card may be used for identification purposes in any lawful
26 situation by the person to whom it was issued.

1 The Illinois Person with a Disability Identification Card
2 may be used as adequate documentation of disability in lieu of
3 a physician's determination of disability, a determination of
4 disability from a physician assistant, a determination of
5 disability from an advanced practice registered nurse, or any
6 other documentation of disability whenever any State law
7 requires that a person with a disability provide such
8 documentation of disability, however an Illinois Person with a
9 Disability Identification Card shall not qualify the
10 cardholder to participate in any program or to receive any
11 benefit which is not available to all persons with like
12 disabilities. Notwithstanding any other provisions of law, an
13 Illinois Person with a Disability Identification Card, or
14 evidence that the Secretary of State has issued an Illinois
15 Person with a Disability Identification Card, shall not be
16 used by any person other than the person named on such card to
17 prove that the person named on such card is a person with a
18 disability or for any other purpose unless the card is used for
19 the benefit of the person named on such card, and the person
20 named on such card consents to such use at the time the card is
21 so used.

22 An optometrist's determination of a visual disability
23 under Section 4A of this Act is acceptable as documentation
24 for the purpose of issuing an Illinois Person with a
25 Disability Identification Card.

26 When medical information is contained on an Illinois

1 Person with a Disability Identification Card, the Office of
2 the Secretary of State shall not be liable for any actions
3 taken based upon that medical information.

4 (c) The Secretary of State shall provide that each
5 original or renewal Illinois Identification Card or Illinois
6 Person with a Disability Identification Card issued to a
7 person under the age of 21 shall be of a distinct nature from
8 those Illinois Identification Cards or Illinois Person with a
9 Disability Identification Cards issued to individuals 21 years
10 of age or older. The color designated for Illinois
11 Identification Cards or Illinois Person with a Disability
12 Identification Cards for persons under the age of 21 shall be
13 at the discretion of the Secretary of State.

14 (c-1) Each original or renewal Illinois Identification
15 Card or Illinois Person with a Disability Identification Card
16 issued to a person under the age of 21 shall display the date
17 upon which the person becomes 18 years of age and the date upon
18 which the person becomes 21 years of age.

19 (c-3) The General Assembly recognizes the need to identify
20 military veterans living in this State for the purpose of
21 ensuring that they receive all of the services and benefits to
22 which they are legally entitled, including healthcare,
23 education assistance, and job placement. To assist the State
24 in identifying these veterans and delivering these vital
25 services and benefits, the Secretary of State is authorized to
26 issue Illinois Identification Cards and Illinois Person with a

1 Disability Identification Cards with the word "veteran"
2 appearing on the face of the cards. This authorization is
3 predicated on the unique status of veterans. The Secretary may
4 not issue any other identification card which identifies an
5 occupation, status, affiliation, hobby, or other unique
6 characteristics of the identification card holder which is
7 unrelated to the purpose of the identification card.

8 (c-5) Beginning on or before July 1, 2015, the Secretary
9 of State shall designate a space on each original or renewal
10 identification card where, at the request of the applicant,
11 the word "veteran" shall be placed. The veteran designation
12 shall be available to a person identified as a veteran under
13 subsection (b) of Section 5 of this Act who was discharged or
14 separated under honorable conditions.

15 (d) The Secretary of State may issue a Senior Citizen
16 discount card, to any natural person who is a resident of the
17 State of Illinois who is 60 years of age or older and who
18 applies for such a card or renewal thereof. The Secretary of
19 State shall charge no fee to issue such card. The card shall be
20 issued in every county and applications shall be made
21 available at, but not limited to, nutrition sites, senior
22 citizen centers and Area Agencies on Aging. The applicant,
23 upon receipt of such card and prior to its use for any purpose,
24 shall have affixed thereon in the space provided therefor his
25 signature or mark.

26 (e) The Secretary of State, in his or her discretion, may

1 designate on each Illinois Identification Card or Illinois
2 Person with a Disability Identification Card a space where the
3 card holder may place a sticker or decal, issued by the
4 Secretary of State, of uniform size as the Secretary may
5 specify, that shall indicate in appropriate language that the
6 card holder has renewed his or her Illinois Identification
7 Card or Illinois Person with a Disability Identification Card.

8 (f)(1) The Secretary of State may issue a mobile
9 identification card to an individual who is otherwise eligible
10 to hold a physical credential in addition to, and not instead
11 of, an identification card if the Secretary of State has
12 issued an identification card to the person. The data elements
13 that are used to build an electronic credential must match the
14 individual's current Department record.

15 (2) The Secretary may enter into agreements or contract
16 with an agency of the State, another state, the United States,
17 or a third party to facilitate the issuance, use, and
18 verification of a mobile identification card issued by the
19 Secretary or another state.

20 (3) Any mobile identification card issued by the Secretary
21 shall be in accordance with the most recent AAMVA standards.

22 (4) The Secretary shall design the mobile identification
23 card in a manner that allows the credential holder to maintain
24 physical possession of the device on which the mobile
25 identification card is accessed during verification.

26 (g) The verification process shall be implemented to

1 require:

2 (1) the relying parties to authenticate electronic
3 credentials in accordance with applicable AAMVA standards
4 prior to acceptance of the electronic credential;

5 (2) the Secretary to ensure that electronic credential
6 data is subject to all jurisdictional data security and
7 privacy protection laws and regulations; and

8 (3) the relying parties to request only electronic
9 credential data elements that are necessary to complete
10 the transaction for which data is being requested.

11 (h) Privacy and tracking of data shall be restricted by
12 implementing the following requirements:

13 (1) the relying parties shall retain only electronic
14 credential data elements for which the relying party
15 explicitly obtained consent from the electronic credential
16 holder and shall inform the electronic credential holder
17 of the use and retention period of the electronic data
18 elements;

19 (2) the Secretary shall use an electronic credential
20 system that is designed to maximize the privacy of the
21 credential holder in accordance with State and federal law
22 and shall not track or compile information without the
23 credential holder's consent; and

24 (3) the Department shall only compile and disclose
25 information regarding the use of the credential as
26 required by State or federal law.

1 (i)(1) The electronic credential holder shall be required
2 to have the holder's ~~their~~ physical credential on the holder's
3 ~~their~~ person for all purposes for which an identification card
4 is required. No person, public entity, private entity, or
5 agency shall establish a policy that requires an electronic
6 credential instead of a physical credential.

7 (2) Electronic credential systems shall be designed so
8 that there is no requirement for the electronic credential
9 holder to display or relinquish possession of the credential
10 holder's mobile device to relying parties for the acceptance
11 of an electronic credential.

12 (3) When required by law and upon request by law
13 enforcement, a credential holder must provide the credential
14 holder's physical credential.

15 (4) Any law or regulation that requires an individual to
16 surrender the individual's ~~their~~ physical credential to law
17 enforcement does not apply to the device on which an
18 electronic credential has been provisioned.

19 (j) A person may be required to produce when so requested a
20 physical identification card to a law enforcement officer, a
21 representative of a State or federal department or agency, or
22 a private entity and is subject to all applicable laws and
23 consequences for failure to produce such an identification
24 card.

25 (k) The Secretary of State shall adopt such rules as are
26 necessary to implement a mobile identification card.

1 (1) The display of a mobile identification card shall not
2 serve as consent or authorization for a law enforcement
3 officer, or any other person, to search, view, or access any
4 other data or application on the mobile device. If a person
5 presents the person's mobile device to a law enforcement
6 officer for purposes of displaying a mobile identification
7 card, the law enforcement officer shall promptly return the
8 mobile device to the person once the officer has had an
9 opportunity to verify the identity of the person. Except for
10 willful and wanton misconduct, any law enforcement officer,
11 court, or officer of the court presented with the device shall
12 be immune from any liability resulting from damage to the
13 mobile device.

14 (m) The fee to install the application to display a mobile
15 identification card as defined in this subsection shall not
16 exceed \$6.

17 (n) As used in this Section:

18 "AAMVA" means the American Association of Motor Vehicle
19 Administrators.

20 "Credential" means a driver's license, learner's permit,
21 or identification card.

22 "Credential holder" means the individual to whom a mobile
23 driver's license or a mobile identification card is issued.

24 "Data element" means a distinct component of a customer's
25 information that is found on the Department's customer record.

26 "Department" means the Secretary of State Department of

1 Driver Services.

2 "Electronic credential" means an electronic extension of
3 the departmental issued physical credential that conveys
4 identity and complies with AAMVA's mobile driver license
5 Implementation guidelines and the ISO/IEC 18013-5 standard.

6 "Electronic credential system" means a digital process
7 that includes a method for provisioning electronic
8 credentials, requesting and transmitting electronic credential
9 data elements, and performing tasks to maintain the system.

10 "Full profile" means all the information provided on an
11 identification card.

12 "ISO" means the International Organization for
13 Standardization, which creates uniform processes and
14 procedures.

15 "Limited profile" means a portion of the information
16 provided on an Identification Card.

17 "Mobile identification card" means a data file that is
18 available on any mobile device that has connectivity to the
19 Internet through an application that allows the mobile device
20 to download the data file from the Secretary of State, that
21 contains all the data elements visible on the face and back of
22 an identification card, and that displays the current status
23 of the identification card. "Mobile identification card" does
24 not include a copy, photograph, or image of an Illinois
25 Identification Card that is not downloaded through the
26 application on a mobile device.

1 "Physical credential" means a Department-issued ~~Department~~
2 ~~issued~~ document that conveys identity in accordance with the
3 Illinois Identification Card Act.

4 "Provision" means the initial loading of an electronic
5 credential onto a device.

6 "Relying party" means the entity to which the credential
7 holder presents the electronic credential.

8 "Verification process" means a method of authenticating
9 the electronic credential through the use of secured
10 encryption communication.

11 (o) ~~(f)~~ Upon providing the required documentation, at the
12 request of the applicant, the identification card may reflect
13 Gold Star Family designation. The Secretary shall designate a
14 space on each original or renewal of an identification card
15 for such designation. This designation shall be available to a
16 person eligible for Gold Star license plates under subsection
17 (f) of Section 6-106 of the Illinois Vehicle Code.

18 (Source: P.A. 102-299, eff. 8-6-21; 103-210, eff. 7-1-24;
19 103-345, eff. 1-1-24; 103-605, eff. 7-1-24; 103-782, eff.
20 8-6-24; 103-824, eff. 1-1-25; 103-933, eff. 1-1-25; revised
21 11-26-24.)

22 (15 ILCS 335/5)

23 Sec. 5. Applications.

24 (a) Any natural person who is a resident of the State of
25 Illinois may file an application for an identification card,

1 or for the renewal thereof, in a manner prescribed by the
2 Secretary. Each original application shall be completed by the
3 applicant in full and shall set forth the legal name,
4 residence address and zip code, social security number, if the
5 person has a social security number, birth date, sex and a
6 brief description of the applicant. The applicant shall be
7 photographed, unless the Secretary of State has provided by
8 rule for the issuance of identification cards without
9 photographs and the applicant is deemed eligible for an
10 identification card without a photograph under the terms and
11 conditions imposed by the Secretary of State, and he or she
12 shall also submit any other information as the Secretary may
13 deem necessary or such documentation as the Secretary may
14 require to determine the identity of the applicant. In
15 addition to the residence address, the Secretary may allow the
16 applicant to provide a mailing address. If the applicant is an
17 employee of the Department of Children and Family Services
18 with a job title of "Child Protection Specialist Trainee",
19 "Child Protection Specialist", "Child Protection Advanced
20 Specialist", "Child Welfare Specialist Trainee", "Child
21 Welfare Specialist", or "Child Welfare Advanced Specialist" or
22 a judicial officer as defined in Section 1-10 of the Judicial
23 Privacy Act, or a public official as defined in Section 10 of
24 the Public Official Safety and Privacy Act, or a peace
25 officer, the applicant may elect to have his or her office or
26 work address in lieu of the applicant's residence or mailing

1 address. An applicant for an Illinois Person with a Disability
2 Identification Card must also submit with each original or
3 renewal application, on forms prescribed by the Secretary,
4 such documentation as the Secretary may require, establishing
5 that the applicant is a "person with a disability" as defined
6 in Section 4A of this Act, and setting forth the applicant's
7 type and class of disability as set forth in Section 4A of this
8 Act. For the purposes of this subsection (a), "peace officer"
9 means any person who by virtue of his or her office or public
10 employment is vested by law with a duty to maintain public
11 order or to make arrests for a violation of any penal statute
12 of this State, whether that duty extends to all violations or
13 is limited to specific violations.

14 (a-5) Upon the first issuance of a request for proposals
15 for a digital driver's license and identification card
16 issuance and facial recognition system issued after January 1,
17 2020 (the effective date of Public Act 101-513), and upon
18 implementation of a new or revised system procured pursuant to
19 that request for proposals, the Secretary shall permit
20 applicants to choose between "male", "female", or "non-binary"
21 when designating the applicant's sex on the identification
22 card application form. The sex designated by the applicant
23 shall be displayed on the identification card issued to the
24 applicant.

25 (b) Beginning on or before July 1, 2015, for each original
26 or renewal identification card application under this Act, the

1 Secretary shall inquire as to whether the applicant is a
2 veteran for purposes of issuing an identification card with a
3 veteran designation under subsection (c-5) of Section 4 of
4 this Act. The acceptable forms of proof shall include, but are
5 not limited to, Department of Defense form DD-214, Department
6 of Defense form DD-256 for applicants who did not receive a
7 form DD-214 upon the completion of initial basic training,
8 Department of Defense form DD-2 (Retired), an identification
9 card issued under the federal Veterans Identification Card Act
10 of 2015, or a United States Department of Veterans Affairs
11 summary of benefits letter. If the document cannot be stamped,
12 the Illinois Department of Veterans' Affairs shall provide a
13 certificate to the veteran to provide to the Secretary of
14 State. The Illinois Department of Veterans' Affairs shall
15 advise the Secretary as to what other forms of proof of a
16 person's status as a veteran are acceptable.

17 For each applicant who is issued an identification card
18 with a veteran designation, the Secretary shall provide the
19 Department of Veterans' Affairs with the applicant's name,
20 address, date of birth, gender, and such other demographic
21 information as agreed to by the Secretary and the Department.
22 The Department may take steps necessary to confirm the
23 applicant is a veteran. If after due diligence, including
24 writing to the applicant at the address provided by the
25 Secretary, the Department is unable to verify the applicant's
26 veteran status, the Department shall inform the Secretary, who

1 shall notify the applicant that he or she must confirm status
2 as a veteran, or the identification card will be canceled
3 ~~cancelled~~.

4 For purposes of this subsection (b):

5 "Armed forces" means any of the Armed Forces of the United
6 States, including a member of any reserve component or
7 National Guard unit.

8 "Veteran" means a person who has served in the armed
9 forces and was discharged or separated under honorable
10 conditions.

11 (b-1) An applicant who is eligible for Gold Star license
12 plates under Section 3-664 of the Illinois Vehicle Code may
13 apply for an identification card with space for a designation
14 as a Gold Star Family. The Secretary may waive any fee for this
15 application. If the Secretary does not waive the fee, any fee
16 charged to the applicant must be deposited into the Illinois
17 Veterans Assistance Fund. The Secretary is authorized to issue
18 rules to implement this subsection.

19 (c) All applicants for REAL ID compliant standard Illinois
20 Identification Cards and Illinois Person with a Disability
21 Identification Cards shall provide proof of lawful status in
22 the United States as defined in 6 CFR 37.3, as amended.
23 Applicants who are unable to provide the Secretary with proof
24 of lawful status are ineligible for REAL ID compliant
25 identification cards under this Act.

26 (d) The Secretary of State may accept, as proof of date of

1 birth and written signature for any applicant for a standard
2 identification card who does not have a social security number
3 or documentation issued by the United States Department of
4 Homeland Security authorizing the applicant's presence in this
5 country, any passport validly issued to the applicant from the
6 applicant's country of citizenship or a consular
7 identification document validly issued to the applicant by a
8 consulate of that country as defined in Section 5 of the
9 Consular Identification Document Act. Any such documents must
10 be either unexpired or presented by an applicant within 2
11 years of its expiration date.

12 (Source: P.A. 102-558, eff. 8-20-21; 103-210, eff. 7-1-24;
13 103-888, eff. 8-9-24; 103-933, eff. 1-1-25; revised 12-1-24.)

14 Section 915. The Illinois Vehicle Code is amended by
15 changing Sections 3-405, 6-106, and 6-110 as follows:

16 (625 ILCS 5/3-405) (from Ch. 95 1/2, par. 3-405)

17 Sec. 3-405. Application for registration.

18 (a) Every owner of a vehicle subject to registration under
19 this Code shall make application to the Secretary of State for
20 the registration of such vehicle upon the appropriate form or
21 forms furnished by the Secretary. Every such original
22 application shall bear the signature of the owner written with
23 pen and ink and contain:

24 1. The name, domicile address, as defined in Section

1 1-115.5 of this Code, (except as otherwise provided in
2 this paragraph 1), mail address of the owner or business
3 address of the owner if a firm, association, or
4 corporation, and, if available, email address of the
5 owner. If the mailing address is a post office box number,
6 the address listed on the driver license record may be
7 used to verify residence. A police officer, a deputy
8 sheriff, an elected sheriff, a law enforcement officer for
9 the Illinois State Police, a fire investigator, a state's
10 attorney, an assistant state's attorney, a state's
11 attorney special investigator, ~~or~~ a judicial officer, or a
12 public official may elect to furnish the address of the
13 headquarters of the governmental entity, police district,
14 or business address where he or she works instead of his or
15 her domicile address, in which case that address shall be
16 deemed to be his or her domicile address for all purposes
17 under this Chapter 3. The spouse and children of a person
18 who may elect under this paragraph 1 to furnish the
19 address of the headquarters of the government entity,
20 police district, or business address where the person
21 works instead of the person's domicile address may, if
22 they reside with that person, also elect to furnish the
23 address of the headquarters of the government entity,
24 police district, or business address where the person
25 works as their domicile address, in which case that
26 address shall be deemed to be their domicile address for

1 all purposes under this Chapter 3. In this paragraph 1:

2 (A) "police officer" has the meaning ascribed to
3 "policeman" in Section 10-3-1 of the Illinois Municipal
4 Code; (B) "deputy sheriff" means a deputy sheriff
5 appointed under Section 3-6008 of the Counties Code; (C)
6 "elected sheriff" means a sheriff commissioned pursuant to
7 Section 3-6001 of the Counties Code; (D) "fire
8 investigator" means a person classified as a peace officer
9 under the Peace Officer Fire Investigation Act; (E)
10 "state's attorney", "assistant state's attorney", and
11 "state's attorney special investigator" mean a state's
12 attorney, assistant state's attorney, and state's attorney
13 special investigator commissioned or appointed under
14 Division 3-9 of the Counties Code; ~~and~~ (F) "judicial
15 officer" has the meaning ascribed to it in Section 1-10 of
16 the Judicial Privacy Act; and (G) "public official" has
17 the meaning given in Section 10 of the Public Official
18 Safety and Privacy Act.

19 2. A description of the vehicle, including such
20 information as is required in an application for a
21 certificate of title, determined under such standard
22 rating as may be prescribed by the Secretary.

23 3. (Blank).

24 3.5. A space for a voluntary disclosure of a condition
25 that impedes effective communication under Section
26 3-405.5.

1 4. Such further information as may reasonably be
2 required by the Secretary to enable him to determine
3 whether the vehicle is lawfully entitled to registration
4 and the owner entitled to a certificate of title.

5 5. An affirmation by the applicant that all
6 information set forth is true and correct. If the
7 application is for the registration of a motor vehicle,
8 the applicant also shall affirm that the motor vehicle is
9 insured as required by this Code, that such insurance will
10 be maintained throughout the period for which the motor
11 vehicle shall be registered, and that neither the owner,
12 nor any person operating the motor vehicle with the
13 owner's permission, shall operate the motor vehicle unless
14 the required insurance is in effect. If the person signing
15 the affirmation is not the sole owner of the vehicle, such
16 person shall be deemed to have affirmed on behalf of all
17 the owners of the vehicle. If the person signing the
18 affirmation is not an owner of the vehicle, such person
19 shall be deemed to have affirmed on behalf of the owner or
20 owners of the vehicle. The lack of signature on the
21 application shall not in any manner exempt the owner or
22 owners from any provisions, requirements or penalties of
23 this Code.

24 (b) When such application refers to a new vehicle
25 purchased from a dealer the application shall be accompanied
26 by a Manufacturer's Statement of Origin from the dealer, and a

1 statement showing any lien retained by the dealer.

2 (Source: P.A. 102-538, eff. 8-20-21; 102-1069, eff. 7-1-23.)

3 (625 ILCS 5/6-106) (from Ch. 95 1/2, par. 6-106)

4 Sec. 6-106. Application for license or instruction permit.

5 (a) Every application for any permit or license authorized
6 to be issued under this Code shall be made upon a form
7 furnished by the Secretary of State. Every application shall
8 be accompanied by the proper fee and payment of such fee shall
9 entitle the applicant to not more than 3 attempts to pass the
10 examination within a period of one year after the date of
11 application.

12 (b) Every application shall state the legal name, zip
13 code, date of birth, sex, and residence address of the
14 applicant; briefly describe the applicant; state whether the
15 applicant has theretofore been licensed as a driver, and, if
16 so, when and by what state or country, and whether any such
17 license has ever been canceled ~~cancelled~~, suspended, revoked
18 or refused, and, if so, the date and reason for such
19 cancellation, suspension, revocation or refusal; shall include
20 an affirmation by the applicant that all information set forth
21 is true and correct; and shall bear the applicant's signature.
22 In addition to the residence address, the Secretary may allow
23 the applicant to provide a mailing address. In the case of an
24 applicant who is a judicial officer, public official, or peace
25 officer, the Secretary may allow the applicant to provide an

1 office or work address in lieu of a residence or mailing
2 address. The application form may also require the statement
3 of such additional relevant information as the Secretary of
4 State shall deem necessary to determine the applicant's
5 competency and eligibility. The Secretary of State may, in his
6 discretion, by rule or regulation, provide that an application
7 for a drivers license or permit may include a suitable
8 photograph of the applicant in the form prescribed by the
9 Secretary, and he may further provide that each drivers
10 license shall include a photograph of the driver. The
11 Secretary of State may utilize a photograph process or system
12 most suitable to deter alteration or improper reproduction of
13 a drivers license and to prevent substitution of another photo
14 thereon. For the purposes of this subsection (b) : 7

15 "Peace ~~peace~~ officer" means any person who by virtue of
16 his or her office or public employment is vested by law with a
17 duty to maintain public order or to make arrests for a
18 violation of any penal statute of this State, whether that
19 duty extends to all violations or is limited to specific
20 violations.

21 "Public official" has the meaning given in Section 10 of
22 the Public Official Safety and Privacy Act.

23 (b-1) Every application shall state the social security
24 number of the applicant; except if the applicant is applying
25 for a standard driver's license and, on the date of
26 application, is ineligible for a social security number, then:

1 (1) if the applicant has documentation, issued by the
2 United States Department of Homeland Security, authorizing
3 the applicant's presence in this country, the applicant
4 shall provide such documentation instead of a social
5 security number; and

6 (2) if the applicant does not have documentation
7 described in paragraph (1), the applicant shall provide,
8 instead of a social security number, the following:

9 (A) documentation establishing that the applicant
10 has resided in this State for a period in excess of one
11 year;

12 (B) a passport validly issued to the applicant
13 from the applicant's country of citizenship or a
14 consular identification document validly issued to the
15 applicant by a consulate of that country as defined in
16 Section 5 of the Consular Identification Document Act,
17 as long as such documents are either unexpired or
18 presented by an applicant within 2 years of its
19 expiration date; and

20 (C) a social security card, if the applicant has a
21 social security number.

22 (b-3) Upon the first issuance of a request for proposals
23 for a digital driver's license and identification card
24 issuance and facial recognition system issued after January 1,
25 2020 (the effective date of Public Act 101-513), and upon
26 implementation of a new or revised system procured pursuant to

1 that request for proposals, the Secretary shall permit
2 applicants to choose between "male", "female" or "non-binary"
3 when designating the applicant's sex on the driver's license
4 application form. The sex designated by the applicant shall be
5 displayed on the driver's license issued to the applicant.

6 (b-5) Every applicant for a REAL ID compliant driver's
7 license or permit shall provide proof of lawful status in the
8 United States as defined in 6 CFR 37.3, as amended.

9 (c) The application form shall include a notice to the
10 applicant of the registration obligations of sex offenders
11 under the Sex Offender Registration Act. The notice shall be
12 provided in a form and manner prescribed by the Secretary of
13 State. For purposes of this subsection (c), "sex offender" has
14 the meaning ascribed to it in Section 2 of the Sex Offender
15 Registration Act.

16 (d) Any male United States citizen or immigrant who
17 applies for any permit or license authorized to be issued
18 under this Code or for a renewal of any permit or license, and
19 who is at least 18 years of age but less than 26 years of age,
20 must be registered in compliance with the requirements of the
21 federal Military Selective Service Act. The Secretary of State
22 must forward in an electronic format the necessary personal
23 information regarding the applicants identified in this
24 subsection (d) to the Selective Service System. The
25 applicant's signature on the application serves as an
26 indication that the applicant either has already registered

1 with the Selective Service System or that he is authorizing
2 the Secretary to forward to the Selective Service System the
3 necessary information for registration. The Secretary must
4 notify the applicant at the time of application that his
5 signature constitutes consent to registration with the
6 Selective Service System, if he is not already registered.

7 (e) Beginning on or before July 1, 2015, for each original
8 or renewal driver's license application under this Code, the
9 Secretary shall inquire as to whether the applicant is a
10 veteran for purposes of issuing a driver's license with a
11 veteran designation under subsection (e-5) of Section 6-110 of
12 this Code. The acceptable forms of proof shall include, but
13 are not limited to, Department of Defense form DD-214,
14 Department of Defense form DD-256 for applicants who did not
15 receive a form DD-214 upon the completion of initial basic
16 training, Department of Defense form DD-2 (Retired), an
17 identification card issued under the federal Veterans
18 Identification Card Act of 2015, or a United States Department
19 of Veterans Affairs summary of benefits letter. If the
20 document cannot be stamped, the Illinois Department of
21 Veterans Affairs shall provide a certificate to the veteran to
22 provide to the Secretary of State. The Illinois Department of
23 Veterans Affairs shall advise the Secretary as to what other
24 forms of proof of a person's status as a veteran are
25 acceptable.

26 For each applicant who is issued a driver's license with a

1 veteran designation, the Secretary shall provide the
2 Department of Veterans Affairs with the applicant's name,
3 address, date of birth, gender and such other demographic
4 information as agreed to by the Secretary and the Department.
5 The Department may take steps necessary to confirm the
6 applicant is a veteran. If after due diligence, including
7 writing to the applicant at the address provided by the
8 Secretary, the Department is unable to verify the applicant's
9 veteran status, the Department shall inform the Secretary, who
10 shall notify the applicant that he or she must confirm status
11 as a veteran, or the driver's license will be canceled
12 ~~cancelled~~.

13 For purposes of this subsection (e):

14 "Armed forces" means any of the Armed Forces of the United
15 States, including a member of any reserve component or
16 National Guard unit.

17 "Veteran" means a person who has served in the armed
18 forces and was discharged or separated under honorable
19 conditions.

20 (f) An applicant who is eligible for Gold Star license
21 plates under Section 3-664 of this Code may apply for an
22 original or renewal driver's license with space for a
23 designation as a Gold Star Family. The Secretary may waive any
24 fee for this application. If the Secretary does not waive the
25 fee, any fee charged to the applicant must be deposited into
26 the Illinois Veterans Assistance Fund. The Secretary is

1 authorized to issue rules to implement this subsection.

2 (Source: P.A. 103-210, eff. 7-1-24; 103-933, eff. 1-1-25;
3 104-234, eff. 8-15-25.)

4 (625 ILCS 5/6-110)

5 Sec. 6-110. Licenses issued to drivers.

6 (a) The Secretary of State shall issue to every qualifying
7 applicant a driver's license as applied for, which license
8 shall bear a distinguishing number assigned to the licensee,
9 the legal name, signature, zip code, date of birth, residence
10 address, and a brief description of the licensee.

11 Licenses issued shall also indicate the classification and
12 the restrictions under Section 6-104 of this Code. The
13 Secretary may adopt rules to establish informational
14 restrictions that can be placed on the driver's license
15 regarding specific conditions of the licensee.

16 A driver's license issued may, in the discretion of the
17 Secretary, include a suitable photograph of a type prescribed
18 by the Secretary.

19 (a-1) If the licensee is less than 18 years of age, unless
20 one of the exceptions in subsection (a-2) apply, the license
21 shall, as a matter of law, be invalid for the operation of any
22 motor vehicle during the following times:

23 (A) Between 11:00 p.m. Friday and 6:00 a.m. Saturday;

24 (B) Between 11:00 p.m. Saturday and 6:00 a.m. on
25 Sunday; and

1 (C) Between 10:00 p.m. on Sunday to Thursday,
2 inclusive, and 6:00 a.m. on the following day.

3 (a-2) The driver's license of a person under the age of 18
4 shall not be invalid as described in subsection (a-1) of this
5 Section if the licensee under the age of 18 was:

6 (1) accompanied by the licensee's parent or guardian
7 or other person in custody or control of the minor;

8 (2) on an errand at the direction of the minor's
9 parent or guardian, without any detour or stop;

10 (3) in a motor vehicle involved in interstate travel;

11 (4) going to or returning home from an employment
12 activity, without any detour or stop;

13 (5) involved in an emergency;

14 (6) going to or returning home from, without any
15 detour or stop, an official school, religious, or other
16 recreational activity supervised by adults and sponsored
17 by a government or governmental agency, a civic
18 organization, or another similar entity that takes
19 responsibility for the licensee, without any detour or
20 stop;

21 (7) exercising First Amendment rights protected by the
22 United States Constitution, such as the free exercise of
23 religion, freedom of speech, and the right of assembly; or

24 (8) married or had been married or is an emancipated
25 minor under the Emancipation of Minors Act.

26 (a-2.5) The driver's license of a person who is 17 years of

1 age and has been licensed for at least 12 months is not invalid
2 as described in subsection (a-1) of this Section while the
3 licensee is participating as an assigned driver in a Safe
4 Rides program that meets the following criteria:

5 (1) the program is sponsored by the Boy Scouts of
6 America or another national public service organization;
7 and

8 (2) the sponsoring organization carries liability
9 insurance covering the program.

10 (a-3) If a graduated driver's license holder over the age
11 of 18 committed an offense against traffic regulations
12 governing the movement of vehicles or any violation of Section
13 6-107 or Section 12-603.1 of this Code in the 6 months prior to
14 the graduated driver's license holder's 18th birthday, and was
15 subsequently convicted of the offense, the provisions of
16 subsection (a-1) shall continue to apply until such time as a
17 period of 6 consecutive months has elapsed without an
18 additional violation and subsequent conviction of an offense
19 against traffic regulations governing the movement of vehicles
20 or Section 6-107 or Section 12-603.1 of this Code.

21 (a-4) If an applicant for a driver's license or
22 instruction permit has a current identification card issued by
23 the Secretary of State, the Secretary may require the
24 applicant to utilize the same residence address and name on
25 the identification card, driver's license, and instruction
26 permit records maintained by the Secretary. The Secretary may

1 promulgate rules to implement this provision.

2 (a-5) If an applicant for a driver's license is an
3 employee of the Department of Children and Family Services
4 with a job title of "Child Protection Specialist Trainee",
5 "Child Protection Specialist", "Child Protection Advanced
6 Specialist", "Child Welfare Specialist Trainee", "Child
7 Welfare Specialist", or "Child Welfare Advanced Specialist" or
8 a judicial officer, public official, or a peace officer, the
9 applicant may elect to have his or her office or work address
10 listed on the license instead of the applicant's residence or
11 mailing address. The Secretary of State shall adopt rules to
12 implement this subsection (a-5).

13 As used in ~~For the purposes of~~ this subsection (a-5): 7

14 "Peace ~~peace~~ officer" means any person who by virtue of
15 his or her office or public employment is vested by law with a
16 duty to maintain public order or to make arrests for a
17 violation of any penal statute of this State, whether that
18 duty extends to all violations or is limited to specific
19 violations.

20 "Public official" has the meaning given in Section 10 of
21 the Public Official Safety and Privacy Act.

22 (b) Until the Secretary of State establishes a First
23 Person Consent organ and tissue donor registry under Section
24 6-117 of this Code, the Secretary of State shall provide a
25 format on the reverse of each driver's license issued which
26 the licensee may use to execute a document of gift conforming

1 to the provisions of the Illinois Anatomical Gift Act. The
2 format shall allow the licensee to indicate the gift intended,
3 whether specific organs, any organ, or the entire body, and
4 shall accommodate the signatures of the donor and 2 witnesses.
5 The Secretary shall also inform each applicant or licensee of
6 this format, describe the procedure for its execution, and may
7 offer the necessary witnesses; provided that in so doing, the
8 Secretary shall advise the applicant or licensee that he or
9 she is under no compulsion to execute a document of gift. A
10 brochure explaining this method of executing an anatomical
11 gift document shall be given to each applicant or licensee.
12 The brochure shall advise the applicant or licensee that he or
13 she is under no compulsion to execute a document of gift, and
14 that he or she may wish to consult with family, friends, or
15 clergy before doing so. The Secretary of State may undertake
16 additional efforts, including education and awareness
17 activities, to promote organ and tissue donation.

18 (c) The Secretary of State shall designate on each
19 driver's license issued a space where the licensee may place a
20 sticker or decal of the uniform size as the Secretary may
21 specify, which sticker or decal may indicate in appropriate
22 language that the owner of the license carries an Emergency
23 Medical Information Card.

24 The sticker may be provided by any person, hospital,
25 school, medical group, or association interested in assisting
26 in implementing the Emergency Medical Information Card, but

1 shall meet the specifications as the Secretary may by rule or
2 regulation require.

3 (d) The Secretary of State shall designate on each
4 driver's license issued a space where the licensee may
5 indicate his blood type and RH factor.

6 (e) The Secretary of State shall provide that each
7 original or renewal driver's license issued to a licensee
8 under 21 years of age shall be of a distinct nature from those
9 driver's licenses issued to individuals 21 years of age and
10 older. The color designated for driver's licenses for
11 licensees under 21 years of age shall be at the discretion of
12 the Secretary of State.

13 (e-1) The Secretary shall provide that each driver's
14 license issued to a person under the age of 21 displays the
15 date upon which the person becomes 18 years of age and the date
16 upon which the person becomes 21 years of age.

17 (e-3) The General Assembly recognizes the need to identify
18 military veterans living in this State for the purpose of
19 ensuring that they receive all of the services and benefits to
20 which they are legally entitled, including health care
21 ~~healthcare~~, education assistance, and job placement. To assist
22 the State in identifying these veterans and delivering these
23 vital services and benefits, the Secretary of State is
24 authorized to issue drivers' licenses with the word "veteran"
25 appearing on the face of the licenses. This authorization is
26 predicated on the unique status of veterans. The Secretary may

1 not issue any other driver's license which identifies an
2 occupation, status, affiliation, hobby, or other unique
3 characteristics of the license holder which is unrelated to
4 the purpose of the driver's license.

5 (e-5) Beginning on or before July 1, 2015, the Secretary
6 of State shall designate a space on each original or renewal
7 driver's license where, at the request of the applicant, the
8 word "veteran" shall be placed. The veteran designation shall
9 be available to a person identified as a veteran under
10 subsection (e) of Section 6-106 of this Code who was
11 discharged or separated under honorable conditions.

12 (e-7) Upon providing the required documentation, at the
13 request of the applicant, the driver's license may reflect
14 Gold Star Family designation. The Secretary shall designate a
15 space on each original or renewal driver's license for such
16 designation. This designation shall be available to a person
17 eligible for Gold Star license plates under subsection (f) of
18 Section 6-106 of this Code.

19 (f) The Secretary of State shall inform all Illinois
20 licensed commercial motor vehicle operators of the
21 requirements of the Uniform Commercial Driver License Act,
22 Article V of this Chapter, and shall make provisions to insure
23 that all drivers, seeking to obtain a commercial driver's
24 license, be afforded an opportunity prior to April 1, 1992, to
25 obtain the license. The Secretary is authorized to extend
26 driver's license expiration dates, and assign specific times,

1 dates and locations where these commercial driver's tests
2 shall be conducted. Any applicant, regardless of the current
3 expiration date of the applicant's driver's license, may be
4 subject to any assignment by the Secretary. Failure to comply
5 with the Secretary's assignment may result in the applicant's
6 forfeiture of an opportunity to receive a commercial driver's
7 license prior to April 1, 1992.

8 (g) The Secretary of State shall designate on a driver's
9 license issued, a space where the licensee may indicate that
10 he or she has drafted a living will in accordance with the
11 Illinois Living Will Act or a durable power of attorney for
12 health care in accordance with the Illinois Power of Attorney
13 Act.

14 (g-1) The Secretary of State, in his or her discretion,
15 may designate on each driver's license issued a space where
16 the licensee may place a sticker or decal, issued by the
17 Secretary of State, of uniform size as the Secretary may
18 specify, that shall indicate in appropriate language that the
19 owner of the license has renewed his or her driver's license.

20 (h) A person who acts in good faith in accordance with the
21 terms of this Section is not liable for damages in any civil
22 action or subject to prosecution in any criminal proceeding
23 for his or her act.

24 (i) The Secretary shall designate a space on each original
25 or renewal of a driver's license, at the request of the
26 applicant, for a designation as a Gold Star Family. This

1 designation shall be available to a person eligible for Gold
2 Star license plates under subsection (f) of Section 6-106 of
3 this Code.

4 (Source: P.A. 103-888, eff. 8-9-24; 103-933, eff. 1-1-25;
5 revised 11-26-24.)

6 Section 995. No acceleration or delay. Where this Act
7 makes changes in a statute that is represented in this Act by
8 text that is not yet or no longer in effect (for example, a
9 Section represented by multiple versions), the use of that
10 text does not accelerate or delay the taking effect of (i) the
11 changes made by this Act or (ii) provisions derived from any
12 other Public Act.

13 Section 997. Severability. The provisions of this Act are
14 severable under Section 1.31 of the Statute on Statutes.

15 Section 999 Effective date. This Act takes effect January
16 1, 2026."