



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB5231

Introduced 2/10/2026, by Rep. Jaime M. Andrade, Jr.

SYNOPSIS AS INTRODUCED:

See Index

Amends the Illinois Vehicle Code. Provides that the Chief Procurement Office for General Services shall determine the automatic license plate readers and ALPR systems for use in the State. Allows a law enforcement agency to enter into a contract with a vendor for the installation, use, or maintenance of ALPR systems approved by the Chief Procurement Office. Provides that a law enforcement agency may use ALPR systems only: (1) as part of a criminal investigation into an alleged violation of State law or any ordinance of any county, city, or town where there is a reasonable suspicion that a crime was committed; (2) as part of an active investigation related to a missing or endangered person, including whether to issue an alert for the person, or a person associated with human trafficking; or (3) to receive notifications related to a missing or endangered person, a person with an outstanding warrant, a person associated with human trafficking, a stolen vehicle, or a stolen license plate. Provides that system data shall be purged after 21 days of the date of its capture and audit trail data shall be purged after 2 years of the date of its capture. Sets forth provisions on the disclosure of system of data and audit trail data. Requires a law enforcement agency that uses ALPR systems to maintain records sufficient to facilitate public reporting, the production of an audit trail, and discovery in criminal and civil proceedings, appeals, and post-conviction proceedings. Sets forth policies for law enforcement agencies to establish in the use of ALPR systems. Requires a law enforcement agency to report on its use of the ALPR systems to the Illinois State Police, the Governor, the General Assembly, and the Illinois Criminal Justice Information Authority. Provides that a notification by ALPR systems does not, by itself, constitute reasonable suspicion as grounds for a law enforcement agency to stop a vehicle. Provides that any person who willfully and intentionally queries, accesses, or uses ALPR systems for a specified purpose, or who willfully and intentionally sells, shares, or disseminates system data or audit trail data, is guilty of a Class 1 misdemeanor. Requires a law enforcement agency to take measures to promote public awareness on the use of ALPR systems. Makes other changes. Makes a conforming change in the Freedom of Information Act.

LRB104 18194 LNS 31633 b

A BILL FOR

1 AN ACT concerning transportation.

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

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

6 (5 ILCS 140/7.5)

7 (Text of Section before amendment by P.A. 104-441 and
8 104-457)

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

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

15 (b) Library circulation and order records identifying
16 library users with specific materials under the Library
17 Records Confidentiality Act.

18 (c) Applications, related documents, and medical
19 records received by the Experimental Organ Transplantation
20 Procedures Board and any and all documents or other
21 records prepared by the Experimental Organ Transplantation
22 Procedures Board or its staff relating to applications it
23 has received.

1 (d) Information and records held by the Department of
2 Public Health and its authorized representatives relating
3 to known or suspected cases of sexually transmitted
4 infection or any information the disclosure of which is
5 restricted under the Illinois Sexually Transmitted
6 Infection Control Act.

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

9 (f) Firm performance evaluations under Section 55 of
10 the Architectural, Engineering, and Land Surveying
11 Qualifications Based Selection Act.

12 (g) Information the disclosure of which is restricted
13 and exempted under Section 50 of the Illinois Prepaid
14 Tuition Act.

15 (h) Information the disclosure of which is exempted
16 under the State Officials and Employees Ethics Act, and
17 records of any lawfully created State or local inspector
18 general's office that would be exempt if created or
19 obtained by an Executive Inspector General's office under
20 that Act.

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

25 (j) Information and data concerning the distribution
26 of surcharge moneys collected and remitted by carriers

1 under the Emergency Telephone System Act.

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

6 (l) Records and information provided to a residential
7 health care facility resident sexual assault and death
8 review team or the Executive Council under the Abuse
9 Prevention Review Team Act.

10 (m) Information provided to the predatory lending
11 database created pursuant to Article 3 of the Residential
12 Real Property Disclosure Act, except to the extent
13 authorized under that Article.

14 (n) Defense budgets and petitions for certification of
15 compensation and expenses for court appointed trial
16 counsel as provided under Sections 10 and 15 of the
17 Capital Crimes Litigation Act (repealed). This subsection
18 (n) shall apply until the conclusion of the trial of the
19 case, even if the prosecution chooses not to pursue the
20 death penalty prior to trial or sentencing.

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

24 (p) Security portions of system safety program plans,
25 investigation reports, surveys, schedules, lists, data, or
26 information compiled, collected, or prepared by or for the

1 Department of Transportation under Sections 2705-300 and
2 2705-616 of the Department of Transportation Law of the
3 Civil Administrative Code of Illinois, the Regional
4 Transportation Authority under Section 2.11 of the
5 Regional Transportation Authority Act, or the St. Clair
6 County Transit District under the Bi-State Transit Safety
7 Act (repealed).

8 (q) Information prohibited from being disclosed by the
9 Personnel Record Review Act.

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

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

14 (t) (Blank).

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

18 (v) Names and information of people who have applied
19 for or received Firearm Owner's Identification Cards under
20 the Firearm Owners Identification Card Act or applied for
21 or received a concealed carry license under the Firearm
22 Concealed Carry Act, unless otherwise authorized by the
23 Firearm Concealed Carry Act; and databases under the
24 Firearm Concealed Carry Act, records of the Concealed
25 Carry Licensing Review Board under the Firearm Concealed
26 Carry Act, and law enforcement agency objections under the

1 Firearm Concealed Carry Act.

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

5 (w) Personally identifiable information which is
6 exempted from disclosure under subsection (g) of Section
7 19.1 of the Toll Highway Act.

8 (x) Information which is exempted from disclosure
9 under Section 5-1014.3 of the Counties Code or Section
10 8-11-21 of the Illinois Municipal Code.

11 (y) Confidential information under the Adult
12 Protective Services Act and its predecessor enabling
13 statute, the Elder Abuse and Neglect Act, including
14 information about the identity and administrative finding
15 against any caregiver of a verified and substantiated
16 decision of abuse, neglect, or financial exploitation of
17 an eligible adult maintained in the Registry established
18 under Section 7.5 of the Adult Protective Services Act.

19 (z) Records and information provided to a fatality
20 review team or the Illinois Fatality Review Team Advisory
21 Council under Section 15 of the Adult Protective Services
22 Act.

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

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

1 (cc) Recordings made under the Law Enforcement
2 Officer-Worn Body Camera Act, except to the extent
3 authorized under that Act.

4 (dd) Information that is prohibited from being
5 disclosed under Section 45 of the Condominium and Common
6 Interest Community Ombudsperson Act.

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

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

11 (gg) Information that is prohibited from being
12 disclosed under Section 7-603.5 of the Illinois Vehicle
13 Code.

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

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

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

24 (kk) Information prohibited from disclosure under the
25 Seizure and Forfeiture Reporting Act.

26 (ll) Information the disclosure of which is restricted

1 and exempted under Section 5-30.8 of the Illinois Public
2 Aid Code.

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

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

7 (oo) Communications, notes, records, and reports
8 arising out of a peer support counseling session
9 prohibited from disclosure under the First Responders
10 Suicide Prevention Act.

11 (pp) Names and all identifying information relating to
12 an employee of an emergency services provider or law
13 enforcement agency under the First Responders Suicide
14 Prevention Act.

15 (qq) Information and records held by the Department of
16 Public Health and its authorized representatives collected
17 under the Reproductive Health Act.

18 (rr) Information that is exempt from disclosure under
19 the Cannabis Regulation and Tax Act.

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

23 (tt) Recordings made under the Children's Advocacy
24 Center Act, except to the extent authorized under that
25 Act.

26 (uu) Information that is exempt from disclosure under

1 Section 50 of the Sexual Assault Evidence Submission Act.

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

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

7 (xx) Information that is exempt from disclosure or
8 information that shall not be made public under the
9 Illinois Insurance Code.

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

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

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

16 (bbb) Information that is prohibited from disclosure
17 by the Illinois Police Training Act and the Illinois State
18 Police Act.

19 (ccc) Records exempt from disclosure under Section
20 2605-304 of the Illinois State Police Law of the Civil
21 Administrative Code of Illinois.

22 (ddd) Information prohibited from being disclosed
23 under Section 35 of the Address Confidentiality for
24 Victims of Domestic Violence, Sexual Assault, Human
25 Trafficking, or Stalking Act.

26 (eee) Information prohibited from being disclosed

1 under subsection (b) of Section 75 of the Domestic
2 Violence Fatality Review Act.

3 (fff) Images from cameras under the Expressway Camera
4 Act and all automated license plate reader (ALPR)
5 information used and collected by the Illinois State
6 Police. "ALPR information" means information gathered by
7 an ALPR or created from the analysis of data generated by
8 an ALPR. This subsection (fff) is inoperative on and after
9 July 1, 2028.

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

13 (hhh) Information submitted to the Illinois State
14 Police in an affidavit or application for an assault
15 weapon endorsement, assault weapon attachment endorsement,
16 .50 caliber rifle endorsement, or .50 caliber cartridge
17 endorsement under the Firearm Owners Identification Card
18 Act.

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

21 (jjj) Information exempt from disclosure under Section
22 30 of the Insurance Data Security Law.

23 (kkk) Confidential business information prohibited
24 from disclosure under Section 45 of the Paint Stewardship
25 Act.

26 (lll) Data exempt from disclosure under Section

1 2-3.196 of the School Code.

2 (mmm) Information prohibited from being disclosed
3 under subsection (e) of Section 1-129 of the Illinois
4 Power Agency Act.

5 (nnn) Materials received by the Department of Commerce
6 and Economic Opportunity that are confidential under the
7 Music and Musicians Tax Credit and Jobs Act.

8 (ooo) Data or information provided pursuant to Section
9 20 of the Statewide Recycling Needs and Assessment Act.

10 (ppp) Information that is exempt from disclosure under
11 Section 28-11 of the Lawful Health Care Activity Act.

12 (qqq) Information that is exempt from disclosure under
13 Section 7-101 of the Illinois Human Rights Act.

14 (rrr) Information prohibited from being disclosed
15 under Section 4-2 of the Uniform Money Transmission
16 Modernization Act.

17 (sss) Information exempt from disclosure under Section
18 40 of the Student-Athlete Endorsement Rights Act.

19 (ttt) Audio recordings made under Section 30 of the
20 Illinois State Police Act, except to the extent authorized
21 under that Section.

22 (uuu) Information prohibited from being disclosed
23 under Section 30-5 of the Digital Assets Regulation Act.

24 (Source: P.A. 103-8, eff. 6-7-23; 103-34, eff. 6-9-23;
25 103-142, eff. 1-1-24; 103-372, eff. 1-1-24; 103-472, eff.
26 8-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23; 103-592,

1 eff. 6-7-24; 103-605, eff. 7-1-24; 103-636, eff. 7-1-24;
2 103-724, eff. 1-1-25; 103-786, eff. 8-7-24; 103-859, eff.
3 8-9-24; 103-991, eff. 8-9-24; 103-1049, eff. 8-9-24; 103-1081,
4 eff. 3-21-25; 104-10, eff. 6-16-25; 104-18, eff. 6-30-25;
5 104-417, eff. 8-15-25; 104-428, eff. 8-18-25; revised
6 9-10-25.)

7 (Text of Section after amendment by P.A. 104-457 but
8 before 104-441)

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

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

15 (b) Library circulation and order records identifying
16 library users with specific materials under the Library
17 Records Confidentiality Act.

18 (c) Applications, related documents, and medical
19 records received by the Experimental Organ Transplantation
20 Procedures Board and any and all documents or other
21 records prepared by the Experimental Organ Transplantation
22 Procedures Board or its staff relating to applications it
23 has received.

24 (d) Information and records held by the Department of
25 Public Health and its authorized representatives relating

1 to known or suspected cases of sexually transmitted
2 infection or any information the disclosure of which is
3 restricted under the Illinois Sexually Transmitted
4 Infection Control Act.

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

7 (f) Firm performance evaluations under Section 55 of
8 the Architectural, Engineering, and Land Surveying
9 Qualifications Based Selection Act.

10 (g) Information the disclosure of which is restricted
11 and exempted under Section 50 of the Illinois Prepaid
12 Tuition Act.

13 (h) Information the disclosure of which is exempted
14 under the State Officials and Employees Ethics Act, and
15 records of any lawfully created State or local inspector
16 general's office that would be exempt if created or
17 obtained by an Executive Inspector General's office under
18 that Act.

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

23 (j) Information and data concerning the distribution
24 of surcharge moneys collected and remitted by carriers
25 under the Emergency Telephone System Act.

26 (k) Law enforcement officer identification information

1 or driver identification information compiled by a law
2 enforcement agency or the Department of Transportation
3 under Section 11-212 of the Illinois Vehicle Code.

4 (l) Records and information provided to a residential
5 health care facility resident sexual assault and death
6 review team or the Executive Council under the Abuse
7 Prevention Review Team Act.

8 (m) Information provided to the predatory lending
9 database created pursuant to Article 3 of the Residential
10 Real Property Disclosure Act, except to the extent
11 authorized under that Article.

12 (n) Defense budgets and petitions for certification of
13 compensation and expenses for court appointed trial
14 counsel as provided under Sections 10 and 15 of the
15 Capital Crimes Litigation Act (repealed). This subsection
16 (n) shall apply until the conclusion of the trial of the
17 case, even if the prosecution chooses not to pursue the
18 death penalty prior to trial or sentencing.

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

22 (p) Security portions of system safety program plans,
23 investigation reports, surveys, schedules, lists, data, or
24 information compiled, collected, or prepared by or for the
25 Department of Transportation under Sections 2705-300 and
26 2705-616 of the Department of Transportation Law of the

1 Civil Administrative Code of Illinois, the Northern
2 Illinois Transit Authority under Section 2.11 of the
3 Northern Illinois Transit Authority Act, or the St. Clair
4 County Transit District under the Bi-State Transit Safety
5 Act (repealed).

6 (q) Information prohibited from being disclosed by the
7 Personnel Record Review Act.

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

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

12 (t) (Blank).

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

16 (v) Names and information of people who have applied
17 for or received Firearm Owner's Identification Cards under
18 the Firearm Owners Identification Card Act or applied for
19 or received a concealed carry license under the Firearm
20 Concealed Carry Act, unless otherwise authorized by the
21 Firearm Concealed Carry Act; and databases under the
22 Firearm Concealed Carry Act, records of the Concealed
23 Carry Licensing Review Board under the Firearm Concealed
24 Carry Act, and law enforcement agency objections under the
25 Firearm Concealed Carry Act.

26 (v-5) Records of the Firearm Owner's Identification

1 Card Review Board that are exempted from disclosure under
2 Section 10 of the Firearm Owners Identification Card Act.

3 (w) Personally identifiable information which is
4 exempted from disclosure under subsection (g) of Section
5 19.1 of the Toll Highway Act.

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

9 (y) Confidential information under the Adult
10 Protective Services Act and its predecessor enabling
11 statute, the Elder Abuse and Neglect Act, including
12 information about the identity and administrative finding
13 against any caregiver of a verified and substantiated
14 decision of abuse, neglect, or financial exploitation of
15 an eligible adult maintained in the Registry established
16 under Section 7.5 of the Adult Protective Services Act.

17 (z) Records and information provided to a fatality
18 review team or the Illinois Fatality Review Team Advisory
19 Council under Section 15 of the Adult Protective Services
20 Act.

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

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

25 (cc) Recordings made under the Law Enforcement
26 Officer-Worn Body Camera Act, except to the extent

1 authorized under that Act.

2 (dd) Information that is prohibited from being
3 disclosed under Section 45 of the Condominium and Common
4 Interest Community Ombudsperson Act.

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

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

9 (gg) Information that is prohibited from being
10 disclosed under Section 7-603.5 of the Illinois Vehicle
11 Code.

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

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

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

22 (kk) Information prohibited from disclosure under the
23 Seizure and Forfeiture Reporting Act.

24 (ll) Information the disclosure of which is restricted
25 and exempted under Section 5-30.8 of the Illinois Public
26 Aid Code.

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

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

5 (oo) Communications, notes, records, and reports
6 arising out of a peer support counseling session
7 prohibited from disclosure under the First Responders
8 Suicide Prevention Act.

9 (pp) Names and all identifying information relating to
10 an employee of an emergency services provider or law
11 enforcement agency under the First Responders Suicide
12 Prevention Act.

13 (qq) Information and records held by the Department of
14 Public Health and its authorized representatives collected
15 under the Reproductive Health Act.

16 (rr) Information that is exempt from disclosure under
17 the Cannabis Regulation and Tax Act.

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

21 (tt) Recordings made under the Children's Advocacy
22 Center Act, except to the extent authorized under that
23 Act.

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

26 (vv) Information that is exempt from disclosure under

1 subsections (f) and (j) of Section 5-36 of the Illinois
2 Public Aid Code.

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

5 (xx) Information that is exempt from disclosure or
6 information that shall not be made public under the
7 Illinois Insurance Code.

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

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

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

14 (bbb) Information that is prohibited from disclosure
15 by the Illinois Police Training Act and the Illinois State
16 Police Act.

17 (ccc) Records exempt from disclosure under Section
18 2605-304 of the Illinois State Police Law of the Civil
19 Administrative Code of Illinois.

20 (ddd) Information prohibited from being disclosed
21 under Section 35 of the Address Confidentiality for
22 Victims of Domestic Violence, Sexual Assault, Human
23 Trafficking, or Stalking Act.

24 (eee) Information prohibited from being disclosed
25 under subsection (b) of Section 75 of the Domestic
26 Violence Fatality Review Act.

1 (fff) Images from cameras under the Expressway Camera
2 Act and all automated license plate reader (ALPR)
3 information used and collected by the Illinois State
4 Police. "ALPR information" means information gathered by
5 an ALPR or created from the analysis of data generated by
6 an ALPR. This subsection (fff) is inoperative on and after
7 July 1, 2028.

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

11 (hhh) Information submitted to the Illinois State
12 Police in an affidavit or application for an assault
13 weapon endorsement, assault weapon attachment endorsement,
14 .50 caliber rifle endorsement, or .50 caliber cartridge
15 endorsement under the Firearm Owners Identification Card
16 Act.

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

19 (jjj) Information exempt from disclosure under Section
20 30 of the Insurance Data Security Law.

21 (kkk) Confidential business information prohibited
22 from disclosure under Section 45 of the Paint Stewardship
23 Act.

24 (lll) Data exempt from disclosure under Section
25 2-3.196 of the School Code.

26 (mmm) Information prohibited from being disclosed

1 under subsection (e) of Section 1-129 of the Illinois
2 Power Agency Act.

3 (nnn) Materials received by the Department of Commerce
4 and Economic Opportunity that are confidential under the
5 Music and Musicians Tax Credit and Jobs Act.

6 (ooo) Data or information provided pursuant to Section
7 20 of the Statewide Recycling Needs and Assessment Act.

8 (ppp) Information that is exempt from disclosure under
9 Section 28-11 of the Lawful Health Care Activity Act.

10 (qqq) Information that is exempt from disclosure under
11 Section 7-101 of the Illinois Human Rights Act.

12 (rrr) Information prohibited from being disclosed
13 under Section 4-2 of the Uniform Money Transmission
14 Modernization Act.

15 (sss) Information exempt from disclosure under Section
16 40 of the Student-Athlete Endorsement Rights Act.

17 (ttt) Audio recordings made under Section 30 of the
18 Illinois State Police Act, except to the extent authorized
19 under that Section.

20 (uuu) Information prohibited from being disclosed
21 under Section 30-5 of the Digital Assets Regulation Act.

22 (Source: P.A. 103-8, eff. 6-7-23; 103-34, eff. 6-9-23;
23 103-142, eff. 1-1-24; 103-372, eff. 1-1-24; 103-472, eff.
24 8-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23; 103-592,
25 eff. 6-7-24; 103-605, eff. 7-1-24; 103-636, eff. 7-1-24;
26 103-724, eff. 1-1-25; 103-786, eff. 8-7-24; 103-859, eff.

1 8-9-24; 103-991, eff. 8-9-24; 103-1049, eff. 8-9-24; 103-1081,
2 eff. 3-21-25; 104-10, eff. 6-16-25; 104-18, eff. 6-30-25;
3 104-417, eff. 8-15-25; 104-428, eff. 8-18-25; 104-457, eff.
4 6-1-26; revised 1-7-26.)

5 (Text of Section after amendment by P.A. 104-441)

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

9 (a) All information determined to be confidential
10 under Section 4002 of the Technology Advancement and
11 Development Act.

12 (b) Library circulation and order records identifying
13 library users with specific materials under the Library
14 Records Confidentiality Act.

15 (c) Applications, related documents, and medical
16 records received by the Experimental Organ Transplantation
17 Procedures Board and any and all documents or other
18 records prepared by the Experimental Organ Transplantation
19 Procedures Board or its staff relating to applications it
20 has received.

21 (d) Information and records held by the Department of
22 Public Health and its authorized representatives relating
23 to known or suspected cases of sexually transmitted
24 infection or any information the disclosure of which is
25 restricted under the Illinois Sexually Transmitted

1 Infection Control Act.

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

4 (f) Firm performance evaluations under Section 55 of
5 the Architectural, Engineering, and Land Surveying
6 Qualifications Based Selection Act.

7 (g) Information the disclosure of which is restricted
8 and exempted under Section 50 of the Illinois Prepaid
9 Tuition Act.

10 (h) Information the disclosure of which is exempted
11 under the State Officials and Employees Ethics Act, and
12 records of any lawfully created State or local inspector
13 general's office that would be exempt if created or
14 obtained by an Executive Inspector General's office under
15 that Act.

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

20 (j) Information and data concerning the distribution
21 of surcharge moneys collected and remitted by carriers
22 under the Emergency Telephone System Act.

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

1 (1) Records and information provided to a residential
2 health care facility resident sexual assault and death
3 review team or the Executive Council under the Abuse
4 Prevention Review Team Act.

5 (m) Information provided to the predatory lending
6 database created pursuant to Article 3 of the Residential
7 Real Property Disclosure Act, except to the extent
8 authorized under that Article.

9 (n) Defense budgets and petitions for certification of
10 compensation and expenses for court appointed trial
11 counsel as provided under Sections 10 and 15 of the
12 Capital Crimes Litigation Act (repealed). This subsection
13 (n) shall apply until the conclusion of the trial of the
14 case, even if the prosecution chooses not to pursue the
15 death penalty prior to trial or sentencing.

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

19 (p) Security portions of system safety program plans,
20 investigation reports, surveys, schedules, lists, data, or
21 information compiled, collected, or prepared by or for the
22 Department of Transportation under Sections 2705-300 and
23 2705-616 of the Department of Transportation Law of the
24 Civil Administrative Code of Illinois, the Northern
25 Illinois Transit Authority under Section 2.11 of the
26 Northern Illinois Transit Authority Act, or the St. Clair

1 County Transit District under the Bi-State Transit Safety
2 Act (repealed).

3 (q) Information prohibited from being disclosed by the
4 Personnel Record Review Act.

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

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

9 (t) (Blank).

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

13 (v) Names and information of people who have applied
14 for or received Firearm Owner's Identification Cards under
15 the Firearm Owners Identification Card Act or applied for
16 or received a concealed carry license under the Firearm
17 Concealed Carry Act, unless otherwise authorized by the
18 Firearm Concealed Carry Act; and databases under the
19 Firearm Concealed Carry Act, records of the Concealed
20 Carry Licensing Review Board under the Firearm Concealed
21 Carry Act, and law enforcement agency objections under the
22 Firearm Concealed Carry Act.

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

26 (w) Personally identifiable information which is

1 exempted from disclosure under subsection (g) of Section
2 19.1 of the Toll Highway Act.

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

6 (y) Confidential information under the Adult
7 Protective Services Act and its predecessor enabling
8 statute, the Elder Abuse and Neglect Act, including
9 information about the identity and administrative finding
10 against any caregiver of a verified and substantiated
11 decision of abuse, neglect, or financial exploitation of
12 an eligible adult maintained in the Registry established
13 under Section 7.5 of the Adult Protective Services Act.

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

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

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

22 (cc) Recordings made under the Law Enforcement
23 Officer-Worn Body Camera Act, except to the extent
24 authorized under that Act.

25 (dd) Information that is prohibited from being
26 disclosed under Section 45 of the Condominium and Common

1 Interest Community Ombudsperson Act.

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

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

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

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

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

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

19 (kk) Information prohibited from disclosure under the
20 Seizure and Forfeiture Reporting Act.

21 (ll) Information the disclosure of which is restricted
22 and exempted under Section 5-30.8 of the Illinois Public
23 Aid Code.

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

26 (nn) Information that is exempt from disclosure under

1 Section 70 of the Higher Education Student Assistance Act.

2 (oo) Communications, notes, records, and reports
3 arising out of a peer support counseling session
4 prohibited from disclosure under the First Responders
5 Suicide Prevention Act.

6 (pp) Names and all identifying information relating to
7 an employee of an emergency services provider or law
8 enforcement agency under the First Responders Suicide
9 Prevention Act.

10 (qq) Information and records held by the Department of
11 Public Health and its authorized representatives collected
12 under the Reproductive Health Act.

13 (rr) Information that is exempt from disclosure under
14 the Cannabis Regulation and Tax Act.

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

18 (tt) Recordings made under the Children's Advocacy
19 Center Act, except to the extent authorized under that
20 Act.

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

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

26 (ww) Information that is exempt from disclosure under

1 Section 16.8 of the State Treasurer Act.

2 (xx) Information that is exempt from disclosure or
3 information that shall not be made public under the
4 Illinois Insurance Code.

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

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

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

11 (bbb) Information that is prohibited from disclosure
12 by the Illinois Police Training Act and the Illinois State
13 Police Act.

14 (ccc) Records exempt from disclosure under Section
15 2605-304 of the Illinois State Police Law of the Civil
16 Administrative Code of Illinois.

17 (ddd) Information prohibited from being disclosed
18 under Section 35 of the Address Confidentiality for
19 Victims of Domestic Violence, Sexual Assault, Human
20 Trafficking, or Stalking Act.

21 (eee) Information prohibited from being disclosed
22 under subsection (b) of Section 75 of the Domestic
23 Violence Fatality Review Act.

24 (fff) Images from cameras under the Expressway Camera
25 Act and all automated license plate reader (ALPR)
26 information used and collected by the Illinois State

1 Police. "ALPR information" means information gathered by
2 an ALPR or created from the analysis of data generated by
3 an ALPR. This subsection (fff) is inoperative on and after
4 July 1, 2028.

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

8 (hhh) Information submitted to the Illinois State
9 Police in an affidavit or application for an assault
10 weapon endorsement, assault weapon attachment endorsement,
11 .50 caliber rifle endorsement, or .50 caliber cartridge
12 endorsement under the Firearm Owners Identification Card
13 Act.

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

16 (jjj) Information exempt from disclosure under Section
17 30 of the Insurance Data Security Law.

18 (kkk) Confidential business information prohibited
19 from disclosure under Section 45 of the Paint Stewardship
20 Act.

21 (lll) Data exempt from disclosure under Section
22 2-3.196 of the School Code.

23 (mmm) Information prohibited from being disclosed
24 under subsection (e) of Section 1-129 of the Illinois
25 Power Agency Act.

26 (nnn) Materials received by the Department of Commerce

1 and Economic Opportunity that are confidential under the
2 Music and Musicians Tax Credit and Jobs Act.

3 (ooo) Data or information provided pursuant to Section
4 20 of the Statewide Recycling Needs and Assessment Act.

5 (ppp) Information that is exempt from disclosure under
6 Section 28-11 of the Lawful Health Care Activity Act.

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

9 (rrr) Information prohibited from being disclosed
10 under Section 4-2 of the Uniform Money Transmission
11 Modernization Act.

12 (sss) Information exempt from disclosure under Section
13 40 of the Student-Athlete Endorsement Rights Act.

14 (ttt) Audio recordings made under Section 30 of the
15 Illinois State Police Act, except to the extent authorized
16 under that Section.

17 (uuu) Information prohibited from being disclosed
18 under Section 30-5 of the Digital Assets Regulation Act.

19 (vvv) ~~(uuu)~~ Information exempt from disclosure under
20 Section 70 of the End-of-Life Options for Terminally Ill
21 Patients Act.

22 (www) Information exempt from disclosure under Section
23 2-131 of the Illinois Vehicle Code.

24 (Source: P.A. 103-8, eff. 6-7-23; 103-34, eff. 6-9-23;
25 103-142, eff. 1-1-24; 103-372, eff. 1-1-24; 103-472, eff.
26 8-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23; 103-592,

1 eff. 6-7-24; 103-605, eff. 7-1-24; 103-636, eff. 7-1-24;
2 103-724, eff. 1-1-25; 103-786, eff. 8-7-24; 103-859, eff.
3 8-9-24; 103-991, eff. 8-9-24; 103-1049, eff. 8-9-24; 103-1081,
4 eff. 3-21-25; 104-10, eff. 6-16-25; 104-18, eff. 6-30-25;
5 104-417, eff. 8-15-25; 104-428, eff. 8-18-25; 104-441, eff.
6 9-12-26; 104-457, eff. 6-1-26; revised 1-7-26.)

7 Section 10. The Illinois Vehicle Code is amended by adding
8 Section 2-131 as follows:

9 (625 ILCS 5/2-131 new)

10 Sec. 2-131. Use of automatic license plate recognition
11 systems by law enforcement agencies.

12 (a) For purposes of this Section:

13 "Audit trail" means all records of queries and responses
14 in an automatic license plate reader, and all records of
15 actions in which system data is accessed, entered, updated,
16 shared, or disseminated, including the:

17 (1) date and time of access;

18 (2) license plate number or other data elements used
19 to query the system;

20 (3) specific purpose, as set forth in subsection (d),
21 for accessing or querying the system, including the
22 offense type for any criminal investigation;

23 (4) associated call for service or case number; and

24 (5) username of the person or persons who accessed or

1 queried the system.

2 "Audit trail data" means all forms of data collected or
3 generated by an automatic license plate reader for purposes of
4 producing an audit trail.

5 "Automatic license plate reader" or "ALPR" has the meaning
6 given to that term in subsection (a) of Section 2-130.

7 "ALPR information" has the meaning given to that term in
8 subsection (a) of Section 2-130.

9 "ALPR systems" has the meaning given to that term in
10 subsection (a) of Section 2-130.

11 "Chief Procurement Office" means the Chief Procurement
12 Office for General Services in the Chief Procurement Office.

13 "Law enforcement agency" means any entity with statutory
14 police powers and the ability to employ individuals authorized
15 to make arrests. "Law enforcement agency" does not include the
16 Illinois State Police. "Law enforcement agency" includes any
17 university, college, or community college.

18 "Notification" means an alert from an automatic license
19 plate reader that a license plate or vehicle matches a license
20 plate or vehicle in a database used by the automatic license
21 plate reader for comparison purposes.

22 "Person associated with human trafficking" means a person
23 who is either a suspected victim or an alleged perpetrator of
24 either commercial sex trafficking or labor trafficking.

25 "Publicly post" means to post on a website that is
26 maintained by the law enforcement agency or on any other

1 website on which the law enforcement agency generally posts
2 information and that is available to the public or that
3 clearly describes how the public may access the information.

4 "Query" means a search of ALPR information based on
5 information entered by the user, including a full or partial
6 license plate number, any identifying characteristics of a
7 vehicle, the date, time, or location of an image, or any other
8 data that is searchable within the ALPR systems.

9 "System data" means all forms of data collected or
10 generated by ALPR systems, including images of license plates,
11 vehicles, any identifying characteristics of vehicles, the
12 date, time, and location of an image, and any peripheral
13 images collected from which analytical data may be extracted.

14 "Vendor" means a business, company, corporation, or other
15 nongovernmental entity that contracts with a law enforcement
16 agency for the installation, use, or maintenance of ALPR
17 systems.

18 (b) Pursuant to the Illinois Procurement Code, the Chief
19 Procurement Office for General Services shall determine the
20 automatic license plate readers and ALPR systems for use in
21 the State in accordance with this Section. ALPR systems shall
22 not be approved by the Chief Procurement Office for use by a
23 law enforcement agency unless:

24 (1) the vendor certifies that it will not sell or
25 share any system data or audit trail data gathered in the
26 State, except upon request of the contracting law

1 enforcement agency for a purpose set forth in subsection
2 (f), and will only access system data or audit trail data
3 upon request of the contracting law enforcement agency for
4 maintenance and quality assurance purposes;

5 (2) the vendor certifies that its ALPR systems is
6 capable of purging system data collected or generated in
7 the State after 21 days of the date of its capture, or
8 earlier if requested by the contracting law enforcement
9 agency, in such a manner that the system data is destroyed
10 and not recoverable by either the vendor or the
11 contracting law enforcement agency;

12 (3) the vendor certifies that its ALPR systems is
13 capable of producing an audit trail and purging audit
14 trail data collected or generated in the State after 2
15 years of the date of its capture in such a manner that the
16 audit trail data is destroyed and not recoverable by
17 either the vendor or the contracting law enforcement
18 agency;

19 (4) the databases used by the ALPR systems to provide
20 notifications as set forth in subsection (d) are updated
21 at least every 24 hours, or as soon as practicable after
22 the updates become available; and

23 (5) the ALPR systems meets information security
24 standards as established by the Department of Innovation
25 and Technology.

26 (c) A law enforcement agency may enter into a contract

1 with a vendor for the installation, use, or maintenance of
2 ALPR systems approved by the Chief Procurement Office. The
3 contract shall specify that system data and audit trail data
4 will be the property of the law enforcement agency and that the
5 ALPR systems meets the requirements set forth in subsection
6 (b). The contract shall further specify that the vendor will
7 immediately notify the law enforcement agency upon receipt of
8 any subpoena duces tecum, execution of any search warrant, or
9 any other request from a third party for the system data or
10 audit trail data, unless disclosure of the subpoena duces
11 tecum, search warrant, or request is otherwise prohibited by
12 law.

13 (d) A law enforcement agency may use ALPR systems only:

14 (1) as part of a criminal investigation into an
15 alleged violation of State law or any ordinance of any
16 county, city, or town where there is a reasonable
17 suspicion that a crime was committed;

18 (2) as part of an active investigation related to a
19 missing or endangered person, including whether to issue
20 an alert for the person, or a person associated with human
21 trafficking; or

22 (3) to receive notifications related to a missing or
23 endangered person, a person with an outstanding warrant, a
24 person associated with human trafficking, a stolen
25 vehicle, or a stolen license plate.

26 All information necessary for the creation of an audit

1 trail shall be entered in order to query system data. A law
2 enforcement agency shall not query or download system data
3 unless the system data is related to at least one of the
4 purposes under this subsection. A law enforcement agency may
5 download audit trail data for purposes of generating audit
6 reports. A stop of a motor vehicle based on a notification from
7 the ALPR systems shall be consistent with subsection (m).

8 (e) System data shall be purged after 21 days of the date
9 of its capture in such a manner that the system data is
10 destroyed and not recoverable by either the vendor or the law
11 enforcement agency. Audit trail data shall be purged after 2
12 years of the date of its capture in such a manner that the
13 audit trail data is destroyed and not recoverable by either
14 the vendor or the law enforcement agency. However, if the
15 system data or audit trail data is part of an ongoing
16 investigation, prosecution, or civil action, such data shall
17 be retained by the law enforcement agency until (i) the
18 investigation concludes without any criminal charges or (ii)
19 the final disposition of any criminal or civil matter related
20 to the data, including any direct appeals and any writs of
21 habeas corpus or federal law, in accordance with applicable
22 records retention law and policy.

23 (f) System data and audit trail data shall not be subject
24 to disclosure under the Freedom of Information Act. A law
25 enforcement agency shall not sell any system data or audit
26 trail data. A law enforcement agency shall not share system

1 data or audit trail data with, or disseminate system data or
2 audit trail data to, any database of any other State, federal,
3 private, or commercial entity. A law enforcement agency may
4 share system data or audit trail data for the following
5 purposes:

6 (1) with another law enforcement agency for purposes
7 set forth in subsection (d), which may include allowing
8 another law enforcement agency to query system data, as
9 long as the law enforcement agency receiving the system
10 data complies with all of the provisions of this Section;

11 (2) with a State's Attorney for purposes set forth in
12 subsection (d) or for complying with discovery or a court
13 order in a criminal proceeding;

14 (3) with a defendant or the defendant's counsel for
15 purposes of complying with discovery or a court order in a
16 criminal proceeding;

17 (4) pursuant to a court order or a court-issued
18 subpoena duces tecum in any criminal or civil proceeding;

19 (5) with the vendor for maintenance or quality
20 assurance purposes; or

21 (6) to alert the public to an emergency situation, a
22 missing or endangered person, a person associated with
23 human trafficking, or a person with an outstanding
24 warrant.

25 In addition, the Illinois State Police shall share system
26 data obtained from any ALPR systems installed, maintained, and

1 operated on any limited access highway or any bridge, tunnel,
2 or special structure under the jurisdiction of the Department
3 of Transportation with any law enforcement agency in the
4 locality where the ALPR systems is installed, maintained, or
5 operated, and the law enforcement agency may share such system
6 data for the purposes set forth in this subsection.

7 (g) A law enforcement agency that uses ALPR systems shall
8 maintain records sufficient to facilitate public reporting as
9 required by this Section, the production of an audit trail,
10 and discovery in criminal and civil proceedings, appeals, and
11 post-conviction proceedings.

12 (h) A law enforcement agency that uses ALPR systems shall
13 establish a policy governing its use that is consistent with
14 this Section that includes:

15 (1) training requirements for individuals who will use
16 or access the ALPR systems;

17 (2) the purposes for which the ALPR systems may be
18 used or accessed;

19 (3) procedures to ensure that the databases used by
20 the ALPR systems to provide notifications as set forth in
21 subsection (d) are updated at least every 24 hours, or as
22 soon as practicable after the updates become available;

23 (4) procedures to confirm the accuracy of any
24 notifications made by the ALPR systems before stopping a
25 vehicle that are consistent with subsection (m);

26 (5) a prohibition against downloading system data that

1 is not related to at least one of the purposes set forth in
2 subsection (d), except for downloads of audit trail data
3 for purposes of generating audit reports;

4 (6) an internal auditing procedure that occurs at
5 least once every 30 days;

6 (7) procedures for the retention and destruction of
7 system data and audit trail data that are consistent with
8 subsection (e);

9 (8) a prohibition on the sale of system data and audit
10 trail data and restrictions on the sharing of system data
11 and audit trail data that are consistent with subsection
12 (f); and

13 (9) security procedures to protect the ALPR systems,
14 system data, and audit trail data from unauthorized
15 access, destruction, use, modification, or disclosure.

16 (i) A law enforcement agency that uses ALPR systems shall
17 report to the Illinois State Police by April 1 of each year, in
18 a format to be determined by the Illinois State Police, on its
19 use of the ALPR systems during the preceding calendar year,
20 which shall include the following data:

21 (1) the total number of cameras owned or leased by an
22 agency as part of ALPR systems at the conclusion of each
23 calendar year, including the number of the cameras
24 designed to be affixed inside or on a motor vehicle,
25 permanently affixed adjacent to a highway, or temporarily
26 affixed or placed adjacent to a highway for purposes of

1 capturing system data;

2 (2) a list of all State and federal databases with
3 which the system data was compared, unless the existence
4 of any the database itself is not public;

5 (3) the total number of times the ALPR systems was
6 queried, including the specific purposes of the queries,
7 as set forth in subsection (d), and the offense types for
8 any criminal investigation;

9 (4) the race, ethnicity, age, and gender of any
10 individual identified as a suspect and charged with a
11 criminal offense as a result of a query of the ALPR systems
12 as part of a criminal investigation;

13 (5) the number of motor vehicles stopped based on
14 notifications from the ALPR systems, including the
15 specific reasons for the notifications as set forth in
16 subsection (d);

17 (6) the race, ethnicity, age, and gender of the driver
18 of any motor vehicle stopped based on a notification from
19 the ALPR systems;

20 (7) whether the law enforcement agency allows any
21 other law enforcement agency to access its system data,
22 and if so, which other law enforcement agency has been
23 granted access;

24 (8) the number of identified instances of unauthorized
25 use of or access to the ALPR systems, including the nature
26 and circumstances of any instances; and

1 (9) the number of subpoena duces tecum, search
2 warrants, and any other requests received from a third
3 party for system data or audit trail data, including the
4 identity of the entity that requested the issuance of the
5 subpoena duces tecum, executed the search warrant, or
6 requested system data or audit trail data, and whether any
7 system data or audit trail data was provided to the
8 entity, unless disclosure of the subpoena duces tecum,
9 search warrant, or request is otherwise prohibited by law.

10 (j) The Illinois State Police shall aggregate the data
11 provided pursuant to subsection (i) and report it to the
12 Governor, the General Assembly, and the Illinois Criminal
13 Justice Information Authority by July 1 of each year.

14 (k) A law enforcement agency that uses ALPR systems shall
15 publicly post the policy set forth in subsection (h) and the
16 report set forth in subsection (i). Data shall not be publicly
17 posted if it contains personal or case identifying
18 information. If any data (i) contains an articulable concern
19 for any person's safety, (ii) is otherwise prohibited from
20 public disclosure by federal or State statute, or (iii) may
21 compromise sensitive criminal justice information if
22 disclosed, the data may be excluded from being publicly
23 posted.

24 (l) A law enforcement agency shall not use ALPR systems
25 for the purpose of interfering with individuals engaged in
26 lawful activities or tracking individuals on the basis of the

1 content of lawfully protected speech, along with the
2 prohibitions set forth in subsection (b) of Section 2-130.

3 (m) A notification by ALPR systems for purposes set forth
4 in subsection (d) does not, by itself, constitute reasonable
5 suspicion as grounds for a law enforcement agency to stop a
6 vehicle. Prior to stopping a vehicle based on a notification,
7 a law enforcement officer shall:

8 (1) develop independent reasonable suspicion for the
9 stop; or

10 (2) confirm that the license plate or identifying
11 characteristics of a vehicle match the information
12 contained in the database used to generate the
13 notification.

14 (n) Any person who willfully and intentionally queries,
15 accesses, or uses ALPR systems for a purpose other than set
16 forth in subsection (d), or who willfully and intentionally
17 sells, shares, or disseminates system data or audit trail data
18 in violation of subsection (f), is guilty of a Class 1
19 misdemeanor.

20 (o) Any evidence obtained as the result of a violation of
21 subsection (d), (f), (l), or (m) is not admissible by the State
22 in any criminal or civil proceeding, but the evidence may be
23 admitted by a defendant in a criminal proceeding or a
24 litigant, other than the State, in a civil proceeding.

25 (p) This Section does not apply to ALPR systems used:

26 (1) for the enforcement of traffic laws, which

1 includes parking regulations, speed limits, tolling
2 requirements, high-occupancy vehicle requirements, or
3 on-road emissions monitoring;

4 (2) by the Department of Transportation at permanent
5 weighing stations and in mobile weighing operations; or

6 (3) by any State or local agency or any private entity
7 for non-criminal justice purposes.

8 (q) A vendor shall immediately notify the contracting law
9 enforcement agency under subsection (c) upon receipt of a
10 subpoena duces tecum, execution of a search warrant, or any
11 other request from a third party for any system data or audit
12 trail data, unless disclosure of the subpoena duces tecum,
13 search warrant, or request is otherwise prohibited by law.

14 (r) Prior to or coincident with the implementation of ALPR
15 systems, a law enforcement agency shall take measures to
16 promote public awareness on the use of ALPR systems.

17 Section 95. No acceleration or delay. Where this Act makes
18 changes in a statute that is represented in this Act by text
19 that is not yet or no longer in effect (for example, a Section
20 represented by multiple versions), the use of that text does
21 not accelerate or delay the taking effect of (i) the changes
22 made by this Act or (ii) provisions derived from any other
23 Public Act.

1

INDEX

2

Statutes amended in order of appearance

3

5 ILCS 140/7.5

4

625 ILCS 5/2-131 new