



Sen. Mary Edly-Allen

Filed: 5/19/2026

10400SB0315sam002

LRB104 06438 BDA 37922 a

1 AMENDMENT TO SENATE BILL 315

2 AMENDMENT NO. _____. Amend Senate Bill 315 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Artificial Intelligence Safety Measures Act.

6 Section 5. Definitions. As used in this Act:

7 "Affiliate" means a person controlling, controlled by, or
8 under common control with a specified person, directly or
9 indirectly, through one or more intermediaries.

10 "Agency" means the Illinois Emergency Management Agency
11 and Office of Homeland Security.

12 "Artificial intelligence" or "AI" has the meaning ascribed
13 to the term "artificial intelligence" in Section 5 of the
14 Digital Voice and Likeness Protection Act. "Artificial
15 intelligence" or "AI" includes generative artificial
16 intelligence.

1 "Catastrophic risk" means a foreseeable and material risk
2 that a frontier developer's development, storage, use, or
3 deployment of a frontier model will materially contribute to
4 the death of, or serious injury to, more than 50 people or more
5 than \$1,000,000,000 in damage to, or loss of, property arising
6 from a single incident involving a frontier model doing any of
7 the following:

8 (1) providing expert-level assistance in the creation
9 or release of a chemical, biological, radiological, or
10 nuclear weapon;

11 (2) engaging in conduct with no meaningful human
12 oversight, intervention, or supervision that is either a
13 cyberattack or, if the conduct had been committed by a
14 human, would constitute the crime of murder, assault,
15 extortion, or theft, including theft by false pretense; or

16 (3) evading the control of its frontier developer or
17 user.

18 "Catastrophic risk" does not include a foreseeable and
19 material risk from any of the following:

20 (1) information that a frontier model outputs if the
21 information is otherwise publicly accessible in a
22 substantially similar form from a source other than a
23 foundation model;

24 (2) lawful activity of the federal government; or

25 (3) harm caused by a frontier model in combination
26 with other software if the frontier model did not

1 materially contribute to the harm.

2 "Covered employee" means an employee responsible for
3 assessing, managing, or addressing the risk of critical safety
4 incidents.

5 "Critical safety incident" means any of the following:

6 (1) unauthorized access to, modification of, or
7 exfiltration of, the model weights of a frontier model
8 that results in death or bodily injury;

9 (2) harm resulting from the materialization of a
10 catastrophic risk;

11 (3) loss of control of a frontier model causing death
12 or bodily injury; or

13 (4) a frontier model that uses deceptive techniques
14 against the frontier developer to subvert the controls or
15 monitoring of its frontier developer outside of the
16 context of an evaluation designed to elicit this behavior
17 and in a manner that demonstrates materially increased
18 catastrophic risk.

19 "Deploy" means to make a frontier model available to a
20 third party for use, modification, copying, or combination
21 with other software. "Deploy" does not include making a
22 frontier model available to a third party for the primary
23 purpose of researching, developing, or evaluating the frontier
24 model.

25 "Foundation model" means an artificial intelligence model
26 that is all of the following:

- 1 (1) trained on a broad data set;
- 2 (2) designed for generality of output; and
- 3 (3) adaptable to a wide range of distinctive tasks.

4 "Frontier AI framework" means documented technical and
5 organizational protocols to manage, assess, and mitigate
6 catastrophic risks.

7 "Frontier developer" means a person who trains, or
8 initiates the training of, a frontier model using computing
9 power that meets the technical specifications set forth in the
10 definition of "frontier model". "Frontier developer" does not
11 include a person who originally trained a frontier model when
12 an unaffiliated person creates a modified or derivative
13 version of that model. "Frontier developer" includes an
14 unaffiliated person who creates a modified or derivative
15 version of a frontier model if that person meets the
16 requirements of this definition with respect to that modified
17 or derivative version.

18 "Frontier model" means a foundation model that was trained
19 using a quantity of computing power greater than 10^{26} integer
20 or floating-point operations. The quantity of computing power
21 described in this definition shall include computing for the
22 original training run and for any subsequent fine-tuning,
23 reinforcement learning, or other material modifications the
24 developer applies to a preceding foundation model.

25 "Large frontier developer" means a frontier developer
26 that, together with its affiliates, collectively had annual

1 gross revenues in excess of \$500,000,000 in the preceding
2 calendar year.

3 "Model weight" means a numerical parameter in a frontier
4 model that is adjusted through training and that helps
5 determine how inputs are transformed into outputs.

6 "Person" means an individual, proprietorship, firm,
7 partnership, joint venture, syndicate, business, trust,
8 company, corporation, limited liability company, association,
9 committee, or any other nongovernmental organization or group
10 of persons acting in concert.

11 "Property" means tangible or intangible property.

12 Section 10. Frontier AI framework.

13 (a) Beginning January 1, 2028, a large frontier developer
14 shall write, implement, comply with, and clearly and
15 conspicuously publish on its website a frontier AI framework
16 that applies to the large frontier developer's frontier models
17 and describes how the large frontier developer approaches all
18 of the following:

19 (1) incorporating national standards, international
20 standards, and industry-consensus best practices into its
21 frontier AI framework;

22 (2) defining and assessing thresholds used by the
23 large frontier developer to identify and assess whether a
24 frontier model has capabilities that could pose a
25 catastrophic risk, which may include multiple-tiered

1 thresholds;

2 (3) applying mitigations to address the potential for
3 catastrophic risks based on the results of assessments
4 undertaken pursuant to paragraph (2);

5 (4) reviewing assessments and adequacy of mitigations
6 as part of the decision to deploy a frontier model or use
7 it extensively internally;

8 (5) using third parties to assess the potential for
9 catastrophic risks and the effectiveness of mitigations of
10 catastrophic risks;

11 (6) revisiting and updating the frontier AI framework,
12 including any criteria that trigger updates and how the
13 large frontier developer determines when its frontier
14 models are substantially modified enough to require
15 disclosures pursuant to subsection (c);

16 (7) cybersecurity practices to secure unreleased model
17 weights from unauthorized modification or transfer by
18 internal or external parties;

19 (8) identifying and responding to critical safety
20 incidents;

21 (9) instituting internal governance practices to
22 ensure implementation of these processes; and

23 (10) assessing and managing catastrophic risk
24 resulting from the internal use of its frontier models,
25 including risks resulting from a frontier model
26 circumventing oversight mechanisms.

1 (b)(1) A large frontier developer shall review and, as
2 appropriate, update its frontier AI framework at least once
3 per year.

4 (2) If a large frontier developer makes a material
5 modification to its frontier AI framework, the large frontier
6 developer shall clearly and conspicuously publish on its
7 website the modified frontier AI framework and a justification
8 for that modification within 30 days.

9 (c)(1) Before, or concurrently with, deploying a new
10 frontier model or a substantially modified version of an
11 existing frontier model, a frontier developer shall clearly
12 and conspicuously publish on its website a transparency report
13 containing all of the following:

14 (A) the website of the frontier developer;

15 (B) a mechanism that enables a natural person to
16 communicate with the frontier developer;

17 (C) the release date of the frontier model;

18 (D) the languages supported by the frontier model;

19 (E) the modalities of output supported by the
20 frontier model;

21 (F) the intended uses of the frontier model; and

22 (G) any generally applicable restrictions or
23 conditions on uses of the frontier model.

24 (2) Before, or concurrently with, deploying a new frontier
25 model or a substantially modified version of an existing
26 frontier model, a large frontier developer shall include in

1 the transparency report required by paragraph (1) of this
2 subsection (c) summaries of all of the following:

3 (A) assessments of catastrophic risks from the
4 frontier model conducted pursuant to the large
5 frontier developer's frontier AI framework;

6 (B) the results of the assessments under
7 subparagraph (A);

8 (C) the extent to which third-party evaluators
9 were involved; and

10 (D) other steps taken to fulfill the requirements
11 of the frontier AI framework with respect to the
12 frontier model.

13 (3) All summaries required under paragraph (2) shall be
14 provided in a machine-readable format to facilitate
15 verification of model claims.

16 (4) A frontier developer that publishes the information
17 described in paragraph (1) or (2) as part of a larger document,
18 including a system card or model card, shall be deemed in
19 compliance with the applicable paragraph.

20 (5) A frontier developer is encouraged, but not required,
21 to make disclosures described in this subsection (c) that are
22 consistent with, or superior to, industry best practices.

23 (d) Beginning on January 1, 2028 or 90 days after a
24 developer first qualifies as a large frontier developer,
25 whichever is later, a large frontier developer shall annually
26 retain a third party to perform an independent audit of

1 compliance with the requirements of this Section. The third
2 party shall conduct audits consistent with generally accepted
3 auditing standards and best practices and shall possess
4 demonstrated competence to perform the audit, including
5 experience employing or contracting with individuals who
6 possess technical expertise in the safety of frontier models.
7 A large frontier developer shall not retain a third party if
8 either the large frontier developer or the third party has a
9 financial interest in the other party. A large frontier
10 developer may compensate a third party for its services but
11 shall not condition any payment or the amount of any payment on
12 the results of the third party's audit.

13 (1) The third party shall be granted access to all
14 materials reasonably necessary to comply with the third
15 party's obligations under this subsection (d), including,
16 but not limited to, all unredacted versions of materials
17 published pursuant to this Act. To protect the frontier
18 developer's trade secrets and confidential business
19 information, cybersecurity, national security of the
20 United States, or public safety, a large frontier
21 developer may impose security protocols on the third
22 party, including, but not limited to, restrictions on note
23 taking, copying, retaining, or removing materials;
24 requirements for on-premise review; and confidentiality
25 requirements.

26 (2) The third party shall produce a report that

1 includes all of the following:

2 (A) a description of whether the large frontier
3 developer has substantially complied with the
4 requirements of this Section;

5 (B) if applicable, a description of material
6 deviations from the requirements of this Section, an
7 explanation of any deviation and its rationale, and
8 any recommendations for how the developer can improve
9 its policies and processes for ensuring compliance
10 with the requirements of this Section;

11 (C) a detailed assessment of the large frontier
12 developer's internal controls, including its
13 designation and empowerment of senior personnel
14 responsible for such implementation by the large
15 frontier developer, its employees, and its
16 contractors;

17 (D) a list of the personnel involved in the audit;

18 (E) the third party's procedures for managing
19 conflicts of interest and any conflicts of interest of
20 any personnel involved in the audit;

21 (F) the methodology of the audit and the nature of
22 the information reviewed by the third party to conduct
23 the audit; and

24 (G) the signature of the lead auditor certifying
25 the results of the audit.

26 (3) The large frontier developer shall retain an

1 unredacted copy of the report for as long as a frontier
2 model is deployed plus 5 years.

3 (4) (A) No later than 30 days after receiving the audit
4 report, the large frontier developer shall conspicuously
5 publish on its website a high-level summary of the audit
6 findings and a copy of the third party's report with
7 appropriate redactions and transmit a copy of the redacted
8 report to the Agency and the Attorney General.

9 (B) The large frontier developer shall grant the
10 Agency and the Attorney General access to the third
11 party's report, with redactions, upon request, subject to
12 the redactions permitted under subsection (g).

13 (e) A large frontier developer shall transmit to the
14 Agency a summary of any assessment of catastrophic risk
15 resulting from internal use of its frontier models every 3
16 months or pursuant to another reasonable schedule specified by
17 the large frontier developer and communicated in writing to
18 the Agency and the Attorney General with written updates, as
19 appropriate and agreed upon by the Agency.

20 (f)(1) A frontier developer shall not make a materially
21 false or misleading statement about catastrophic risk from its
22 frontier models or its management of catastrophic risk.

23 A large frontier developer shall not make a materially
24 false or misleading statement about its implementation of, or
25 compliance with, its frontier AI framework.

26 (2) This subsection (f) does not apply to a statement that

1 was made in good faith and was reasonable under the
2 circumstances.

3 (g)(1) When a frontier developer publishes documents to
4 comply with this Section, the frontier developer may make
5 redactions to those documents that are necessary to protect
6 the frontier developer's trade secrets, the frontier
7 developer's cybersecurity, public safety, or the national
8 security of the United States or to comply with any federal or
9 State law.

10 (2) If a frontier developer redacts information in a
11 document pursuant to this subsection (g), the frontier
12 developer shall describe the character and justification of
13 the redaction in any published version of the document to the
14 extent permitted by the concerns that justify redaction and
15 shall retain the unredacted information for 5 years.

16 Section 15. Reporting critical safety incidents.

17 (a) The Agency, in consultation with the Attorney General,
18 shall establish a mechanism to be used by a frontier developer
19 or a member of the public to report a critical safety incident
20 that includes all of the following:

21 (1) the date of the critical safety incident;

22 (2) the reasons the incident qualifies as a critical
23 safety incident;

24 (3) a short and plain statement describing the
25 critical safety incident; and

1 (4) whether the incident was associated with internal
2 use of a frontier model.

3 (b)(1) The Agency, in consultation with the Attorney
4 General, shall establish a mechanism to be used by a large
5 frontier developer to confidentially submit summaries of any
6 assessments of the potential for catastrophic risk resulting
7 from internal use of its frontier models.

8 (2) The Agency and the Attorney General shall take all
9 necessary precautions to limit access to any reports related
10 to internal use of frontier models to only personnel with a
11 specific need to know the information and to protect the
12 reports from unauthorized access.

13 (c) A frontier developer shall report any critical safety
14 incident pertaining to one or more of its frontier models to
15 the Agency and the Attorney General within 72 hours of the
16 frontier developer learning facts sufficient to establish a
17 reasonable belief that a critical safety incident has
18 occurred. The disclosure shall include: (i) the date of the
19 critical safety incident; (ii) the reasons the incident
20 qualifies as a critical safety incident as defined in this
21 Act; and (iii) a short and plain statement describing the
22 critical safety incident. If a frontier developer discovers
23 that a critical safety incident poses an imminent risk of
24 death or serious physical injury, the frontier developer shall
25 disclose that incident within 24 hours to an authority,
26 including any law enforcement agency or public safety agency

1 with jurisdiction, that is appropriate based on the nature of
2 that incident and as required by law. A frontier developer
3 that discovers information about a critical safety incident
4 after filing the initial report required by this subsection
5 (c) may file an amended report. A frontier developer is
6 encouraged, but not required, to report critical safety
7 incidents pertaining to foundation models that are not
8 frontier models.

9 (d) The Agency and the Attorney General shall review
10 critical safety incident reports submitted by frontier
11 developers and may review reports submitted by members of the
12 public.

13 (e) The Attorney General or the Agency may transmit
14 reports of critical safety incidents to the General Assembly,
15 the Governor, the federal government, or appropriate State
16 agencies. The Attorney General and the Agency shall strongly
17 consider any risks related to trade secrets, public safety,
18 cybersecurity of a frontier developer, or national security
19 when transmitting reports.

20 (f) The following records are exempt from disclosure under
21 the Freedom of Information Act:

22 (1) any report of a critical safety incident submitted
23 to the Agency or the Attorney General;

24 (2) any report of an assessment of catastrophic risk
25 from internal use under subsection (e) of Section 10;

26 (3) any unredacted version of the third party audit

1 report produced under subsection (d) of Section 10 in the
2 possession of the Agency or the Attorney General;

3 (4) any materials, work papers, notes, or derivative
4 documents prepared by a third party in connection with an
5 audit under subsection (d) of Section 10, to the extent
6 such materials come into the possession of the Agency or
7 the Attorney General; and

8 (5) any covered employee report made under Section 30.

9 (g)(1) By January 1, 2029, and by each January 1
10 thereafter, the Agency, in consultation with the Attorney
11 General, shall produce a report that includes the following:

12 (A) anonymized and aggregated information about
13 critical safety incidents that have been reviewed by the
14 Agency or the Attorney General since the preceding report;

15 (B) information that the Agency deems relevant to
16 frontier model safety;

17 (C) recommended updates to this Act, if any; and

18 (D) any developments relevant to the purposes of this
19 Act.

20 (2) The Agency and the Attorney General shall not include
21 information in a report that would compromise the trade
22 secrets or cybersecurity of a frontier developer, public
23 safety, or the national security of the United States or that
24 would be prohibited by any federal or State law.

25 (3) The Agency, in consultation with the Attorney General,
26 shall transmit the report under this subsection (g) to the

1 General Assembly and to the Governor.

2 Section 17. Interoperability.

3 (a) The Agency, in consultation with the Attorney General,
4 shall designate on its website a declaration process and one
5 or more federal laws, regulations, or guidance documents that
6 meet all of the following conditions for the purposes of
7 subsection (b):

8 (1) the law, regulation, or guidance document imposes
9 or states standards or requirements for critical safety
10 incident reporting that are substantially equivalent to,
11 or stricter than, those required by this Act;

12 (2) the law, regulation, or guidance document
13 described in paragraph (1) does not need to require
14 critical safety incident reporting to the State of
15 Illinois;

16 (3) the law, regulation, or guidance document is
17 intended to assess, detect, or mitigate the catastrophic
18 risk in ways that are substantially equivalent to this
19 Act; and

20 (4) the law, regulation, or guidance document requires
21 the large frontier developer to undergo independent
22 third-party audits of its assessment of catastrophic risks
23 and critical safety incident reporting with requirements
24 that are substantially equivalent to, or stricter than,
25 those required by this Act.

1 (b)(1) A frontier developer that intends to comply with
2 this Act by complying with the requirements of, or meeting the
3 standards stated by, a federal law, regulation, or guidance
4 document designated in subsection (a) shall declare its intent
5 to do so to the Agency by following the process outlined on the
6 Agency's website.

7 (2) After a frontier developer has declared its intent
8 pursuant to paragraph (1), both of the following apply:

9 (A) the frontier developer shall be deemed in
10 compliance with this Act to the extent that the frontier
11 developer meets the standards of, or complies with the
12 requirements imposed or stated by, the designated federal
13 law, regulation, or guidance document until the frontier
14 developer declares the revocation of that intent to the
15 Agency in the manner provided for on the Agency's website;
16 and

17 (B) the failure by a frontier developer to meet the
18 standards of, or comply with the requirements stated by,
19 the federal law, regulation, or guidance document
20 designated pursuant to subsection (a) shall constitute a
21 violation of this Act.

22 (c) The Agency shall issue updated guidance documents on
23 its website if the requirements of subsection (a) are no
24 longer met.

25 Section 18. Large frontier developer disclosure.

1 (a) Except as otherwise provided in this Section,
2 beginning January 1, 2027, no large frontier developer may
3 develop, deploy, or operate a frontier model, in whole or in
4 part in this State, without having a current disclosure
5 statement filed with the Agency and paying the required fee.

6 (b) The disclosure statement shall be filed in the form
7 and the manner prescribed by the Agency on the Agency's
8 website and shall contain all the information required by the
9 Agency. It shall be renewed annually, whenever ownership of
10 the frontier model is transferred or whenever there is a
11 material change to the information reported in the previously
12 filed disclosure statement, whichever occurs earlier.

13 (c) The disclosure statement shall identify:

14 (1) the identity of the large frontier developer and
15 all names under which such large frontier developer
16 conducts business;

17 (2) the address of the principal place of business and
18 the address of each office the large frontier developer
19 maintains in this State;

20 (3) in the event the large frontier developer or the
21 ultimate parent of the large frontier developer is a
22 privately or closely held company, a list of all persons
23 or entities that beneficially own a 5% or greater interest
24 in the large frontier developer at the time the disclosure
25 statement is filed and a list of persons who formerly
26 beneficially owned a 5% or greater interest in the owner

1 or its predecessors in the preceding 5 years; in the event
2 the owner or the ultimate parent is a publicly traded
3 company, the owner shall file a list of all persons or
4 entities that beneficially own a 50% or greater interest
5 in the large frontier developer at the time of disclosure;
6 and

7 (4) the name and contact information of a point of
8 contact, secondary contact, and tertiary contact for the
9 large frontier developer; the point of contact shall be
10 responsible for receiving inquiries relating to this Act
11 from the Agency or other governmental entities.

12 (d) The Agency shall charge and collect fees from large
13 frontier developers for the expenses of administering this
14 Act, which shall be nonrefundable unless otherwise indicated.
15 Each large frontier developer shall pay to the Agency its pro
16 rata share of the cost of administration of this Act, as
17 estimated by the Agency, for the current year and any deficit
18 actually incurred in the administration of the Act in prior
19 years.

20 (e) If any person develops, deploys, or operates a large
21 frontier model in this State without a current disclosure
22 filed with the Agency as required by this Section, submits
23 false information in its disclosure or fails to timely pay any
24 assessment required by this Act, in addition to any other
25 penalty or liability that may be imposed under this Act, the
26 Agency may, after notice and hearing, levy civil penalties,

1 fees, and costs as follows:

2 (1) a civil penalty of \$1,000 for each day the person
3 fails to file a disclosure as required by this Section or
4 fails to correct false information; and

5 (2) an amount equal to the assessments owed.

6 (f) The Agency shall maintain and publish a list of large
7 frontier developers who have filed disclosure statements;
8 however, the publication shall not include the contact
9 information set forth in subsection (c).

10 Section 20. Whistleblower protections.

11 (a) A frontier developer shall not make, adopt, enforce,
12 or enter into a rule, regulation, policy, or contract that
13 prevents a covered employee from disclosing, or retaliates
14 against a covered employee for disclosing, information to the
15 Agency, Attorney General, a federal authority, a person with
16 authority over the covered employee, or another covered
17 employee who has authority to investigate, discover, or
18 correct the reported issue, if the covered employee has
19 reasonable cause to believe that the information discloses
20 that:

21 (1) the frontier developer's activities pose a
22 specific and substantial danger to the public health or
23 safety resulting from a catastrophic risk; or

24 (2) the frontier developer has violated this Act.

25 (b) A frontier developer shall not enter into a contract

1 that prevents a covered employee from making a disclosure
2 protected under the Whistleblower Act.

3 (c) A covered employee may use the Attorney General's
4 Workplace Rights Hotline to make reports described in
5 subsection (a).

6 (d) A frontier developer shall provide a clear notice to
7 all covered employees of their rights and responsibilities
8 under this Section, including by doing either of the
9 following:

10 (1) at all times posting and displaying within any
11 workplace maintained by the frontier developer a notice to
12 all covered employees of their rights under this Section,
13 ensuring that any new covered employee receives equivalent
14 notice, and ensuring that any covered employee who works
15 remotely periodically receives an equivalent notice; or

16 (2) at least once each year, providing written notice
17 to each covered employee of the covered employee's rights
18 under this Section and ensuring that the notice is
19 received and acknowledged by all of those covered
20 employees.

21 (e)(1) A large frontier developer shall provide a
22 reasonable internal process through which a covered employee
23 may anonymously disclose information to the large frontier
24 developer if the covered employee believes in good faith that
25 the information indicates that the large frontier developer's
26 activities present a specific and substantial danger to the

1 public health or safety resulting from a catastrophic risk or
2 that the large frontier developer violated this Act, including
3 a monthly update to the person who made the disclosure
4 regarding the status of the large frontier developer's
5 investigation of the disclosure and the actions taken by the
6 large frontier developer in response to the disclosure.

7 (2) (A) Except as provided in subparagraph (B), the
8 disclosures and responses of the process required by this
9 subsection (e) shall be shared with officers and directors of
10 the large frontier developer at least once each quarter.

11 (B) If a covered employee has alleged wrongdoing by an
12 officer or director of the large frontier developer in a
13 disclosure or response, subparagraph (A) shall not apply with
14 respect to that officer or director.

15 (f) This Section does not impair or limit the
16 applicability of the Whistleblower Act, including with respect
17 to the rights of employees who are not covered employees to
18 report violations of this Act.

19 Section 25. Civil penalty.

20 (a) A large frontier developer that fails to publish or
21 transmit a compliant document required to be published or
22 transmitted under this Act, makes a statement in violation of
23 subsection (f) of Section 10, fails to have a third party
24 perform an independent audit of compliance as required by
25 subsection (d) of Section 10, fails to report a critical

1 safety incident as required by Section 15, or fails to comply
2 with its own frontier AI framework shall be subject to a civil
3 penalty in an amount dependent upon the severity of the
4 violation that does not exceed \$1,000,000 for the first
5 violation. For a subsequent violation, the civil penalty may
6 not exceed \$3,000,000 per violation.

7 (b) A civil penalty described in this Section shall be
8 recovered in a civil action brought exclusively by the
9 Attorney General. Any civil penalties collected from the
10 enforcement of this Act shall be deposited into the Attorney
11 General Court Ordered and Voluntary Compliance Payment
12 Projects Fund.

13 (c) The loss of value of equity does not count as damage to
14 or loss of property for the purposes of this Act.

15 (d) Nothing in this Act shall be construed to establish a
16 private right of action associated with violations of this
17 Act.

18 Section 30. Duties and obligations. The duties and
19 obligations imposed by this Act are cumulative with any other
20 duties or obligations imposed under other law and shall not be
21 construed to relieve any party from any duties or obligations
22 imposed under other law and do not limit any rights or remedies
23 under existing law.

24 Section 35. Home rule. The regulation of artificial

1 intelligence frontier models is an exclusive power and
2 function of the State. A home rule unit may not regulate
3 disclosures related to the use of artificial intelligence in
4 commercial communications with consumers. This Section is a
5 denial and limitation of home rule powers and functions under
6 subsection (h) of Section 6 of Article VII of the Illinois
7 Constitution.

8 Section 80. The Freedom of Information Act is amended by
9 changing Section 7.5 as follows:

10 (5 ILCS 140/7.5)

11 (Text of Section before amendment by P.A. 104-441 and
12 104-457)

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

16 (a) All information determined to be confidential
17 under Section 4002 of the Technology Advancement and
18 Development Act.

19 (b) Library circulation and order records identifying
20 library users with specific materials under the Library
21 Records Confidentiality Act.

22 (c) Applications, related documents, and medical
23 records received by the Experimental Organ Transplantation
24 Procedures Board and any and all documents or other

1 records prepared by the Experimental Organ Transplantation
2 Procedures Board or its staff relating to applications it
3 has received.

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

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

12 (f) Firm performance evaluations under Section 55 of
13 the Architectural, Engineering, and Land Surveying
14 Qualifications Based Selection Act.

15 (g) Information the disclosure of which is restricted
16 and exempted under Section 50 of the Illinois Prepaid
17 Tuition Act.

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

24 (i) Information contained in a local emergency energy
25 plan submitted to a municipality in accordance with a
26 local emergency energy plan ordinance that is adopted

1 under Section 11-21.5-5 of the Illinois Municipal Code.

2 (j) Information and data concerning the distribution
3 of surcharge moneys collected and remitted by carriers
4 under the Emergency Telephone System Act.

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

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

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

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

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

1 (p) Security portions of system safety program plans,
2 investigation reports, surveys, schedules, lists, data, or
3 information compiled, collected, or prepared by or for the
4 Department of Transportation under Sections 2705-300 and
5 2705-616 of the Department of Transportation Law of the
6 Civil Administrative Code of Illinois, the Regional
7 Transportation Authority under Section 2.11 of the
8 Regional Transportation Authority Act, or the St. Clair
9 County Transit District under the Bi-State Transit Safety
10 Act (repealed).

11 (q) Information prohibited from being disclosed by the
12 Personnel Record Review Act.

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

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

17 (t) (Blank).

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

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

1 Firearm Concealed Carry Act, records of the Concealed
2 Carry Licensing Review Board under the Firearm Concealed
3 Carry Act, and law enforcement agency objections under the
4 Firearm Concealed Carry Act.

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

8 (w) Personally identifiable information which is
9 exempted from disclosure under subsection (g) of Section
10 19.1 of the Toll Highway Act.

11 (x) Information which is exempted from disclosure
12 under Section 5-1014.3 of the Counties Code or Section
13 8-11-21 of the Illinois Municipal Code.

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

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

26 (aa) Information which is exempted from disclosure

1 under Section 2.37 of the Wildlife Code.

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

4 (cc) Recordings made under the Law Enforcement
5 Officer-Worn Body Camera Act, except to the extent
6 authorized under that Act.

7 (dd) Information that is prohibited from being
8 disclosed under Section 45 of the Condominium and Common
9 Interest Community Ombudsperson Act.

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

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

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

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

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

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

1 (kk) Information prohibited from disclosure under the
2 Seizure and Forfeiture Reporting Act.

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

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

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

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

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

18 (qq) Information and records held by the Department of
19 Public Health and its authorized representatives collected
20 under the Reproductive Health Act.

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

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

26 (tt) Recordings made under the Children's Advocacy

1 Center Act, except to the extent authorized under that
2 Act.

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

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

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

10 (xx) Information that is exempt from disclosure or
11 information that shall not be made public under the
12 Illinois Insurance Code.

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

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

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

19 (bbb) Information that is prohibited from disclosure
20 by the Illinois Police Training Act and the Illinois State
21 Police Act.

22 (ccc) Records exempt from disclosure under Section
23 2605-304 of the Illinois State Police Law of the Civil
24 Administrative Code of Illinois.

25 (ddd) Information prohibited from being disclosed
26 under Section 35 of the Address Confidentiality for

1 Victims of Domestic Violence, Sexual Assault, Human
2 Trafficking, or Stalking Act.

3 (eee) Information prohibited from being disclosed
4 under subsection (b) of Section 75 of the Domestic
5 Violence Fatality Review Act.

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

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

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

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

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

26 (kkk) Confidential business information prohibited

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

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

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

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

11 (ooo) Data or information provided pursuant to Section
12 20 of the Statewide Recycling Needs and Assessment Act.

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

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

17 (rrr) Information prohibited from being disclosed
18 under Section 4-2 of the Uniform Money Transmission
19 Modernization Act.

20 (sss) Information exempt from disclosure under Section
21 40 of the Student-Athlete Endorsement Rights Act.

22 (ttt) Audio recordings made under Section 30 of the
23 Illinois State Police Act, except to the extent authorized
24 under that Section.

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

1 (vvv) Information exempt from disclosure under
2 subsection (f) of Section 15 of the Artificial
3 Intelligence Safety Measures Act.

4 (Source: P.A. 103-8, eff. 6-7-23; 103-34, eff. 6-9-23;
5 103-142, eff. 1-1-24; 103-372, eff. 1-1-24; 103-472, eff.
6 8-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23; 103-592,
7 eff. 6-7-24; 103-605, eff. 7-1-24; 103-636, eff. 7-1-24;
8 103-724, eff. 1-1-25; 103-786, eff. 8-7-24; 103-859, eff.
9 8-9-24; 103-991, eff. 8-9-24; 103-1049, eff. 8-9-24; 103-1081,
10 eff. 3-21-25; 104-10, eff. 6-16-25; 104-18, eff. 6-30-25;
11 104-417, eff. 8-15-25; 104-428, eff. 8-18-25; revised
12 9-10-25.)

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

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

18 (a) All information determined to be confidential
19 under Section 4002 of the Technology Advancement and
20 Development Act.

21 (b) Library circulation and order records identifying
22 library users with specific materials under the Library
23 Records Confidentiality Act.

24 (c) Applications, related documents, and medical
25 records received by the Experimental Organ Transplantation

1 Procedures Board and any and all documents or other
2 records prepared by the Experimental Organ Transplantation
3 Procedures Board or its staff relating to applications it
4 has received.

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

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

13 (f) Firm performance evaluations under Section 55 of
14 the Architectural, Engineering, and Land Surveying
15 Qualifications Based Selection Act.

16 (g) Information the disclosure of which is restricted
17 and exempted under Section 50 of the Illinois Prepaid
18 Tuition Act.

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

25 (i) Information contained in a local emergency energy
26 plan submitted to a municipality in accordance with a

1 local emergency energy plan ordinance that is adopted
2 under Section 11-21.5-5 of the Illinois Municipal Code.

3 (j) Information and data concerning the distribution
4 of surcharge moneys collected and remitted by carriers
5 under the Emergency Telephone System Act.

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

10 (l) Records and information provided to a residential
11 health care facility resident sexual assault and death
12 review team or the Executive Council under the Abuse
13 Prevention Review Team Act.

14 (m) Information provided to the predatory lending
15 database created pursuant to Article 3 of the Residential
16 Real Property Disclosure Act, except to the extent
17 authorized under that Article.

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

25 (o) Information that is prohibited from being
26 disclosed under Section 4 of the Illinois Health and

1 Hazardous Substances Registry Act.

2 (p) Security portions of system safety program plans,
3 investigation reports, surveys, schedules, lists, data, or
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5 Department of Transportation under Sections 2705-300 and
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8 Illinois Transit Authority under Section 2.11 of the
9 Northern Illinois Transit Authority Act, or the St. Clair
10 County Transit District under the Bi-State Transit Safety
11 Act (repealed).

12 (q) Information prohibited from being disclosed by the
13 Personnel Record Review Act.

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

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

18 (t) (Blank).

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

22 (v) Names and information of people who have applied
23 for or received Firearm Owner's Identification Cards under
24 the Firearm Owners Identification Card Act or applied for
25 or received a concealed carry license under the Firearm
26 Concealed Carry Act, unless otherwise authorized by the

1 Firearm Concealed Carry Act; and databases under the
2 Firearm Concealed Carry Act, records of the Concealed
3 Carry Licensing Review Board under the Firearm Concealed
4 Carry Act, and law enforcement agency objections under the
5 Firearm Concealed Carry Act.

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

9 (w) Personally identifiable information which is
10 exempted from disclosure under subsection (g) of Section
11 19.1 of the Toll Highway Act.

12 (x) Information which is exempted from disclosure
13 under Section 5-1014.3 of the Counties Code or Section
14 8-11-21 of the Illinois Municipal Code.

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

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24 review team or the Illinois Fatality Review Team Advisory
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6 Officer-Worn Body Camera Act, except to the extent
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16 disclosed under Section 7-603.5 of the Illinois Vehicle
17 Code.

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19 Section 1A-16.7 of the Election Code.

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22 the Civil Administrative Code of Illinois.

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24 submitted to the Department of Labor by registering day
25 and temporary labor service agencies but are exempt from
26 disclosure under subsection (a-1) of Section 45 of the Day

1 and Temporary Labor Services Act.

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3 Seizure and Forfeiture Reporting Act.

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6 Aid Code.

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14 Suicide Prevention Act.

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17 enforcement agency under the First Responders Suicide
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20 Public Health and its authorized representatives collected
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25 Human Rights pursuant to Section 2-108 of the Illinois
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3 Act.

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5 Section 50 of the Sexual Assault Evidence Submission Act.

6 (vv) Information that is exempt from disclosure under
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22 Police Act.

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25 Administrative Code of Illinois.

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9 information used and collected by the Illinois State
10 Police. "ALPR information" means information gathered by
11 an ALPR or created from the analysis of data generated by
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13 July 1, 2028.

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15 paragraph (3) of subsection (a) of Section 14 of the Nurse
16 Agency Licensing Act.

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18 Police in an affidavit or application for an assault
19 weapon endorsement, assault weapon attachment endorsement,
20 .50 caliber rifle endorsement, or .50 caliber cartridge
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22 Act.

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20 Modernization Act.

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24 Illinois State Police Act, except to the extent authorized
25 under that Section.

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1 under Section 30-5 of the Digital Assets Regulation Act.

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5 (Source: P.A. 103-8, eff. 6-7-23; 103-34, eff. 6-9-23;
6 103-142, eff. 1-1-24; 103-372, eff. 1-1-24; 103-472, eff.
7 8-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23; 103-592,
8 eff. 6-7-24; 103-605, eff. 7-1-24; 103-636, eff. 7-1-24;
9 103-724, eff. 1-1-25; 103-786, eff. 8-7-24; 103-859, eff.
10 8-9-24; 103-991, eff. 8-9-24; 103-1049, eff. 8-9-24; 103-1081,
11 eff. 3-21-25; 104-10, eff. 6-16-25; 104-18, eff. 6-30-25;
12 104-417, eff. 8-15-25; 104-428, eff. 8-18-25; 104-457, eff.
13 6-1-26; revised 1-7-26.)

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

15 Sec. 7.5. Statutory exemptions. To the extent provided for
16 by the statutes referenced below, the following shall be
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21 (b) Library circulation and order records identifying
22 library users with specific materials under the Library
23 Records Confidentiality Act.

24 (c) Applications, related documents, and medical
25 records received by the Experimental Organ Transplantation

1 Procedures Board and any and all documents or other
2 records prepared by the Experimental Organ Transplantation
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4 has received.

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7 to known or suspected cases of sexually transmitted
8 infection or any information the disclosure of which is
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14 the Architectural, Engineering, and Land Surveying
15 Qualifications Based Selection Act.

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17 and exempted under Section 50 of the Illinois Prepaid
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22 general's office that would be exempt if created or
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26 plan submitted to a municipality in accordance with a

1 local emergency energy plan ordinance that is adopted
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10 (l) Records and information provided to a residential
11 health care facility resident sexual assault and death
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13 Prevention Review Team Act.

14 (m) Information provided to the predatory lending
15 database created pursuant to Article 3 of the Residential
16 Real Property Disclosure Act, except to the extent
17 authorized under that Article.

18 (n) Defense budgets and petitions for certification of
19 compensation and expenses for court appointed trial
20 counsel as provided under Sections 10 and 15 of the
21 Capital Crimes Litigation Act (repealed). This subsection
22 (n) shall apply until the conclusion of the trial of the
23 case, even if the prosecution chooses not to pursue the
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25 (o) Information that is prohibited from being
26 disclosed under Section 4 of the Illinois Health and

1 Hazardous Substances Registry Act.

2 (p) Security portions of system safety program plans,
3 investigation reports, surveys, schedules, lists, data, or
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5 Department of Transportation under Sections 2705-300 and
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7 Civil Administrative Code of Illinois, the Northern
8 Illinois Transit Authority under Section 2.11 of the
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20 team of experts under the Developmental Disability and
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23 for or received Firearm Owner's Identification Cards under
24 the Firearm Owners Identification Card Act or applied for
25 or received a concealed carry license under the Firearm
26 Concealed Carry Act, unless otherwise authorized by the

1 Firearm Concealed Carry Act; and databases under the
2 Firearm Concealed Carry Act, records of the Concealed
3 Carry Licensing Review Board under the Firearm Concealed
4 Carry Act, and law enforcement agency objections under the
5 Firearm Concealed Carry Act.

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

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11 19.1 of the Toll Highway Act.

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

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24 review team or the Illinois Fatality Review Team Advisory
25 Council under Section 15 of the Adult Protective Services
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3 (bb) Information which is or was prohibited from
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5 (cc) Recordings made under the Law Enforcement
6 Officer-Worn Body Camera Act, except to the extent
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10 Interest Community Ombudsperson Act.

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

1 (tt) Recordings made under the Children's Advocacy
2 Center Act, except to the extent authorized under that
3 Act.

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

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

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

11 (xx) Information that is exempt from disclosure or
12 information that shall not be made public under the
13 Illinois Insurance Code.

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

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

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

20 (bbb) Information that is prohibited from disclosure
21 by the Illinois Police Training Act and the Illinois State
22 Police Act.

23 (ccc) Records exempt from disclosure under Section
24 2605-304 of the Illinois State Police Law of the Civil
25 Administrative Code of Illinois.

26 (ddd) Information prohibited from being disclosed

1 under Section 35 of the Address Confidentiality for
2 Victims of Domestic Violence, Sexual Assault, Human
3 Trafficking, or Stalking Act.

4 (eee) Information prohibited from being disclosed
5 under subsection (b) of Section 75 of the Domestic
6 Violence Fatality Review Act.

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

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

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

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

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

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

4 (lll) Data exempt from disclosure under Section
5 2-3.196 of the School Code.

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

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

12 (ooo) Data or information provided pursuant to Section
13 20 of the Statewide Recycling Needs and Assessment Act.

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

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

18 (rrr) Information prohibited from being disclosed
19 under Section 4-2 of the Uniform Money Transmission
20 Modernization Act.

21 (sss) Information exempt from disclosure under Section
22 40 of the Student-Athlete Endorsement Rights Act.

23 (ttt) Audio recordings made under Section 30 of the
24 Illinois State Police Act, except to the extent authorized
25 under that Section.

26 (uuu) Information prohibited from being disclosed

1 under Section 30-5 of the Digital Assets Regulation Act.

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

5 (www) Information exempt from disclosure under
6 subsection (f) of Section 15 of the Artificial
7 Intelligence Safety Measures Act.

8 (Source: P.A. 103-8, eff. 6-7-23; 103-34, eff. 6-9-23;
9 103-142, eff. 1-1-24; 103-372, eff. 1-1-24; 103-472, eff.
10 8-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23; 103-592,
11 eff. 6-7-24; 103-605, eff. 7-1-24; 103-636, eff. 7-1-24;
12 103-724, eff. 1-1-25; 103-786, eff. 8-7-24; 103-859, eff.
13 8-9-24; 103-991, eff. 8-9-24; 103-1049, eff. 8-9-24; 103-1081,
14 eff. 3-21-25; 104-10, eff. 6-16-25; 104-18, eff. 6-30-25;
15 104-417, eff. 8-15-25; 104-428, eff. 8-18-25; 104-441, eff.
16 9-12-26; 104-457, eff. 6-1-26; revised 1-7-26.)

17 Section 90. The Whistleblower Act is amended by changing
18 Section 15 as follows:

19 (740 ILCS 174/15)

20 Sec. 15. Retaliation for certain disclosures prohibited.

21 (a) An employer may not take retaliatory action against an
22 employee who discloses or threatens to disclose to a public
23 body conducting an investigation, or in a court, an
24 administrative hearing, or any other proceeding initiated by a

1 public body, information related to an activity, policy, or
2 practice of the employer, where the employee has a good faith
3 belief that the activity, policy, or practice (i) violates a
4 State or federal law, rule, or regulation or (ii) poses a
5 substantial and specific danger to employees, public health,
6 or safety.

7 (b) An employer may not take retaliatory action against an
8 employee for disclosing or threatening to disclose information
9 to a government or law enforcement agency information related
10 to an activity, policy, or practice of the employer, where the
11 employee has a good faith belief that the activity, policy, or
12 practice of the employer (i) violates a State or federal law,
13 rule, or regulation or (ii) poses a substantial and specific
14 danger to employees, public health, or safety.

15 (c) An employer may not take retaliatory action against an
16 employee for disclosing or threatening to disclose to any
17 supervisor, principal officer, board member, or supervisor in
18 an organization that has a contractual relationship with the
19 employer who makes the employer aware of the disclosure,
20 information related to an activity, policy, or practice of the
21 employer if the employee has a good faith belief that the
22 activity, policy, or practice (i) violates a State or federal
23 law, rule, or regulation or (ii) poses a substantial and
24 specific danger to employees, public health, or safety.

25 (d) An employer may not take retaliatory action against an
26 employee for disclosing or threatening to disclose in good

1 faith any violation of Section 5-10 of the Illinois Bivens
2 Act.

3 (e) An employer may not take retaliatory action against an
4 employee for disclosing or threatening to disclose in good
5 faith any violation of the Artificial Intelligence Safety
6 Measures Act.

7 (Source: P.A. 103-867, eff. 1-1-25; 104-417, eff. 8-15-25;
8 104-440, eff. 12-9-25.)

9 Section 95. No acceleration or delay. Where this Act makes
10 changes in a statute that is represented in this Act by text
11 that is not yet or no longer in effect (for example, a Section
12 represented by multiple versions), the use of that text does
13 not accelerate or delay the taking effect of (i) the changes
14 made by this Act or (ii) provisions derived from any other
15 Public Act.

16 Section 97. Severability. The provisions of this Act are
17 severable under Section 1.31 of the Statute on Statutes.

18 Section 99. Effective date. This Act takes effect January
19 1, 2027."