



Sen. Mike Porfirio

**Filed: 2/13/2026**

10400SB2715sam001

LRB104 15880 BDA 34329 a

1 AMENDMENT TO SENATE BILL 2715

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2715 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Open Meetings Act is amended by changing  
5 Section 2 as follows:

6 (5 ILCS 120/2)

7 (Text of Section before amendment by P.A. 104-457 and  
8 104-458)

9 Sec. 2. Open meetings.

10 (a) Openness required. All meetings of public bodies shall  
11 be open to the public unless excepted in subsection (c) and  
12 closed in accordance with Section 2a.

13 (b) Construction of exceptions. The exceptions contained  
14 in subsection (c) are in derogation of the requirement that  
15 public bodies meet in the open, and therefore, the exceptions  
16 are to be strictly construed, extending only to subjects

1 clearly within their scope. The exceptions authorize but do  
2 not require the holding of a closed meeting to discuss a  
3 subject included within an enumerated exception.

4 (c) Exceptions. A public body may hold closed meetings to  
5 consider the following subjects:

6 (1) The appointment, employment, compensation,  
7 discipline, performance, or dismissal of specific  
8 employees, specific individuals who serve as independent  
9 contractors in a park, recreational, or educational  
10 setting, or specific volunteers of the public body or  
11 legal counsel for the public body, including hearing  
12 testimony on a complaint lodged against an employee, a  
13 specific individual who serves as an independent  
14 contractor in a park, recreational, or educational  
15 setting, or a volunteer of the public body or against  
16 legal counsel for the public body to determine its  
17 validity. However, a meeting to consider an increase in  
18 compensation to a specific employee of a public body that  
19 is subject to the Local Government Wage Increase  
20 Transparency Act may not be closed and shall be open to the  
21 public and posted and held in accordance with this Act.

22 (2) Collective negotiating matters between the public  
23 body and its employees or their representatives, or  
24 deliberations concerning salary schedules for one or more  
25 classes of employees.

26 (3) The selection of a person to fill a public office,

1 as defined in this Act, including a vacancy in a public  
2 office, when the public body is given power to appoint  
3 under law or ordinance, or the discipline, performance or  
4 removal of the occupant of a public office, when the  
5 public body is given power to remove the occupant under  
6 law or ordinance.

7 (4) Evidence or testimony presented in open hearing,  
8 or in closed hearing where specifically authorized by law,  
9 to a quasi-adjudicative body, as defined in this Act,  
10 provided that the body prepares and makes available for  
11 public inspection a written decision setting forth its  
12 determinative reasoning.

13 (4.5) Evidence or testimony presented to a school  
14 board regarding denial of admission to school events or  
15 property pursuant to Section 24-24 of the School Code,  
16 provided that the school board prepares and makes  
17 available for public inspection a written decision setting  
18 forth its determinative reasoning.

19 (5) The purchase or lease of real property for the use  
20 of the public body, including meetings held for the  
21 purpose of discussing whether a particular parcel should  
22 be acquired.

23 (6) The setting of a price for sale or lease of  
24 property owned by the public body.

25 (7) The sale or purchase of securities, investments,  
26 or investment contracts. This exception shall not apply to

1 the investment of assets or income of funds deposited into  
2 the Illinois Prepaid Tuition Trust Fund.

3 (8) Security procedures, school building safety and  
4 security, and the use of personnel and equipment to  
5 respond to an actual, a threatened, or a reasonably  
6 potential danger to the safety of employees, students,  
7 staff, the public, or public property.

8 (9) Student disciplinary cases.

9 (10) The placement of individual students in special  
10 education programs and other matters relating to  
11 individual students.

12 (11) Litigation, when an action against, affecting or  
13 on behalf of the particular public body has been filed and  
14 is pending before a court or administrative tribunal, or  
15 when the public body finds that an action is probable or  
16 imminent, in which case the basis for the finding shall be  
17 recorded and entered into the minutes of the closed  
18 meeting.

19 (12) The establishment of reserves or settlement of  
20 claims as provided in the Local Governmental and  
21 Governmental Employees Tort Immunity Act, if otherwise the  
22 disposition of a claim or potential claim might be  
23 prejudiced, or the review or discussion of claims, loss or  
24 risk management information, records, data, advice or  
25 communications from or with respect to any insurer of the  
26 public body or any intergovernmental risk management

1 association or self-insurance ~~self-insurance~~ pool of which  
2 the public body is a member.

3 (13) Conciliation of complaints of discrimination in  
4 the sale or rental of housing, when closed meetings are  
5 authorized by the law or ordinance prescribing fair  
6 housing practices and creating a commission or  
7 administrative agency for their enforcement.

8 (14) Informant sources, the hiring or assignment of  
9 undercover personnel or equipment, or ongoing, prior or  
10 future criminal investigations, when discussed by a public  
11 body with criminal investigatory responsibilities.

12 (15) Professional ethics or performance when  
13 considered by an advisory body appointed to advise a  
14 licensing or regulatory agency on matters germane to the  
15 advisory body's field of competence.

16 (16) Self-evaluation ~~Self-evaluation~~, practices and  
17 procedures, or professional ethics, when meeting with a  
18 representative of a statewide or regional association of  
19 which the public body is a member. As used in this  
20 paragraph, "regional association" applies only to a  
21 regional association pertaining to municipalities.

22 (17) The recruitment, credentialing, discipline or  
23 formal peer review of physicians or other health care  
24 professionals, or for the discussion of matters protected  
25 under the federal Patient Safety and Quality Improvement  
26 Act of 2005, and the regulations promulgated thereunder,

1 including 42 CFR ~~C.F.R.~~ Part 3 (73 FR 70732), or the  
2 federal Health Insurance Portability and Accountability  
3 Act of 1996, and the regulations promulgated thereunder,  
4 including 45 CFR ~~C.F.R.~~ Parts 160, 162, and 164, by a  
5 hospital, or other institution providing medical care,  
6 that is operated by the public body.

7 (18) Deliberations for decisions of the Prisoner  
8 Review Board.

9 (19) Review or discussion of applications received  
10 under the Experimental Organ Transplantation Procedures  
11 Act.

12 (20) The classification and discussion of matters  
13 classified as confidential or continued confidential by  
14 the State Government Suggestion Award Board.

15 (21) Discussion of minutes of meetings lawfully closed  
16 under this Act, whether for purposes of approval by the  
17 body of the minutes or semi-annual review of the minutes  
18 as mandated by Section 2.06.

19 (22) Deliberations for decisions of the State  
20 Emergency Medical Services Disciplinary Review Board.

21 (23) The operation by a municipality of a municipal  
22 utility or the operation of a municipal power agency or  
23 municipal natural gas agency when the discussion involves  
24 (i) contracts relating to the purchase, sale, or delivery  
25 of electricity or natural gas or (ii) the results or  
26 conclusions of load forecast studies.

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

5           (25) Meetings of an independent team of experts under  
6           the Developmental Disability and Mental Health Safety Act  
7           or Brian's Law.

8           (26) Meetings of a mortality review team appointed  
9           under the Department of Juvenile Justice Mortality Review  
10          Team Act.

11          (27) (Blank).

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

16          (29) Meetings between internal or external auditors  
17          and governmental audit committees, finance committees, and  
18          their equivalents, when the discussion involves internal  
19          control weaknesses, identification of potential fraud risk  
20          areas, known or suspected frauds, and fraud interviews  
21          conducted in accordance with generally accepted auditing  
22          standards of the United States of America.

23          (30) (Blank).

24          (31) Meetings and deliberations for decisions of the  
25          Concealed Carry Licensing Review Board under the Firearm  
26          Concealed Carry Act.

1           (32) Meetings between the Regional Transportation  
2 Authority Board and its Service Boards when the discussion  
3 involves review by the Regional Transportation Authority  
4 Board of employment contracts under Section 28d of the  
5 Metropolitan Transit Authority Act and Sections 3A.18 and  
6 3B.26 of the Regional Transportation Authority Act.

7           (33) Those meetings or portions of meetings of the  
8 advisory committee and peer review subcommittee created  
9 under Section 320 of the Illinois Controlled Substances  
10 Act during which specific controlled substance prescriber,  
11 dispenser, or patient information is discussed.

12           (34) Meetings of the Tax Increment Financing Reform  
13 Task Force under Section 2505-800 of the Department of  
14 Revenue Law of the Civil Administrative Code of Illinois.

15           (35) Meetings of the group established to discuss  
16 Medicaid capitation rates under Section 5-30.8 of the  
17 Illinois Public Aid Code.

18           (36) Those deliberations or portions of deliberations  
19 for decisions of the Illinois Gaming Board in which there  
20 is discussed any of the following: (i) personal,  
21 commercial, financial, or other information obtained from  
22 any source that is privileged, proprietary, confidential,  
23 or a trade secret; or (ii) information specifically  
24 exempted from the disclosure by federal or State law.

25           (37) Deliberations for decisions of the Illinois Law  
26 Enforcement Training Standards Board, the Certification

1 Review Panel, and the Illinois State Police Merit Board  
2 regarding certification and decertification.

3 (38) Meetings of the Ad Hoc Statewide Domestic  
4 Violence Fatality Review Committee of the Illinois  
5 Criminal Justice Information Authority Board that occur in  
6 closed executive session under subsection (d) of Section  
7 35 of the Domestic Violence Fatality Review Act.

8 (39) Meetings of the regional review teams under  
9 subsection (a) of Section 75 of the Domestic Violence  
10 Fatality Review Act.

11 (40) Meetings of the Firearm Owner's Identification  
12 Card Review Board under Section 10 of the Firearm Owners  
13 Identification Card Act.

14 (d) Definitions. For purposes of this Section:

15 "Employee" means a person employed by a public body whose  
16 relationship with the public body constitutes an  
17 employer-employee relationship under the usual common law  
18 rules, and who is not an independent contractor.

19 "Public office" means a position created by or under the  
20 Constitution or laws of this State, the occupant of which is  
21 charged with the exercise of some portion of the sovereign  
22 power of this State. The term "public office" shall include  
23 members of the public body, but it shall not include  
24 organizational positions filled by members thereof, whether  
25 established by law or by a public body itself, that exist to  
26 assist the body in the conduct of its business.

1 "Quasi-adjudicative body" means an administrative body  
2 charged by law or ordinance with the responsibility to conduct  
3 hearings, receive evidence or testimony and make  
4 determinations based thereon, but does not include local  
5 electoral boards when such bodies are considering petition  
6 challenges.

7 (e) Final action. No final action may be taken at a closed  
8 meeting. Final action shall be preceded by a public recital of  
9 the nature of the matter being considered and other  
10 information that will inform the public of the business being  
11 conducted.

12 (Source: P.A. 103-311, eff. 7-28-23; 103-626, eff. 1-1-25;  
13 104-438, eff. 1-1-26; revised 1-12-26.)

14 (Text of Section after amendment by P.A. 104-457 and  
15 104-458)

16 Sec. 2. Open meetings.

17 (a) Openness required. All meetings of public bodies shall  
18 be open to the public unless excepted in subsection (c) and  
19 closed in accordance with Section 2a.

20 (b) Construction of exceptions. The exceptions contained  
21 in subsection (c) are in derogation of the requirement that  
22 public bodies meet in the open, and therefore, the exceptions  
23 are to be strictly construed, extending only to subjects  
24 clearly within their scope. The exceptions authorize but do  
25 not require the holding of a closed meeting to discuss a

1 subject included within an enumerated exception.

2 (c) Exceptions. A public body may hold closed meetings to  
3 consider the following subjects:

4 (1) The appointment, employment, compensation,  
5 discipline, performance, or dismissal of specific  
6 employees, specific individuals who serve as independent  
7 contractors in a park, recreational, or educational  
8 setting, or specific volunteers of the public body or  
9 legal counsel for the public body, including hearing  
10 testimony on a complaint lodged against an employee, a  
11 specific individual who serves as an independent  
12 contractor in a park, recreational, or educational  
13 setting, or a volunteer of the public body or against  
14 legal counsel for the public body to determine its  
15 validity. However, a meeting to consider an increase in  
16 compensation to a specific employee of a public body that  
17 is subject to the Local Government Wage Increase  
18 Transparency Act may not be closed and shall be open to the  
19 public and posted and held in accordance with this Act.

20 (2) Collective negotiating matters between the public  
21 body and its employees or their representatives, or  
22 deliberations concerning salary schedules for one or more  
23 classes of employees.

24 (3) The selection of a person to fill a public office,  
25 as defined in this Act, including a vacancy in a public  
26 office, when the public body is given power to appoint

1 under law or ordinance, or the discipline, performance or  
2 removal of the occupant of a public office, when the  
3 public body is given power to remove the occupant under  
4 law or ordinance.

5 (4) Evidence or testimony presented in open hearing,  
6 or in closed hearing where specifically authorized by law,  
7 to a quasi-adjudicative body, as defined in this Act,  
8 provided that the body prepares and makes available for  
9 public inspection a written decision setting forth its  
10 determinative reasoning.

11 (4.5) Evidence or testimony presented to a school  
12 board regarding denial of admission to school events or  
13 property pursuant to Section 24-24 of the School Code,  
14 provided that the school board prepares and makes  
15 available for public inspection a written decision setting  
16 forth its determinative reasoning.

17 (5) The purchase or lease of real property for the use  
18 of the public body, including meetings held for the  
19 purpose of discussing whether a particular parcel should  
20 be acquired.

21 (6) The setting of a price for sale or lease of  
22 property owned by the public body.

23 (7) The sale or purchase of securities, investments,  
24 or investment contracts. This exception shall not apply to  
25 the investment of assets or income of funds deposited into  
26 the Illinois Prepaid Tuition Trust Fund.

1           (8) Security procedures, school building safety and  
2 security, and the use of personnel and equipment to  
3 respond to an actual, a threatened, or a reasonably  
4 potential danger to the safety of employees, students,  
5 staff, the public, or public property.

6           (9) Student disciplinary cases.

7           (10) The placement of individual students in special  
8 education programs and other matters relating to  
9 individual students.

10           (11) Litigation, when an action against, affecting or  
11 on behalf of the particular public body has been filed and  
12 is pending before a court or administrative tribunal, or  
13 when the public body finds that an action is probable or  
14 imminent, in which case the basis for the finding shall be  
15 recorded and entered into the minutes of the closed  
16 meeting.

17           (12) The establishment of reserves or settlement of  
18 claims as provided in the Local Governmental and  
19 Governmental Employees Tort Immunity Act, if otherwise the  
20 disposition of a claim or potential claim might be  
21 prejudiced, or the review or discussion of claims, loss or  
22 risk management information, records, data, advice or  
23 communications from or with respect to any insurer of the  
24 public body or any intergovernmental risk management  
25 association or self-insurance pool of which the public  
26 body is a member.

1           (13) Conciliation of complaints of discrimination in  
2 the sale or rental of housing, when closed meetings are  
3 authorized by the law or ordinance prescribing fair  
4 housing practices and creating a commission or  
5 administrative agency for their enforcement.

6           (14) Informant sources, the hiring or assignment of  
7 undercover personnel or equipment, or ongoing, prior or  
8 future criminal investigations, when discussed by a public  
9 body with criminal investigatory responsibilities.

10          (15) Professional ethics or performance when  
11 considered by an advisory body appointed to advise a  
12 licensing or regulatory agency on matters germane to the  
13 advisory body's field of competence.

14          (16) Self-evaluation ~~Self-evaluation~~, practices and  
15 procedures, or professional ethics, when meeting with a  
16 representative of a statewide or regional association of  
17 which the public body is a member. As used in this  
18 paragraph, "regional association" applies only to a  
19 regional association pertaining to municipalities.

20          (17) The recruitment, credentialing, discipline or  
21 formal peer review of physicians or other health care  
22 professionals, or for the discussion of matters protected  
23 under the federal Patient Safety and Quality Improvement  
24 Act of 2005, and the regulations promulgated thereunder,  
25 including 42 CFR ~~C.F.R.~~ Part 3 (73 FR 70732), or the  
26 federal Health Insurance Portability and Accountability

1 Act of 1996, and the regulations promulgated thereunder,  
2 including 45 CFR ~~C.F.R.~~ Parts 160, 162, and 164, by a  
3 hospital, or other institution providing medical care,  
4 that is operated by the public body.

5 (18) Deliberations for decisions of the Prisoner  
6 Review Board.

7 (19) Review or discussion of applications received  
8 under the Experimental Organ Transplantation Procedures  
9 Act.

10 (20) The classification and discussion of matters  
11 classified as confidential or continued confidential by  
12 the State Government Suggestion Award Board.

13 (21) Discussion of minutes of meetings lawfully closed  
14 under this Act, whether for purposes of approval by the  
15 body of the minutes or semi-annual review of the minutes  
16 as mandated by Section 2.06.

17 (22) Deliberations for decisions of the State  
18 Emergency Medical Services Disciplinary Review Board.

19 (23) The operation by a municipality of a municipal  
20 utility or the operation of a municipal power agency or  
21 municipal natural gas agency when the discussion involves:  
22 (i) trade secrets or commercial or financial information  
23 obtained from a person or business where the trade secrets  
24 or commercial or financial information are furnished under  
25 a claim that they are proprietary, privileged, or  
26 confidential, and that disclosure of the trade secrets or

1 commercial or financial information would cause  
2 competitive harm to the person or business; or  
3 commercially sensitive information contained in offers to  
4 buy or sell made in the competitive markets of a regional  
5 transmission organization; and only insofar as the  
6 discussion relates directly to such trade secrets or  
7 information; (ii) physical or cybersecurity of facilities  
8 or materials designated as Critical Energy/Electric  
9 Infrastructure Information under federal law or  
10 regulation; or (iii) ongoing contract negotiations or  
11 results of a request for proposals relating to the  
12 purchase, sale, or delivery of electricity or natural gas  
13 from nonaffiliate entities; provided however, the  
14 municipality, municipal power agency, or municipal natural  
15 gas agency shall hold at least one public meeting as to any  
16 contract discussed in whole or in part in closed session  
17 prior to final action on the contract.

18 (24) Meetings of a residential health care facility  
19 resident sexual assault and death review team or the  
20 Executive Council under the Abuse Prevention Review Team  
21 Act.

22 (25) Meetings of an independent team of experts under  
23 the Developmental Disability and Mental Health Safety Act  
24 or Brian's Law.

25 (26) Meetings of a mortality review team appointed  
26 under the Department of Juvenile Justice Mortality Review

1 Team Act.

2 (27) (Blank).

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

7 (29) Meetings between internal or external auditors  
8 and governmental audit committees, finance committees, and  
9 their equivalents, when the discussion involves internal  
10 control weaknesses, identification of potential fraud risk  
11 areas, known or suspected frauds, and fraud interviews  
12 conducted in accordance with generally accepted auditing  
13 standards of the United States of America.

14 (30) (Blank).

15 (31) Meetings and deliberations for decisions of the  
16 Concealed Carry Licensing Review Board under the Firearm  
17 Concealed Carry Act.

18 (32) Meetings between the Northern Illinois Transit  
19 Authority Board and its Service Boards when the discussion  
20 involves review by the Northern Illinois Transit Authority  
21 Board of employment contracts under Section 28d of the  
22 Chicago Transit Authority Act and Sections 3A.18 and 3B.26  
23 of the Northern Illinois Transit Authority Act.

24 (33) Those meetings or portions of meetings of the  
25 advisory committee and peer review subcommittee created  
26 under Section 320 of the Illinois Controlled Substances

1 Act during which specific controlled substance prescriber,  
2 dispenser, or patient information is discussed.

3 (34) Meetings of the Tax Increment Financing Reform  
4 Task Force under Section 2505-800 of the Department of  
5 Revenue Law of the Civil Administrative Code of Illinois.

6 (35) Meetings of the group established to discuss  
7 Medicaid capitation rates under Section 5-30.8 of the  
8 Illinois Public Aid Code.

9 (36) Those deliberations or portions of deliberations  
10 for decisions of the Illinois Gaming Board in which there  
11 is discussed any of the following: (i) personal,  
12 commercial, financial, or other information obtained from  
13 any source that is privileged, proprietary, confidential,  
14 or a trade secret; or (ii) information specifically  
15 exempted from the disclosure by federal or State law.

16 (37) Deliberations for decisions of the Illinois Law  
17 Enforcement Training Standards Board, the Certification  
18 Review Panel, and the Illinois State Police Merit Board  
19 regarding certification and decertification.

20 (38) Meetings of the Ad Hoc Statewide Domestic  
21 Violence Fatality Review Committee of the Illinois  
22 Criminal Justice Information Authority Board that occur in  
23 closed executive session under subsection (d) of Section  
24 35 of the Domestic Violence Fatality Review Act.

25 (39) Meetings of the regional review teams under  
26 subsection (a) of Section 75 of the Domestic Violence

1           Fatality Review Act.

2           (40) Meetings of the Firearm Owner's Identification  
3           Card Review Board under Section 10 of the Firearm Owners  
4           Identification Card Act.

5           (d) Definitions. For purposes of this Section:

6           "Employee" means a person employed by a public body whose  
7           relationship with the public body constitutes an  
8           employer-employee relationship under the usual common law  
9           rules, and who is not an independent contractor.

10          "Public office" means a position created by or under the  
11          Constitution or laws of this State, the occupant of which is  
12          charged with the exercise of some portion of the sovereign  
13          power of this State. The term "public office" shall include  
14          members of the public body, but it shall not include  
15          organizational positions filled by members thereof, whether  
16          established by law or by a public body itself, that exist to  
17          assist the body in the conduct of its business.

18          "Quasi-adjudicative body" means an administrative body  
19          charged by law or ordinance with the responsibility to conduct  
20          hearings, receive evidence or testimony and make  
21          determinations based thereon, but does not include local  
22          electoral boards when such bodies are considering petition  
23          challenges.

24          (e) Final action. No final action may be taken at a closed  
25          meeting. Final action shall be preceded by a public recital of  
26          the nature of the matter being considered and other

1 information that will inform the public of the business being  
2 conducted.

3 (Source: P.A. 103-311, eff. 7-28-23; 103-626, eff. 1-1-25;  
4 104-438, eff. 1-1-26; 104-457, Article 10, Section 10-5, eff.  
5 6-1-26; 104-457, Article 15, Section 15-5, eff. 6-1-26;  
6 104-458, eff. 6-1-26; revised 1-12-26.)

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

14 Section 99. Effective date. This Act takes effect upon  
15 becoming law."