



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

Introduced 02/06/04, by Michael J. Madigan

SYNOPSIS AS INTRODUCED:

325 ILCS 17/15

Amends the Children's Privacy Protection and Parental Empowerment Act.
Makes a technical change in a Section concerning information brokers.

LRB093 17031 DRJ 42695 b

1 AN ACT concerning children.

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

4 Section 5. The Children's Privacy Protection and Parental
5 Empowerment Act is amended by changing Section 15 as follows:

6 (325 ILCS 17/15)

7 Sec. 15. Information brokers.

8 (a) For purposes ~~the purpose~~ of this Act, the consent of a
9 parent to the sale or purchase of information concerning a
10 child is presumed unless the parent withdraws consent under
11 this Section.

12 A person who brokers or facilitates the sale of personal
13 information concerning children must, upon written request
14 from a parent that specifically identifies the child, provide
15 to the parent within 20 days of the written request procedures
16 that the parent must follow in order to withdraw consent to use
17 personal information relating to that child. The person who
18 brokers or facilitates the sale of personal information must
19 discontinue disclosing a child's personal information within
20 20 days after the parent has completed the procedures to
21 withdraw consent to use personal information relating to that
22 child.

23 (b) This Section does not apply to any of the following:

24 (1) Any federal, state, or local government agency or
25 any law enforcement agency.

26 (2) The National Center for Missing and Exploited
27 Children.

28 (3) Any educational institution, consortium,
29 organization, or professional association, including but
30 not limited to, public community colleges, public
31 universities, post-secondary educational institutions as
32 defined in the Private College Act, and private business

1 and vocational schools as defined in the Private Business
2 and Vocational Schools Act.

3 (4) Any not-for-profit entity that is exempt from the
4 payment of federal taxes under Section 501(c)(3) of the
5 Internal Revenue Code of 1986.

6 (Source: P.A. 93-462, eff. 1-1-04.)