



HR0681

LRB101 19031 MST 68491 r

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HOUSE RESOLUTION

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WHEREAS, The right to privacy is a fundamental right  
3 protected by the United States Constitution and the Illinois  
4 Constitution; and

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WHEREAS, Article I, Section 12 of the Illinois Constitution  
6 provides for a remedy in the law for "all injuries and wrongs"  
7 to privacy; and

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WHEREAS, The citizens of Illinois have been subjected to an  
9 ever-increasing amount of online surveillance from private  
10 companies that collect, share, and sell their data for profit  
11 without their knowledge or consent; and

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WHEREAS, According to the Pew Research Center, the distrust  
13 of technology and technology companies has reached an all-time  
14 high, as over 80% of Americans believe they have very little to  
15 no control over their data, and that the potential risks of  
16 collecting data now outweigh the benefit of such collection;  
17 and

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WHEREAS, In December of 2019, the National Institute of  
19 Standards and Technology issued a report finding concrete  
20 evidence of racial bias in the use of facial recognition  
21 technology, concluding that the majority of face recognition

1 algorithms were significantly more likely to inaccurately  
2 identify a photograph of the face of an African-American or  
3 East Asian person, compared to the face of a white person; and

4 WHEREAS, Current law fails to provide adequate protections  
5 for children when it comes to the collection, sharing, and  
6 aggregation of all types of data; and

7 WHEREAS, Illinois has long been a leader in protecting the  
8 privacy of the citizens of Illinois through the passage of the  
9 Biometric Information Privacy Act, which prohibits companies  
10 from unlawfully collecting fingerprints and using facial  
11 recognition without consent; and

12 WHEREAS, Over the last decade, technological advancement  
13 has significantly outpaced current law, leading to significant  
14 gaps in Illinois law and a "wild west" environment when it  
15 comes to the protection of the vast majority of consumer data;  
16 therefore, be it

17 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE  
18 HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that  
19 we urge Illinois to continue to be a leader in the protection  
20 of the privacy of its citizens by codifying the Illinois  
21 Constitution's fundamental right of privacy, which includes:  
22 (i) the right to consent before private data is collected or

1 shared, (ii) the right to know with whom data is shared and  
2 sold, (iii) the right to have a company delete data upon  
3 request, (iv) the right to opt-in to having data collected,  
4 shared, or sold, and (v) the right to data portability; and be  
5 it further

6 RESOLVED, That we declare January 28, 2020 as "Data Privacy  
7 Day" in the State of Illinois.