



Rep. Richard Morthland

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09700HB3500ham003

LRB097 05969 RLC 53931 a

1 AMENDMENT TO HOUSE BILL 3500

2 AMENDMENT NO. _____. Amend House Bill 3500, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

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

7 (5 ILCS 140/7.5)

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

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

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

16 (c) Applications, related documents, and medical records

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

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

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

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

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

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

22 (i) Information contained in a local emergency energy plan
23 submitted to a municipality in accordance with a local
24 emergency energy plan ordinance that is adopted under Section
25 11-21.5-5 of the Illinois Municipal Code.

26 (j) Information and data concerning the distribution of

1 surcharge moneys collected and remitted by wireless carriers
2 under the Wireless Emergency Telephone Safety Act.

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

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

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

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

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

25 (p) Security portions of system safety program plans,
26 investigation reports, surveys, schedules, lists, data, or

1 information compiled, collected, or prepared by or for the
2 Regional Transportation Authority under Section 2.11 of the
3 Regional Transportation Authority Act or the St. Clair County
4 Transit District under the Bi-State Transit Safety Act.

5 (q) Information prohibited from being disclosed by the
6 Personnel Records Review Act.

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

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

11 (t) All identified or deidentified health information in
12 the form of health data or medical records contained in, stored
13 in, submitted to, transferred by, or released from the Illinois
14 Health Information Exchange, and identified or deidentified
15 health information in the form of health data and medical
16 records of the Illinois Health Information Exchange in the
17 possession of the Illinois Health Information Exchange
18 Authority due to its administration of the Illinois Health
19 Information Exchange. The terms "identified" and
20 "deidentified" shall be given the same meaning as in the Health
21 Insurance Accountability and Portability Act of 1996, Public
22 Law 104-191, or any subsequent amendments thereto, and any
23 regulations promulgated thereunder.

24 (u) ~~(t)~~ Records and information provided to an independent
25 team of experts under Brian's Law.

26 (v) Names and information of people who have applied for or

1 received Firearm Owner's Identification Cards under the
2 Firearm Owners Identification Card Act.

3 (Source: P.A. 96-542, eff. 1-1-10; 96-1235, eff. 1-1-11;
4 96-1331, eff. 7-27-10; revised 9-2-10.)

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.".