

1 AN ACT concerning civil law.

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

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

6 (5 ILCS 140/7.5)

7 (Text of Section before amendment by P.A. 100-512 and  
8 100-517)

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

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

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

18 (c) Applications, related documents, and medical  
19 records received by the Experimental Organ Transplantation  
20 Procedures Board and any and all documents or other records  
21 prepared by the Experimental Organ Transplantation  
22 Procedures Board or its staff relating to applications it  
23 has received.

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

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

9           (f) Firm performance evaluations under Section 55 of  
10 the Architectural, Engineering, and Land Surveying  
11 Qualifications Based Selection Act.

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

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

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

25           (j) Information and data concerning the distribution  
26 of surcharge moneys collected and remitted by carriers

1 under the Emergency Telephone System Act.

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

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

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

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

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

24 (p) Security portions of system safety program plans,  
25 investigation reports, surveys, schedules, lists, data, or  
26 information compiled, collected, or prepared by or for the

1 Regional Transportation Authority under Section 2.11 of  
2 the Regional Transportation Authority Act or the St. Clair  
3 County Transit District under the Bi-State Transit Safety  
4 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  
10 under Section 5-108 of the Public Utilities Act.

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

25 (u) Records and information provided to an independent  
26 team of experts under Brian's Law.

1           (v) Names and information of people who have applied  
2           for or received Firearm Owner's Identification Cards under  
3           the Firearm Owners Identification Card Act or applied for  
4           or received a concealed carry license under the Firearm  
5           Concealed Carry Act, unless otherwise authorized by the  
6           Firearm Concealed Carry Act; and databases under the  
7           Firearm Concealed Carry Act, records of the Concealed Carry  
8           Licensing Review Board under the Firearm Concealed Carry  
9           Act, and law enforcement agency objections under the  
10          Firearm Concealed Carry Act.

11          (w) Personally identifiable information which is  
12          exempted from disclosure under subsection (g) of Section  
13          19.1 of the Toll Highway Act.

14          (x) Information which is exempted from disclosure  
15          under Section 5-1014.3 of the Counties Code or Section  
16          8-11-21 of the Illinois Municipal Code.

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

25          (z) Records and information provided to a fatality  
26          review team or the Illinois Fatality Review Team Advisory

1 Council under Section 15 of the Adult Protective Services  
2 Act.

3 (aa) Information which is exempted from disclosure  
4 under Section 2.37 of the Wildlife Code.

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

7 (cc) Recordings made under the Law Enforcement  
8 Officer-Worn Body Camera Act, except to the extent  
9 authorized under that Act.

10 (dd) Information that is prohibited from being  
11 disclosed under Section 45 of the Condominium and Common  
12 Interest Community Ombudsperson Act.

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

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

17 (gg) ~~(ff)~~ Information that is prohibited from being  
18 disclosed under Section 7-603.5 of the Illinois Vehicle  
19 Code.

20 (hh) ~~(ff)~~ Records that are exempt from disclosure under  
21 Section 1A-16.7 of the Election Code.

22 (ii) ~~(ff)~~ Information which is exempted from  
23 disclosure under Section 2505-800 of the Department of  
24 Revenue Law of the Civil Administrative Code of Illinois.

25 (Source: P.A. 99-78, eff. 7-20-15; 99-298, eff. 8-6-15; 99-352,  
26 eff. 1-1-16; 99-642, eff. 7-28-16; 99-776, eff. 8-12-16;

1 99-863, eff. 8-19-16; 100-20, eff. 7-1-17; 100-22, eff. 1-1-18;  
2 100-201, eff. 8-18-17; 100-373, eff. 1-1-18; 100-464, eff.  
3 8-28-17; 100-465, eff. 8-31-17; revised 11-2-17.)

4 (Text of Section after amendment by P.A. 100-517 but before  
5 amendment by P.A. 100-512)

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

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

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

15 (c) Applications, related documents, and medical  
16 records received by the Experimental Organ Transplantation  
17 Procedures Board and any and all documents or other records  
18 prepared by the Experimental Organ Transplantation  
19 Procedures Board or its staff relating to applications it  
20 has received.

21 (d) Information and records held by the Department of  
22 Public Health and its authorized representatives relating  
23 to known or suspected cases of sexually transmissible  
24 disease or any information the disclosure of which is  
25 restricted under the Illinois Sexually Transmissible

1 Disease Control Act.

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

4 (f) Firm performance evaluations under Section 55 of  
5 the Architectural, Engineering, and Land Surveying  
6 Qualifications Based Selection Act.

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

10 (h) Information the disclosure of which is exempted  
11 under the State Officials and Employees Ethics Act, and  
12 records of any lawfully created State or local inspector  
13 general's office that would be exempt if created or  
14 obtained by an Executive Inspector General's office under  
15 that Act.

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

20 (j) Information and data concerning the distribution  
21 of surcharge moneys collected and remitted by carriers  
22 under the Emergency Telephone System Act.

23 (k) Law enforcement officer identification information  
24 or driver identification information compiled by a law  
25 enforcement agency or the Department of Transportation  
26 under Section 11-212 of the Illinois Vehicle Code.



1           (l) Records and information provided to a residential  
2 health care facility resident sexual assault and death  
3 review team or the Executive Council under the Abuse  
4 Prevention Review Team Act.

5           (m) Information provided to the predatory lending  
6 database created pursuant to Article 3 of the Residential  
7 Real Property Disclosure Act, except to the extent  
8 authorized under that Article.

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

16           (o) Information that is prohibited from being  
17 disclosed under Section 4 of the Illinois Health and  
18 Hazardous Substances Registry Act.

19           (p) Security portions of system safety program plans,  
20 investigation reports, surveys, schedules, lists, data, or  
21 information compiled, collected, or prepared by or for the  
22 Regional Transportation Authority under Section 2.11 of  
23 the Regional Transportation Authority Act or the St. Clair  
24 County Transit District under the Bi-State Transit Safety  
25 Act.

26           (q) Information prohibited from being disclosed by the

1 Personnel Records Review Act.

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

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

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

20 (u) Records and information provided to an independent  
21 team of experts under 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 Carry  
3 Licensing Review Board under the Firearm Concealed Carry  
4 Act, and law enforcement agency objections under the  
5 Firearm Concealed Carry Act.

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

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

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

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

24 (aa) Information which is exempted from disclosure  
25 under Section 2.37 of the Wildlife Code.

26 (bb) Information which is or was prohibited from

1 disclosure by the Juvenile Court Act of 1987.

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

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

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

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

12 (gg) ~~(ff)~~ Information that is prohibited from being  
13 disclosed under Section 7-603.5 of the Illinois Vehicle  
14 Code.

15 (hh) ~~(ff)~~ Records that are exempt from disclosure under  
16 Section 1A-16.7 of the Election Code.

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

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

25 (Source: P.A. 99-78, eff. 7-20-15; 99-298, eff. 8-6-15; 99-352,  
26 eff. 1-1-16; 99-642, eff. 7-28-16; 99-776, eff. 8-12-16;

1 99-863, eff. 8-19-16; 100-20, eff. 7-1-17; 100-22, eff. 1-1-18;  
2 100-201, eff. 8-18-17; 100-373, eff. 1-1-18; 100-464, eff.  
3 8-28-17; 100-465, eff. 8-31-17; 100-517, eff. 6-1-18; revised  
4 11-2-17.)

5 (Text of Section after amendment by P.A. 100-512)

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

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

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

15 (c) Applications, related documents, and medical  
16 records received by the Experimental Organ Transplantation  
17 Procedures Board and any and all documents or other records  
18 prepared by the Experimental Organ Transplantation  
19 Procedures Board or its staff relating to applications it  
20 has received.

21 (d) Information and records held by the Department of  
22 Public Health and its authorized representatives relating  
23 to known or suspected cases of sexually transmissible  
24 disease or any information the disclosure of which is  
25 restricted under the Illinois Sexually Transmissible

1 Disease Control Act.

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

4 (f) Firm performance evaluations under Section 55 of  
5 the Architectural, Engineering, and Land Surveying  
6 Qualifications Based Selection Act.

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

10 (h) Information the disclosure of which is exempted  
11 under the State Officials and Employees Ethics Act, and  
12 records of any lawfully created State or local inspector  
13 general's office that would be exempt if created or  
14 obtained by an Executive Inspector General's office under  
15 that Act.

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

20 (j) Information and data concerning the distribution  
21 of surcharge moneys collected and remitted by carriers  
22 under the Emergency Telephone System Act.

23 (k) Law enforcement officer identification information  
24 or driver identification information compiled by a law  
25 enforcement agency or the Department of Transportation  
26 under Section 11-212 of the Illinois Vehicle Code.

1           (l) Records and information provided to a residential  
2 health care facility resident sexual assault and death  
3 review team or the Executive Council under the Abuse  
4 Prevention Review Team Act.

5           (m) Information provided to the predatory lending  
6 database created pursuant to Article 3 of the Residential  
7 Real Property Disclosure Act, except to the extent  
8 authorized under that Article.

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

16           (o) Information that is prohibited from being  
17 disclosed under Section 4 of the Illinois Health and  
18 Hazardous Substances Registry Act.

19           (p) Security portions of system safety program plans,  
20 investigation reports, surveys, schedules, lists, data, or  
21 information compiled, collected, or prepared by or for the  
22 Regional Transportation Authority under Section 2.11 of  
23 the Regional Transportation Authority Act or the St. Clair  
24 County Transit District under the Bi-State Transit Safety  
25 Act.

26           (q) Information prohibited from being disclosed by the

1 Personnel Records Review Act.

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

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

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

20 (u) Records and information provided to an independent  
21 team of experts under 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 Carry  
3 Licensing Review Board under the Firearm Concealed Carry  
4 Act, and law enforcement agency objections under the  
5 Firearm Concealed Carry Act.

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

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

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

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

24 (aa) Information which is exempted from disclosure  
25 under Section 2.37 of the Wildlife Code.

26 (bb) Information which is or was prohibited from

1 disclosure by the Juvenile Court Act of 1987.

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

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

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

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

12 (gg) ~~(ff)~~ Information that is prohibited from being  
13 disclosed under Section 7-603.5 of the Illinois Vehicle  
14 Code.

15 (hh) ~~(ff)~~ Records that are exempt from disclosure under  
16 Section 1A-16.7 of the Election Code.

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

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

25 (kk) ~~(ff)~~ Information prohibited from disclosure under  
26 the Seizure and Forfeiture Reporting Act.

1           (11) Records that are exempt from disclosure under  
2           Section 4.2 of the Crime Victims Compensation Act.

3           (Source: P.A. 99-78, eff. 7-20-15; 99-298, eff. 8-6-15; 99-352,  
4           eff. 1-1-16; 99-642, eff. 7-28-16; 99-776, eff. 8-12-16;  
5           99-863, eff. 8-19-16; 100-20, eff. 7-1-17; 100-22, eff. 1-1-18;  
6           100-201, eff. 8-18-17; 100-373, eff. 1-1-18; 100-464, eff.  
7           8-28-17; 100-465, eff. 8-31-17; 100-512, eff. 7-1-18; 100-517,  
8           eff. 6-1-18; revised 11-2-17.)

9           Section 10. The Crime Victims Compensation Act is amended  
10          by changing Section 2 and by adding Section 4.2 as follows:

11           (740 ILCS 45/2) (from Ch. 70, par. 72)

12           Sec. 2. Definitions. As used in this Act, unless the  
13          context otherwise requires:

14           (a) "Applicant" means any person who applies for  
15          compensation under this Act or any person the Court of Claims  
16          finds is entitled to compensation, including the guardian of a  
17          minor or of a person under legal disability. It includes any  
18          person who was a dependent of a deceased victim of a crime of  
19          violence for his or her support at the time of the death of  
20          that victim.

21           (b) "Court of Claims" means the Court of Claims created by  
22          the Court of Claims Act.

23           (c) "Crime of violence" means and includes any offense  
24          defined in Sections 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.2, 10-1,

1 10-2, 10-9, 11-1.20, 11-1.30, 11-1.40, 11-1.50, 11-1.60,  
2 11-11, 11-19.2, 11-20.1, 11-20.1B, 11-20.3, 11-23, 11-23.5,  
3 12-1, 12-2, 12-3, 12-3.1, 12-3.2, 12-3.3, 12-3.4, 12-4, 12-4.1,  
4 12-4.2, 12-4.3, 12-5, 12-7.1, 12-7.3, 12-7.4, 12-13, 12-14,  
5 12-14.1, 12-15, 12-16, 12-20.5, 12-30, 20-1 or 20-1.1, or  
6 Section 12-3.05 except for subdivision (a)(4) or (g)(1), or  
7 subdivision (a)(4) of Section 11-14.4, of the Criminal Code of  
8 1961 or the Criminal Code of 2012, Sections 1(a) and 1(a-5) of  
9 the Cemetery Protection Act, Section 125 of the Stalking No  
10 Contact Order Act, Section 219 of the Civil No Contact Order  
11 Act, driving under the influence as defined in Section 11-501  
12 of the Illinois Vehicle Code, a violation of Section 11-401 of  
13 the Illinois Vehicle Code, provided the victim was a pedestrian  
14 or was operating a vehicle moved solely by human power or a  
15 mobility device at the time of contact, and a violation of  
16 Section 11-204.1 of the Illinois Vehicle Code; so long as the  
17 offense did not occur during a civil riot, insurrection or  
18 rebellion. "Crime of violence" does not include any other  
19 offense or accident involving a motor vehicle except those  
20 vehicle offenses specifically provided for in this paragraph.  
21 "Crime of violence" does include all of the offenses  
22 specifically provided for in this paragraph that occur within  
23 this State but are subject to federal jurisdiction and crimes  
24 involving terrorism as defined in 18 U.S.C. 2331.

25 (d) "Victim" means (1) a person killed or injured in this  
26 State as a result of a crime of violence perpetrated or

1 attempted against him or her, (2) the spouse or parent of a  
2 person killed or injured in this State as a result of a crime  
3 of violence perpetrated or attempted against the person, (3) a  
4 person killed or injured in this State while attempting to  
5 assist a person against whom a crime of violence is being  
6 perpetrated or attempted, if that attempt of assistance would  
7 be expected of a reasonable person under the circumstances, (4)  
8 a person killed or injured in this State while assisting a law  
9 enforcement official apprehend a person who has perpetrated a  
10 crime of violence or prevent the perpetration of any such crime  
11 if that assistance was in response to the express request of  
12 the law enforcement official, (5) a person who personally  
13 witnessed a violent crime, (5.05) a person who will be called  
14 as a witness by the prosecution to establish a necessary nexus  
15 between the offender and the violent crime, (5.1) solely for  
16 the purpose of compensating for pecuniary loss incurred for  
17 psychological treatment of a mental or emotional condition  
18 caused or aggravated by the crime, any other person under the  
19 age of 18 who is the brother, sister, half brother, half  
20 sister, child, or stepchild of a person killed or injured in  
21 this State as a result of a crime of violence, (6) an Illinois  
22 resident who is a victim of a "crime of violence" as defined in  
23 this Act except, if the crime occurred outside this State, the  
24 resident has the same rights under this Act as if the crime had  
25 occurred in this State upon a showing that the state,  
26 territory, country, or political subdivision of a country in

1 which the crime occurred does not have a compensation of  
2 victims of crimes law for which that Illinois resident is  
3 eligible, (7) a deceased person whose body is dismembered or  
4 whose remains are desecrated as the result of a crime of  
5 violence, or (8) solely for the purpose of compensating for  
6 pecuniary loss incurred for psychological treatment of a mental  
7 or emotional condition caused or aggravated by the crime, any  
8 parent, spouse, or child under the age of 18 of a deceased  
9 person whose body is dismembered or whose remains are  
10 desecrated as the result of a crime of violence.

11 (e) "Dependent" means a relative of a deceased victim who  
12 was wholly or partially dependent upon the victim's income at  
13 the time of his or her death and shall include the child of a  
14 victim born after his or her death.

15 (f) "Relative" means a spouse, parent, grandparent,  
16 stepfather, stepmother, child, grandchild, brother,  
17 brother-in-law, sister, sister-in-law, half brother, half  
18 sister, spouse's parent, nephew, niece, uncle or aunt.

19 (g) "Child" means an unmarried son or daughter who is under  
20 18 years of age and includes a stepchild, an adopted child or a  
21 child born out of wedlock.

22 (h) "Pecuniary loss" means, in the case of injury,  
23 appropriate medical expenses and hospital expenses including  
24 expenses of medical examinations, rehabilitation, medically  
25 required nursing care expenses, appropriate psychiatric care  
26 or psychiatric counseling expenses, appropriate expenses for

1 care or counseling by a licensed clinical psychologist,  
2 licensed clinical social worker, licensed professional  
3 counselor, or licensed clinical professional counselor and  
4 expenses for treatment by Christian Science practitioners and  
5 nursing care appropriate thereto; transportation expenses to  
6 and from medical and counseling treatment facilities;  
7 prosthetic appliances, eyeglasses, and hearing aids necessary  
8 or damaged as a result of the crime; costs associated with  
9 trafficking tattoo removal by a person authorized or licensed  
10 to perform the specific removal procedure; replacement costs  
11 for clothing and bedding used as evidence; costs associated  
12 with temporary lodging or relocation necessary as a result of  
13 the crime, including, but not limited to, the first month's  
14 rent and security deposit of the dwelling that the claimant  
15 relocated to and other reasonable relocation expenses incurred  
16 as a result of the violent crime; locks or windows necessary or  
17 damaged as a result of the crime; the purchase, lease, or  
18 rental of equipment necessary to create usability of and  
19 accessibility to the victim's real and personal property, or  
20 the real and personal property which is used by the victim,  
21 necessary as a result of the crime; the costs of appropriate  
22 crime scene clean-up; replacement services loss, to a maximum  
23 of \$1,250 per month; dependents replacement services loss, to a  
24 maximum of \$1,250 per month; loss of tuition paid to attend  
25 grammar school or high school when the victim had been enrolled  
26 as a student prior to the injury, or college or graduate school

1 when the victim had been enrolled as a day or night student  
2 prior to the injury when the victim becomes unable to continue  
3 attendance at school as a result of the crime of violence  
4 perpetrated against him or her; loss of earnings, loss of  
5 future earnings because of disability resulting from the  
6 injury, and, in addition, in the case of death, expenses for  
7 funeral, burial, and travel and transport for survivors of  
8 homicide victims to secure bodies of deceased victims and to  
9 transport bodies for burial all of which may not exceed a  
10 maximum of \$7,500 and loss of support of the dependents of the  
11 victim; in the case of dismemberment or desecration of a body,  
12 expenses for funeral and burial, all of which may not exceed a  
13 maximum of \$7,500. Loss of future earnings shall be reduced by  
14 any income from substitute work actually performed by the  
15 victim or by income he or she would have earned in available  
16 appropriate substitute work he or she was capable of performing  
17 but unreasonably failed to undertake. Loss of earnings, loss of  
18 future earnings and loss of support shall be determined on the  
19 basis of the victim's average net monthly earnings for the 6  
20 months immediately preceding the date of the injury or on  
21 \$1,250 per month, whichever is less or, in cases where the  
22 absences commenced more than 3 years from the date of the  
23 crime, on the basis of the net monthly earnings for the 6  
24 months immediately preceding the date of the first absence, not  
25 to exceed \$1,250 per month. If a divorced or legally separated  
26 applicant is claiming loss of support for a minor child of the



1     deceased, the amount of support for each child shall be based  
2     either on the amount of support pursuant to the judgment prior  
3     to the date of the deceased victim's injury or death, or, if  
4     the subject of pending litigation filed by or on behalf of the  
5     divorced or legally separated applicant prior to the injury or  
6     death, on the result of that litigation. Real and personal  
7     property includes, but is not limited to, vehicles, houses,  
8     apartments, town houses, or condominiums. Pecuniary loss does  
9     not include pain and suffering or property loss or damage.

10     (i) "Replacement services loss" means expenses reasonably  
11     incurred in obtaining ordinary and necessary services in lieu  
12     of those the injured person would have performed, not for  
13     income, but for the benefit of himself or herself or his or her  
14     family, if he or she had not been injured.

15     (j) "Dependents replacement services loss" means loss  
16     reasonably incurred by dependents or private legal guardians of  
17     minor dependents after a victim's death in obtaining ordinary  
18     and necessary services in lieu of those the victim would have  
19     performed, not for income, but for their benefit, if he or she  
20     had not been fatally injured.

21     (k) "Survivor" means immediate family including a parent,  
22     step-father, step-mother, child, brother, sister, or spouse.

23     (l) "Parent" means a natural parent, adopted parent,  
24     step-parent, or permanent legal guardian of another person.

25     (m) "Trafficking tattoo" is a tattoo which is applied to a  
26     victim in connection with the commission of a violation of

1 Section 10-9 of the Criminal Code of 2012.

2 (Source: P.A. 98-435, eff. 1-1-14; 99-671, eff. 1-1-17.)

3 (740 ILCS 45/4.2 new)

4 Sec. 4.2. Cooperation in review of crime victims  
5 compensation applications. A law enforcement agency in this  
6 State shall, within 15 days of receipt of a written request for  
7 a police report made to verify that the requirements of a crime  
8 victims compensation application under Section 6.1 of this Act  
9 have been met, provide the Attorney General's office with the  
10 law enforcement agency's full written report of the  
11 investigation of the crime for which an application for  
12 compensation has been filed. The law enforcement agency may  
13 redact the following from the report: names of confidential  
14 sources and informants; locations from which law enforcement  
15 conduct surveillance; and information related to issues of  
16 national security the law enforcement agency provided to or  
17 received from the United States Department of Homeland Security  
18 or another federal law enforcement agency. The Attorney  
19 General's office and a law enforcement agency may agree to the  
20 redaction of other information in the report or to the  
21 provision of necessary information in another format. Within 15  
22 days of receipt of the request, a law enforcement agency shall  
23 respond to a written request from the Attorney General's office  
24 for additional information necessary to assist the Attorney  
25 General's office in making a recommendation for compensation.

1       Records that are obtained by the Attorney General's office  
2       from a law enforcement agency under this Section for purposes  
3       of investigating an application for crime victim compensation  
4       shall not be disclosed to the public, including the applicant,  
5       by the Attorney General's office. The records, while in the  
6       possession of the Attorney General's office, shall be exempt  
7       from disclosure by the Attorney General's office under the  
8       Freedom of Information Act.

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.