

1 AN ACT concerning business.

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

4 Section 1. Short title. This Act may be cited as the Keep
5 Internet Devices Safe Act.

6 Section 5. Definitions. In this Act:

7 "Digital device" means an Internet-connected device that
8 contains a microphone, such as a smartphone, tablet,
9 television, computer, car, toy, or home appliance.

10 "Microphone" means an instrument capable of detecting
11 sound waves.

12 "Private entity" means any partnership, corporation,
13 liability company, association, organization or other group,
14 regardless of organizational structure, or any agent thereof.
15 "Private entity" does not include a state or local government
16 agency.

17 Section 10. Use of a digital device's microphone.

18 (a) No private entity may turn on or enable a digital
19 device's microphone unless the registered account holder or
20 another user that is setting up or configuring the device first
21 agrees to the following information in a consumer agreement or
22 privacy notice notifying the registered account holder:

1 (1) that the microphone in the digital device will be
2 turned on or enabled;

3 (2) what command or action will turn on or enable the
4 microphone;

5 (3) the categories of sounds the microphone will be
6 listening for, recording, or disclosing; and

7 (4) the categories of third parties to which the sounds
8 may be disclosed.

9 (b) The manufacturer of a digital device that does not
10 cause to be turned on or otherwise use a digital device's
11 microphone is not subject to this Section.

12 Section 15. Security measures. A private entity that
13 records and transmits any personally identifiable information
14 collected through the digital device's microphone concerning a
15 registered account holder shall implement and maintain
16 reasonable security measures to protect such personally
17 identifiable information from unauthorized access,
18 acquisition, destruction, use, modification, and disclosure.

19 Section 20. Enforcement. The Attorney General shall have
20 exclusive authority to enforce this Act. Nothing in this Act
21 shall be construed to modify, limit, or supersede the operation
22 of any privacy or security provision in any other Illinois law
23 or prevent a party from otherwise seeking relief under the Code
24 of Civil Procedure.

1 Section 25. Waiver void. Any waiver of the provisions of
2 this Act is void and unenforceable.