

# SB3092



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB3092

Introduced 2/6/2020, by Sen. Chapin Rose

#### SYNOPSIS AS INTRODUCED:

410 ILCS 513/31.11 new

Amends the Genetic Information Privacy Act. Provides that it is unlawful for any person or business to disclose an individual's genetic information to third parties specifically for marketing, advertising, or sales purposes unless the individual, or his or her legal guardian or legally authorized representative, consents in writing to the disclosure. Provides that any request for consent to disclose an individual's genetic information to third parties for marketing, advertising, or sales purposes must be provided in a written notice separate from any other communication that clearly and conspicuously states how the information will be disclosed, including to whom the information will be disclosed and how the information will be used by the recipient, seeks the individual's, or his or her legal guardian's or legally authorized representative's, consent to disclosure, and informs the individual, or his or her legal guardian or legally authorized representative, of how to cancel consent to disclosure once given.

LRB101 17666 CPF 67093 b

A BILL FOR

1 AN ACT concerning health.

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

4 Section 5. The Genetic Information Privacy Act is amended  
5 by adding Section 31.11 as follows:

6 (410 ILCS 513/31.11 new)

7 Sec. 31.11. Uses and disclosures for marketing,  
8 advertising, or sales. It is unlawful for any person or  
9 business to disclose an individual's genetic information to  
10 third parties specifically for marketing, advertising, or  
11 sales purposes unless the individual, or his or her legal  
12 guardian or legally authorized representative, consents in  
13 writing to the disclosure. Any request for consent to disclose  
14 an individual's genetic information to third parties for  
15 marketing, advertising, or sales purposes must be provided in a  
16 written notice separate from any other communication that  
17 clearly and conspicuously states how the information will be  
18 disclosed, including to whom the information will be disclosed  
19 and how the information will be used by the recipient, seeks  
20 the individual's, or his or her legal guardian's or legally  
21 authorized representative's, consent to disclosure, and  
22 informs the individual, or his or her legal guardian or legally  
23 authorized representative, of how to cancel consent to

1 disclosure once given.