

1 AN ACT concerning regulation.

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

4 Section 3. The Freedom of Information Act is amended by  
5 changing Section 7 as follows:

6 (5 ILCS 140/7)

7 (Text of Section before amendment by P.A. 102-982)

8 Sec. 7. Exemptions.

9 (1) When a request is made to inspect or copy a public  
10 record that contains information that is exempt from  
11 disclosure under this Section, but also contains information  
12 that is not exempt from disclosure, the public body may elect  
13 to redact the information that is exempt. The public body  
14 shall make the remaining information available for inspection  
15 and copying. Subject to this requirement, the following shall  
16 be exempt from inspection and copying:

17 (a) Information specifically prohibited from  
18 disclosure by federal or State law or rules and  
19 regulations implementing federal or State law.

20 (b) Private information, unless disclosure is required  
21 by another provision of this Act, a State or federal law,  
22 or a court order.

23 (b-5) Files, documents, and other data or databases

1 maintained by one or more law enforcement agencies and  
2 specifically designed to provide information to one or  
3 more law enforcement agencies regarding the physical or  
4 mental status of one or more individual subjects.

5 (c) Personal information contained within public  
6 records, the disclosure of which would constitute a  
7 clearly unwarranted invasion of personal privacy, unless  
8 the disclosure is consented to in writing by the  
9 individual subjects of the information. "Unwarranted  
10 invasion of personal privacy" means the disclosure of  
11 information that is highly personal or objectionable to a  
12 reasonable person and in which the subject's right to  
13 privacy outweighs any legitimate public interest in  
14 obtaining the information. The disclosure of information  
15 that bears on the public duties of public employees and  
16 officials shall not be considered an invasion of personal  
17 privacy.

18 (d) Records in the possession of any public body  
19 created in the course of administrative enforcement  
20 proceedings, and any law enforcement or correctional  
21 agency for law enforcement purposes, but only to the  
22 extent that disclosure would:

23 (i) interfere with pending or actually and  
24 reasonably contemplated law enforcement proceedings  
25 conducted by any law enforcement or correctional  
26 agency that is the recipient of the request;

1           (ii) interfere with active administrative  
2 enforcement proceedings conducted by the public body  
3 that is the recipient of the request;

4           (iii) create a substantial likelihood that a  
5 person will be deprived of a fair trial or an impartial  
6 hearing;

7           (iv) unavoidably disclose the identity of a  
8 confidential source, confidential information  
9 furnished only by the confidential source, or persons  
10 who file complaints with or provide information to  
11 administrative, investigative, law enforcement, or  
12 penal agencies; except that the identities of  
13 witnesses to traffic accidents, traffic accident  
14 reports, and rescue reports shall be provided by  
15 agencies of local government, except when disclosure  
16 would interfere with an active criminal investigation  
17 conducted by the agency that is the recipient of the  
18 request;

19           (v) disclose unique or specialized investigative  
20 techniques other than those generally used and known  
21 or disclose internal documents of correctional  
22 agencies related to detection, observation, or  
23 investigation of incidents of crime or misconduct, and  
24 disclosure would result in demonstrable harm to the  
25 agency or public body that is the recipient of the  
26 request;

1           (vi) endanger the life or physical safety of law  
2 enforcement personnel or any other person; or

3           (vii) obstruct an ongoing criminal investigation  
4 by the agency that is the recipient of the request.

5           (d-5) A law enforcement record created for law  
6 enforcement purposes and contained in a shared electronic  
7 record management system if the law enforcement agency  
8 that is the recipient of the request did not create the  
9 record, did not participate in or have a role in any of the  
10 events which are the subject of the record, and only has  
11 access to the record through the shared electronic record  
12 management system.

13           (d-6) Records contained in the Officer Professional  
14 Conduct Database under Section 9.2 of the Illinois Police  
15 Training Act, except to the extent authorized under that  
16 Section. This includes the documents supplied to the  
17 Illinois Law Enforcement Training Standards Board from the  
18 Illinois State Police and Illinois State Police Merit  
19 Board.

20           (e) Records that relate to or affect the security of  
21 correctional institutions and detention facilities.

22           (e-5) Records requested by persons committed to the  
23 Department of Corrections, Department of Human Services  
24 Division of Mental Health, or a county jail if those  
25 materials are available in the library of the correctional  
26 institution or facility or jail where the inmate is

1 confined.

2 (e-6) Records requested by persons committed to the  
3 Department of Corrections, Department of Human Services  
4 Division of Mental Health, or a county jail if those  
5 materials include records from staff members' personnel  
6 files, staff rosters, or other staffing assignment  
7 information.

8 (e-7) Records requested by persons committed to the  
9 Department of Corrections or Department of Human Services  
10 Division of Mental Health if those materials are available  
11 through an administrative request to the Department of  
12 Corrections or Department of Human Services Division of  
13 Mental Health.

14 (e-8) Records requested by a person committed to the  
15 Department of Corrections, Department of Human Services  
16 Division of Mental Health, or a county jail, the  
17 disclosure of which would result in the risk of harm to any  
18 person or the risk of an escape from a jail or correctional  
19 institution or facility.

20 (e-9) Records requested by a person in a county jail  
21 or committed to the Department of Corrections or  
22 Department of Human Services Division of Mental Health,  
23 containing personal information pertaining to the person's  
24 victim or the victim's family, including, but not limited  
25 to, a victim's home address, home telephone number, work  
26 or school address, work telephone number, social security

1 number, or any other identifying information, except as  
2 may be relevant to a requester's current or potential case  
3 or claim.

4 (e-10) Law enforcement records of other persons  
5 requested by a person committed to the Department of  
6 Corrections, Department of Human Services Division of  
7 Mental Health, or a county jail, including, but not  
8 limited to, arrest and booking records, mug shots, and  
9 crime scene photographs, except as these records may be  
10 relevant to the requester's current or potential case or  
11 claim.

12 (f) Preliminary drafts, notes, recommendations,  
13 memoranda, and other records in which opinions are  
14 expressed, or policies or actions are formulated, except  
15 that a specific record or relevant portion of a record  
16 shall not be exempt when the record is publicly cited and  
17 identified by the head of the public body. The exemption  
18 provided in this paragraph (f) extends to all those  
19 records of officers and agencies of the General Assembly  
20 that pertain to the preparation of legislative documents.

21 (g) Trade secrets and commercial or financial  
22 information obtained from a person or business where the  
23 trade secrets or commercial or financial information are  
24 furnished under a claim that they are proprietary,  
25 privileged, or confidential, and that disclosure of the  
26 trade secrets or commercial or financial information would

1 cause competitive harm to the person or business, and only  
2 insofar as the claim directly applies to the records  
3 requested.

4 The information included under this exemption includes  
5 all trade secrets and commercial or financial information  
6 obtained by a public body, including a public pension  
7 fund, from a private equity fund or a privately held  
8 company within the investment portfolio of a private  
9 equity fund as a result of either investing or evaluating  
10 a potential investment of public funds in a private equity  
11 fund. The exemption contained in this item does not apply  
12 to the aggregate financial performance information of a  
13 private equity fund, nor to the identity of the fund's  
14 managers or general partners. The exemption contained in  
15 this item does not apply to the identity of a privately  
16 held company within the investment portfolio of a private  
17 equity fund, unless the disclosure of the identity of a  
18 privately held company may cause competitive harm.

19 Nothing contained in this paragraph (g) shall be  
20 construed to prevent a person or business from consenting  
21 to disclosure.

22 (h) Proposals and bids for any contract, grant, or  
23 agreement, including information which if it were  
24 disclosed would frustrate procurement or give an advantage  
25 to any person proposing to enter into a contractor  
26 agreement with the body, until an award or final selection

1 is made. Information prepared by or for the body in  
2 preparation of a bid solicitation shall be exempt until an  
3 award or final selection is made.

4 (i) Valuable formulae, computer geographic systems,  
5 designs, drawings, and research data obtained or produced  
6 by any public body when disclosure could reasonably be  
7 expected to produce private gain or public loss. The  
8 exemption for "computer geographic systems" provided in  
9 this paragraph (i) does not extend to requests made by  
10 news media as defined in Section 2 of this Act when the  
11 requested information is not otherwise exempt and the only  
12 purpose of the request is to access and disseminate  
13 information regarding the health, safety, welfare, or  
14 legal rights of the general public.

15 (j) The following information pertaining to  
16 educational matters:

17 (i) test questions, scoring keys, and other  
18 examination data used to administer an academic  
19 examination;

20 (ii) information received by a primary or  
21 secondary school, college, or university under its  
22 procedures for the evaluation of faculty members by  
23 their academic peers;

24 (iii) information concerning a school or  
25 university's adjudication of student disciplinary  
26 cases, but only to the extent that disclosure would



1           unavoidably reveal the identity of the student; and  
2           (iv) course materials or research materials used  
3           by faculty members.

4           (k) Architects' plans, engineers' technical  
5           submissions, and other construction related technical  
6           documents for projects not constructed or developed in  
7           whole or in part with public funds and the same for  
8           projects constructed or developed with public funds,  
9           including, but not limited to, power generating and  
10          distribution stations and other transmission and  
11          distribution facilities, water treatment facilities,  
12          airport facilities, sport stadiums, convention centers,  
13          and all government owned, operated, or occupied buildings,  
14          but only to the extent that disclosure would compromise  
15          security.

16          (l) Minutes of meetings of public bodies closed to the  
17          public as provided in the Open Meetings Act until the  
18          public body makes the minutes available to the public  
19          under Section 2.06 of the Open Meetings Act.

20          (m) Communications between a public body and an  
21          attorney or auditor representing the public body that  
22          would not be subject to discovery in litigation, and  
23          materials prepared or compiled by or for a public body in  
24          anticipation of a criminal, civil, or administrative  
25          proceeding upon the request of an attorney advising the  
26          public body, and materials prepared or compiled with

1           respect to internal audits of public bodies.

2           (n) Records relating to a public body's adjudication  
3 of employee grievances or disciplinary cases; however,  
4 this exemption shall not extend to the final outcome of  
5 cases in which discipline is imposed.

6           (o) Administrative or technical information associated  
7 with automated data processing operations, including, but  
8 not limited to, software, operating protocols, computer  
9 program abstracts, file layouts, source listings, object  
10 modules, load modules, user guides, documentation  
11 pertaining to all logical and physical design of  
12 computerized systems, employee manuals, and any other  
13 information that, if disclosed, would jeopardize the  
14 security of the system or its data or the security of  
15 materials exempt under this Section.

16           (p) Records relating to collective negotiating matters  
17 between public bodies and their employees or  
18 representatives, except that any final contract or  
19 agreement shall be subject to inspection and copying.

20           (q) Test questions, scoring keys, and other  
21 examination data used to determine the qualifications of  
22 an applicant for a license or employment.

23           (r) The records, documents, and information relating  
24 to real estate purchase negotiations until those  
25 negotiations have been completed or otherwise terminated.  
26 With regard to a parcel involved in a pending or actually

1 and reasonably contemplated eminent domain proceeding  
2 under the Eminent Domain Act, records, documents, and  
3 information relating to that parcel shall be exempt except  
4 as may be allowed under discovery rules adopted by the  
5 Illinois Supreme Court. The records, documents, and  
6 information relating to a real estate sale shall be exempt  
7 until a sale is consummated.

8 (s) Any and all proprietary information and records  
9 related to the operation of an intergovernmental risk  
10 management association or self-insurance pool or jointly  
11 self-administered health and accident cooperative or pool.  
12 Insurance or self-insurance ~~self-insurance~~ (including any  
13 intergovernmental risk management association or  
14 self-insurance ~~self-insurance~~ pool) claims, loss or risk  
15 management information, records, data, advice, or  
16 communications.

17 (t) Information contained in or related to  
18 examination, operating, or condition reports prepared by,  
19 on behalf of, or for the use of a public body responsible  
20 for the regulation or supervision of financial  
21 institutions, insurance companies, or pharmacy benefit  
22 managers, unless disclosure is otherwise required by State  
23 law.

24 (u) Information that would disclose or might lead to  
25 the disclosure of secret or confidential information,  
26 codes, algorithms, programs, or private keys intended to

1 be used to create electronic signatures under the Uniform  
2 Electronic Transactions Act.

3 (v) Vulnerability assessments, security measures, and  
4 response policies or plans that are designed to identify,  
5 prevent, or respond to potential attacks upon a  
6 community's population or systems, facilities, or  
7 installations, but only to the extent that disclosure  
8 could reasonably be expected to expose the vulnerability  
9 or jeopardize the effectiveness of the measures, policies,  
10 or plans, or the safety of the personnel who implement  
11 them or the public. Information exempt under this item may  
12 include such things as details pertaining to the  
13 mobilization or deployment of personnel or equipment, to  
14 the operation of communication systems or protocols, to  
15 cybersecurity vulnerabilities, or to tactical operations.

16 (w) (Blank).

17 (x) Maps and other records regarding the location or  
18 security of generation, transmission, distribution,  
19 storage, gathering, treatment, or switching facilities  
20 owned by a utility, by a power generator, or by the  
21 Illinois Power Agency.

22 (y) Information contained in or related to proposals,  
23 bids, or negotiations related to electric power  
24 procurement under Section 1-75 of the Illinois Power  
25 Agency Act and Section 16-111.5 of the Public Utilities  
26 Act that is determined to be confidential and proprietary

1 by the Illinois Power Agency or by the Illinois Commerce  
2 Commission.

3 (z) Information about students exempted from  
4 disclosure under Section ~~Sections~~ 10-20.38 or 34-18.29 of  
5 the School Code, and information about undergraduate  
6 students enrolled at an institution of higher education  
7 exempted from disclosure under Section 25 of the Illinois  
8 Credit Card Marketing Act of 2009.

9 (aa) Information the disclosure of which is exempted  
10 under the Viatical Settlements Act of 2009.

11 (bb) Records and information provided to a mortality  
12 review team and records maintained by a mortality review  
13 team appointed under the Department of Juvenile Justice  
14 Mortality Review Team Act.

15 (cc) Information regarding interments, entombments, or  
16 inurnments of human remains that are submitted to the  
17 Cemetery Oversight Database under the Cemetery Care Act or  
18 the Cemetery Oversight Act, whichever is applicable.

19 (dd) Correspondence and records (i) that may not be  
20 disclosed under Section 11-9 of the Illinois Public Aid  
21 Code or (ii) that pertain to appeals under Section 11-8 of  
22 the Illinois Public Aid Code.

23 (ee) The names, addresses, or other personal  
24 information of persons who are minors and are also  
25 participants and registrants in programs of park  
26 districts, forest preserve districts, conservation

1 districts, recreation agencies, and special recreation  
2 associations.

3 (ff) The names, addresses, or other personal  
4 information of participants and registrants in programs of  
5 park districts, forest preserve districts, conservation  
6 districts, recreation agencies, and special recreation  
7 associations where such programs are targeted primarily to  
8 minors.

9 (gg) Confidential information described in Section  
10 1-100 of the Illinois Independent Tax Tribunal Act of  
11 2012.

12 (hh) The report submitted to the State Board of  
13 Education by the School Security and Standards Task Force  
14 under item (8) of subsection (d) of Section 2-3.160 of the  
15 School Code and any information contained in that report.

16 (ii) Records requested by persons committed to or  
17 detained by the Department of Human Services under the  
18 Sexually Violent Persons Commitment Act or committed to  
19 the Department of Corrections under the Sexually Dangerous  
20 Persons Act if those materials: (i) are available in the  
21 library of the facility where the individual is confined;  
22 (ii) include records from staff members' personnel files,  
23 staff rosters, or other staffing assignment information;  
24 or (iii) are available through an administrative request  
25 to the Department of Human Services or the Department of  
26 Corrections.

1 (jj) Confidential information described in Section  
2 5-535 of the Civil Administrative Code of Illinois.

3 (kk) The public body's credit card numbers, debit card  
4 numbers, bank account numbers, Federal Employer  
5 Identification Number, security code numbers, passwords,  
6 and similar account information, the disclosure of which  
7 could result in identity theft or impression or defrauding  
8 of a governmental entity or a person.

9 (ll) Records concerning the work of the threat  
10 assessment team of a school district, including, but not  
11 limited to, any threat assessment procedure under the  
12 School Safety Drill Act and any information contained in  
13 the procedure.

14 (mm) Information prohibited from being disclosed under  
15 subsections (a) and (b) of Section 15 of the Student  
16 Confidential Reporting Act.

17 (nn) ~~(mm)~~ Proprietary information submitted to the  
18 Environmental Protection Agency under the Drug Take-Back  
19 Act.

20 (oo) ~~(mm)~~ Records described in subsection (f) of  
21 Section 3-5-1 of the Unified Code of Corrections.

22 (pp) Reports described in subsection (e) of Section  
23 16-15 of the Abortion Care Clinical Training Program Act.

24 (1.5) Any information exempt from disclosure under the  
25 Judicial Privacy Act shall be redacted from public records  
26 prior to disclosure under this Act.

1           (2) A public record that is not in the possession of a  
2 public body but is in the possession of a party with whom the  
3 agency has contracted to perform a governmental function on  
4 behalf of the public body, and that directly relates to the  
5 governmental function and is not otherwise exempt under this  
6 Act, shall be considered a public record of the public body,  
7 for purposes of this Act.

8           (3) This Section does not authorize withholding of  
9 information or limit the availability of records to the  
10 public, except as stated in this Section or otherwise provided  
11 in this Act.

12           (Source: P.A. 101-434, eff. 1-1-20; 101-452, eff. 1-1-20;  
13 101-455, eff. 8-23-19; 101-652, eff. 1-1-22; 102-38, eff.  
14 6-25-21; 102-558, eff. 8-20-21; 102-694, eff. 1-7-22; 102-752,  
15 eff. 5-6-22; 102-753, eff. 1-1-23; 102-776, eff. 1-1-23;  
16 102-791, eff. 5-13-22; 102-1055, eff. 6-10-22; revised  
17 12-13-22.)

18           (Text of Section after amendment by P.A. 102-982)

19           Sec. 7. Exemptions.

20           (1) When a request is made to inspect or copy a public  
21 record that contains information that is exempt from  
22 disclosure under this Section, but also contains information  
23 that is not exempt from disclosure, the public body may elect  
24 to redact the information that is exempt. The public body  
25 shall make the remaining information available for inspection



1 and copying. Subject to this requirement, the following shall  
2 be exempt from inspection and copying:

3 (a) Information specifically prohibited from  
4 disclosure by federal or State law or rules and  
5 regulations implementing federal or State law.

6 (b) Private information, unless disclosure is required  
7 by another provision of this Act, a State or federal law,  
8 or a court order.

9 (b-5) Files, documents, and other data or databases  
10 maintained by one or more law enforcement agencies and  
11 specifically designed to provide information to one or  
12 more law enforcement agencies regarding the physical or  
13 mental status of one or more individual subjects.

14 (c) Personal information contained within public  
15 records, the disclosure of which would constitute a  
16 clearly unwarranted invasion of personal privacy, unless  
17 the disclosure is consented to in writing by the  
18 individual subjects of the information. "Unwarranted  
19 invasion of personal privacy" means the disclosure of  
20 information that is highly personal or objectionable to a  
21 reasonable person and in which the subject's right to  
22 privacy outweighs any legitimate public interest in  
23 obtaining the information. The disclosure of information  
24 that bears on the public duties of public employees and  
25 officials shall not be considered an invasion of personal  
26 privacy.

1           (d) Records in the possession of any public body  
2           created in the course of administrative enforcement  
3           proceedings, and any law enforcement or correctional  
4           agency for law enforcement purposes, but only to the  
5           extent that disclosure would:

6                   (i) interfere with pending or actually and  
7                   reasonably contemplated law enforcement proceedings  
8                   conducted by any law enforcement or correctional  
9                   agency that is the recipient of the request;

10                   (ii) interfere with active administrative  
11                   enforcement proceedings conducted by the public body  
12                   that is the recipient of the request;

13                   (iii) create a substantial likelihood that a  
14                   person will be deprived of a fair trial or an impartial  
15                   hearing;

16                   (iv) unavoidably disclose the identity of a  
17                   confidential source, confidential information  
18                   furnished only by the confidential source, or persons  
19                   who file complaints with or provide information to  
20                   administrative, investigative, law enforcement, or  
21                   penal agencies; except that the identities of  
22                   witnesses to traffic crashes, traffic crash reports,  
23                   and rescue reports shall be provided by agencies of  
24                   local government, except when disclosure would  
25                   interfere with an active criminal investigation  
26                   conducted by the agency that is the recipient of the

1 request;

2 (v) disclose unique or specialized investigative  
3 techniques other than those generally used and known  
4 or disclose internal documents of correctional  
5 agencies related to detection, observation, or  
6 investigation of incidents of crime or misconduct, and  
7 disclosure would result in demonstrable harm to the  
8 agency or public body that is the recipient of the  
9 request;

10 (vi) endanger the life or physical safety of law  
11 enforcement personnel or any other person; or

12 (vii) obstruct an ongoing criminal investigation  
13 by the agency that is the recipient of the request.

14 (d-5) A law enforcement record created for law  
15 enforcement purposes and contained in a shared electronic  
16 record management system if the law enforcement agency  
17 that is the recipient of the request did not create the  
18 record, did not participate in or have a role in any of the  
19 events which are the subject of the record, and only has  
20 access to the record through the shared electronic record  
21 management system.

22 (d-6) Records contained in the Officer Professional  
23 Conduct Database under Section 9.2 of the Illinois Police  
24 Training Act, except to the extent authorized under that  
25 Section. This includes the documents supplied to the  
26 Illinois Law Enforcement Training Standards Board from the

1 Illinois State Police and Illinois State Police Merit  
2 Board.

3 (e) Records that relate to or affect the security of  
4 correctional institutions and detention facilities.

5 (e-5) Records requested by persons committed to the  
6 Department of Corrections, Department of Human Services  
7 Division of Mental Health, or a county jail if those  
8 materials are available in the library of the correctional  
9 institution or facility or jail where the inmate is  
10 confined.

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12 Department of Corrections, Department of Human Services  
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14 materials include records from staff members' personnel  
15 files, staff rosters, or other staffing assignment  
16 information.

17 (e-7) Records requested by persons committed to the  
18 Department of Corrections or Department of Human Services  
19 Division of Mental Health if those materials are available  
20 through an administrative request to the Department of  
21 Corrections or Department of Human Services Division of  
22 Mental Health.

23 (e-8) Records requested by a person committed to the  
24 Department of Corrections, Department of Human Services  
25 Division of Mental Health, or a county jail, the  
26 disclosure of which would result in the risk of harm to any

1 person or the risk of an escape from a jail or correctional  
2 institution or facility.

3 (e-9) Records requested by a person in a county jail  
4 or committed to the Department of Corrections or  
5 Department of Human Services Division of Mental Health,  
6 containing personal information pertaining to the person's  
7 victim or the victim's family, including, but not limited  
8 to, a victim's home address, home telephone number, work  
9 or school address, work telephone number, social security  
10 number, or any other identifying information, except as  
11 may be relevant to a requester's current or potential case  
12 or claim.

13 (e-10) Law enforcement records of other persons  
14 requested by a person committed to the Department of  
15 Corrections, Department of Human Services Division of  
16 Mental Health, or a county jail, including, but not  
17 limited to, arrest and booking records, mug shots, and  
18 crime scene photographs, except as these records may be  
19 relevant to the requester's current or potential case or  
20 claim.

21 (f) Preliminary drafts, notes, recommendations,  
22 memoranda, and other records in which opinions are  
23 expressed, or policies or actions are formulated, except  
24 that a specific record or relevant portion of a record  
25 shall not be exempt when the record is publicly cited and  
26 identified by the head of the public body. The exemption

1 provided in this paragraph (f) extends to all those  
2 records of officers and agencies of the General Assembly  
3 that pertain to the preparation of legislative documents.

4 (g) Trade secrets and commercial or financial  
5 information obtained from a person or business where the  
6 trade secrets or commercial or financial information are  
7 furnished under a claim that they are proprietary,  
8 privileged, or confidential, and that disclosure of the  
9 trade secrets or commercial or financial information would  
10 cause competitive harm to the person or business, and only  
11 insofar as the claim directly applies to the records  
12 requested.

13 The information included under this exemption includes  
14 all trade secrets and commercial or financial information  
15 obtained by a public body, including a public pension  
16 fund, from a private equity fund or a privately held  
17 company within the investment portfolio of a private  
18 equity fund as a result of either investing or evaluating  
19 a potential investment of public funds in a private equity  
20 fund. The exemption contained in this item does not apply  
21 to the aggregate financial performance information of a  
22 private equity fund, nor to the identity of the fund's  
23 managers or general partners. The exemption contained in  
24 this item does not apply to the identity of a privately  
25 held company within the investment portfolio of a private  
26 equity fund, unless the disclosure of the identity of a

1 privately held company may cause competitive harm.

2 Nothing contained in this paragraph (g) shall be  
3 construed to prevent a person or business from consenting  
4 to disclosure.

5 (h) Proposals and bids for any contract, grant, or  
6 agreement, including information which if it were  
7 disclosed would frustrate procurement or give an advantage  
8 to any person proposing to enter into a contractor  
9 agreement with the body, until an award or final selection  
10 is made. Information prepared by or for the body in  
11 preparation of a bid solicitation shall be exempt until an  
12 award or final selection is made.

13 (i) Valuable formulae, computer geographic systems,  
14 designs, drawings, and research data obtained or produced  
15 by any public body when disclosure could reasonably be  
16 expected to produce private gain or public loss. The  
17 exemption for "computer geographic systems" provided in  
18 this paragraph (i) does not extend to requests made by  
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7 (iii) information concerning a school or  
8 university's adjudication of student disciplinary  
9 cases, but only to the extent that disclosure would  
10 unavoidably reveal the identity of the student; and

11 (iv) course materials or research materials used  
12 by faculty members.

13 (k) Architects' plans, engineers' technical  
14 submissions, and other construction related technical  
15 documents for projects not constructed or developed in  
16 whole or in part with public funds and the same for  
17 projects constructed or developed with public funds,  
18 including, but not limited to, power generating and  
19 distribution stations and other transmission and  
20 distribution facilities, water treatment facilities,  
21 airport facilities, sport stadiums, convention centers,  
22 and all government owned, operated, or occupied buildings,  
23 but only to the extent that disclosure would compromise  
24 security.

25 (l) Minutes of meetings of public bodies closed to the  
26 public as provided in the Open Meetings Act until the



1 public body makes the minutes available to the public  
2 under Section 2.06 of the Open Meetings Act.

3 (m) Communications between a public body and an  
4 attorney or auditor representing the public body that  
5 would not be subject to discovery in litigation, and  
6 materials prepared or compiled by or for a public body in  
7 anticipation of a criminal, civil, or administrative  
8 proceeding upon the request of an attorney advising the  
9 public body, and materials prepared or compiled with  
10 respect to internal audits of public bodies.

11 (n) Records relating to a public body's adjudication  
12 of employee grievances or disciplinary cases; however,  
13 this exemption shall not extend to the final outcome of  
14 cases in which discipline is imposed.

15 (o) Administrative or technical information associated  
16 with automated data processing operations, including, but  
17 not limited to, software, operating protocols, computer  
18 program abstracts, file layouts, source listings, object  
19 modules, load modules, user guides, documentation  
20 pertaining to all logical and physical design of  
21 computerized systems, employee manuals, and any other  
22 information that, if disclosed, would jeopardize the  
23 security of the system or its data or the security of  
24 materials exempt under this Section.

25 (p) Records relating to collective negotiating matters  
26 between public bodies and their employees or

1 representatives, except that any final contract or  
2 agreement shall be subject to inspection and copying.

3 (q) Test questions, scoring keys, and other  
4 examination data used to determine the qualifications of  
5 an applicant for a license or employment.

6 (r) The records, documents, and information relating  
7 to real estate purchase negotiations until those  
8 negotiations have been completed or otherwise terminated.  
9 With regard to a parcel involved in a pending or actually  
10 and reasonably contemplated eminent domain proceeding  
11 under the Eminent Domain Act, records, documents, and  
12 information relating to that parcel shall be exempt except  
13 as may be allowed under discovery rules adopted by the  
14 Illinois Supreme Court. The records, documents, and  
15 information relating to a real estate sale shall be exempt  
16 until a sale is consummated.

17 (s) Any and all proprietary information and records  
18 related to the operation of an intergovernmental risk  
19 management association or self-insurance pool or jointly  
20 self-administered health and accident cooperative or pool.  
21 Insurance or self-insurance ~~self-insurance~~ (including any  
22 intergovernmental risk management association or  
23 self-insurance ~~self-insurance~~ pool) claims, loss or risk  
24 management information, records, data, advice, or  
25 communications.

26 (t) Information contained in or related to

1 examination, operating, or condition reports prepared by,  
2 on behalf of, or for the use of a public body responsible  
3 for the regulation or supervision of financial  
4 institutions, insurance companies, or pharmacy benefit  
5 managers, unless disclosure is otherwise required by State  
6 law.

7 (u) Information that would disclose or might lead to  
8 the disclosure of secret or confidential information,  
9 codes, algorithms, programs, or private keys intended to  
10 be used to create electronic signatures under the Uniform  
11 Electronic Transactions Act.

12 (v) Vulnerability assessments, security measures, and  
13 response policies or plans that are designed to identify,  
14 prevent, or respond to potential attacks upon a  
15 community's population or systems, facilities, or  
16 installations, but only to the extent that disclosure  
17 could reasonably be expected to expose the vulnerability  
18 or jeopardize the effectiveness of the measures, policies,  
19 or plans, or the safety of the personnel who implement  
20 them or the public. Information exempt under this item may  
21 include such things as details pertaining to the  
22 mobilization or deployment of personnel or equipment, to  
23 the operation of communication systems or protocols, to  
24 cybersecurity vulnerabilities, or to tactical operations.

25 (w) (Blank).

26 (x) Maps and other records regarding the location or

1 security of generation, transmission, distribution,  
2 storage, gathering, treatment, or switching facilities  
3 owned by a utility, by a power generator, or by the  
4 Illinois Power Agency.

5 (y) Information contained in or related to proposals,  
6 bids, or negotiations related to electric power  
7 procurement under Section 1-75 of the Illinois Power  
8 Agency Act and Section 16-111.5 of the Public Utilities  
9 Act that is determined to be confidential and proprietary  
10 by the Illinois Power Agency or by the Illinois Commerce  
11 Commission.

12 (z) Information about students exempted from  
13 disclosure under Section ~~Sections~~ 10-20.38 or 34-18.29 of  
14 the School Code, and information about undergraduate  
15 students enrolled at an institution of higher education  
16 exempted from disclosure under Section 25 of the Illinois  
17 Credit Card Marketing Act of 2009.

18 (aa) Information the disclosure of which is exempted  
19 under the Viatical Settlements Act of 2009.

20 (bb) Records and information provided to a mortality  
21 review team and records maintained by a mortality review  
22 team appointed under the Department of Juvenile Justice  
23 Mortality Review Team Act.

24 (cc) Information regarding interments, entombments, or  
25 inurnments of human remains that are submitted to the  
26 Cemetery Oversight Database under the Cemetery Care Act or

1 the Cemetery Oversight Act, whichever is applicable.

2 (dd) Correspondence and records (i) that may not be  
3 disclosed under Section 11-9 of the Illinois Public Aid  
4 Code or (ii) that pertain to appeals under Section 11-8 of  
5 the Illinois Public Aid Code.

6 (ee) The names, addresses, or other personal  
7 information of persons who are minors and are also  
8 participants and registrants in programs of park  
9 districts, forest preserve districts, conservation  
10 districts, recreation agencies, and special recreation  
11 associations.

12 (ff) The names, addresses, or other personal  
13 information of participants and registrants in programs of  
14 park districts, forest preserve districts, conservation  
15 districts, recreation agencies, and special recreation  
16 associations where such programs are targeted primarily to  
17 minors.

18 (gg) Confidential information described in Section  
19 1-100 of the Illinois Independent Tax Tribunal Act of  
20 2012.

21 (hh) The report submitted to the State Board of  
22 Education by the School Security and Standards Task Force  
23 under item (8) of subsection (d) of Section 2-3.160 of the  
24 School Code and any information contained in that report.

25 (ii) Records requested by persons committed to or  
26 detained by the Department of Human Services under the

1 Sexually Violent Persons Commitment Act or committed to  
2 the Department of Corrections under the Sexually Dangerous  
3 Persons Act if those materials: (i) are available in the  
4 library of the facility where the individual is confined;  
5 (ii) include records from staff members' personnel files,  
6 staff rosters, or other staffing assignment information;  
7 or (iii) are available through an administrative request  
8 to the Department of Human Services or the Department of  
9 Corrections.

10 (jj) Confidential information described in Section  
11 5-535 of the Civil Administrative Code of Illinois.

12 (kk) The public body's credit card numbers, debit card  
13 numbers, bank account numbers, Federal Employer  
14 Identification Number, security code numbers, passwords,  
15 and similar account information, the disclosure of which  
16 could result in identity theft or impression or defrauding  
17 of a governmental entity or a person.

18 (ll) Records concerning the work of the threat  
19 assessment team of a school district, including, but not  
20 limited to, any threat assessment procedure under the  
21 School Safety Drill Act and any information contained in  
22 the procedure.

23 (mm) Information prohibited from being disclosed under  
24 subsections (a) and (b) of Section 15 of the Student  
25 Confidential Reporting Act.

26 (nn) ~~(mm)~~ Proprietary information submitted to the

1 Environmental Protection Agency under the Drug Take-Back  
2 Act.

3 (oo) ~~(mm)~~ Records described in subsection (f) of  
4 Section 3-5-1 of the Unified Code of Corrections.

5 (pp) Reports described in subsection (e) of Section  
6 16-15 of the Abortion Care Clinical Training Program Act.

7 (1.5) Any information exempt from disclosure under the  
8 Judicial Privacy Act shall be redacted from public records  
9 prior to disclosure under this Act.

10 (2) A public record that is not in the possession of a  
11 public body but is in the possession of a party with whom the  
12 agency has contracted to perform a governmental function on  
13 behalf of the public body, and that directly relates to the  
14 governmental function and is not otherwise exempt under this  
15 Act, shall be considered a public record of the public body,  
16 for purposes of this Act.

17 (3) This Section does not authorize withholding of  
18 information or limit the availability of records to the  
19 public, except as stated in this Section or otherwise provided  
20 in this Act.

21 (Source: P.A. 101-434, eff. 1-1-20; 101-452, eff. 1-1-20;  
22 101-455, eff. 8-23-19; 101-652, eff. 1-1-22; 102-38, eff.  
23 6-25-21; 102-558, eff. 8-20-21; 102-694, eff. 1-7-22; 102-752,  
24 eff. 5-6-22; 102-753, eff. 1-1-23; 102-776, eff. 1-1-23;  
25 102-791, eff. 5-13-22; 102-982, eff. 7-1-23; 102-1055, eff.  
26 6-10-22; revised 12-13-22.)

1 Section 5. The Illinois Insurance Code is amended by  
2 changing Section 356z.60 as follows:

3 (215 ILCS 5/356z.60)

4 Sec. 356z.60. Coverage for abortifacients, hormonal  
5 therapy, and human immunodeficiency virus pre-exposure  
6 prophylaxis and post-exposure prophylaxis.

7 (a) As used in this Section:

8 "Abortifacients" means any medication administered to  
9 terminate a pregnancy as prescribed or ordered by a health  
10 care professional.

11 "Health care professional" means a physician licensed to  
12 practice medicine in all of its branches, licensed advanced  
13 practice registered nurse, or physician assistant.

14 "Hormonal therapy medication" means hormonal treatment  
15 administered to treat gender dysphoria.

16 "Therapeutic equivalent version" means drugs, devices, or  
17 products that can be expected to have the same clinical effect  
18 and safety profile when administered to patients under the  
19 conditions specified in the labeling and that satisfy the  
20 following general criteria:

21 (1) it is approved as safe and effective;

22 (2) it is a pharmaceutical equivalent in that it:

23 (A) contains identical amounts of the same active  
24 drug ingredient in the same dosage form and route of



1 administration; and

2 (B) meets compendial or other applicable standards  
3 of strength, quality, purity, and identity;

4 (3) it is bioequivalent in that:

5 (A) it does not present a known or potential  
6 bioequivalence problem and it meets an acceptable in  
7 vitro standard; or

8 (B) if it does present such a known or potential  
9 problem, it is shown to meet an appropriate  
10 bioequivalence standard;

11 (4) it is adequately labeled; and

12 (5) it is manufactured in compliance with Current Good  
13 Manufacturing Practice regulations adopted by the United  
14 States Food and Drug Administration.

15 (b) An individual or group policy of accident and health  
16 insurance amended, delivered, issued, or renewed in this State  
17 on or after January 1, 2024 shall provide coverage for all  
18 abortifacients, hormonal therapy medication, human  
19 immunodeficiency virus pre-exposure prophylaxis, and  
20 post-exposure prophylaxis drugs approved by the United States  
21 Food and Drug Administration, and follow-up services related  
22 to that coverage, including, but not limited to, management of  
23 side effects, medication self-management or adherence  
24 counseling, risk reduction strategies, and mental health  
25 counseling. This coverage shall include drugs approved by the  
26 United States Food and Drug Administration that are prescribed

1 or ordered for off-label use for the purposes described in  
2 this Section.

3 (c) The coverage required under subsection (b) is subject  
4 to the following conditions:

5 (1) If the United States Food and Drug Administration  
6 has approved one or more therapeutic equivalent versions  
7 of an abortifacient drug, a policy is not required to  
8 include all such therapeutic equivalent versions in its  
9 formulary so long as at least one is included and covered  
10 without cost sharing and in accordance with this Section.

11 (2) If an individual's attending provider recommends a  
12 particular drug approved by the United States Food and  
13 Drug Administration based on a determination of medical  
14 necessity with respect to that individual, the plan or  
15 issuer must defer to the determination of the attending  
16 provider and must cover that service or item without cost  
17 sharing.

18 (3) If a drug is not covered, plans and issuers must  
19 have an easily accessible, transparent, and sufficiently  
20 expedient process that is not unduly burdensome on the  
21 individual or a provider or other individual acting as a  
22 patient's authorized representative to ensure coverage  
23 without cost sharing.

24 The conditions listed under this subsection (c) also apply  
25 to drugs prescribed for off-label use as abortifacients.

26 (d) Except as otherwise provided in this Section, a policy

1 subject to this Section shall not impose a deductible,  
2 coinsurance, copayment, or any other cost-sharing requirement  
3 on the coverage provided. The provisions of this subsection do  
4 not apply to coverage of procedures to the extent such  
5 coverage would disqualify a high-deductible health plan from  
6 eligibility for a health savings account pursuant to the  
7 federal Internal Revenue Code, 26 U.S.C. 223.

8 (e) Except as otherwise authorized under this Section, a  
9 policy shall not impose any restrictions or delays on the  
10 coverage required under this Section.

11 (f) The coverage requirements in this Section for  
12 abortifacients do not, pursuant to 42 U.S.C. 18054(a)(6),  
13 apply to a multistate plan that does not provide coverage for  
14 abortion.

15 (g) If the Department concludes that enforcement of any  
16 coverage requirement of this Section for abortifacients may  
17 adversely affect the allocation of federal funds to this  
18 State, the Department may grant an exemption to that  
19 requirement, but only to the minimum extent necessary to  
20 ensure the continued receipt of federal funds.

21 (Source: P.A. 102-1117, eff. 1-13-23.)

22 Section 10. The Nurse Practice Act is amended by changing  
23 Sections 65-11 and 65-11.5 as follows:

24 (225 ILCS 65/65-11)

1           Sec. 65-11. Temporary permit for advanced practice  
2 registered nurses for health care.

3           (a) The Department may issue a temporary permit to an  
4 applicant who is licensed to practice as an advanced practice  
5 registered nurse in another state. The temporary permit will  
6 authorize the practice of providing health care to patients in  
7 this State, with a collaborating physician in this State, if  
8 all of the following apply:

9           (1) The Department determines that the applicant's  
10 services will improve the welfare of Illinois residents  
11 and non-residents requiring health care services.

12           (2) The applicant has obtained a graduate degree  
13 appropriate for national certification in a clinical  
14 advanced practice registered nursing specialty or a  
15 graduate degree or post-master's certificate from a  
16 graduate level program in a clinical advanced practice  
17 registered nursing specialty; the applicant has submitted  
18 verification of licensure status in good standing in the  
19 applicant's current state or territory of licensure; and  
20 the applicant can furnish the Department with a certified  
21 letter upon request from that jurisdiction attesting to  
22 the fact that the applicant has no pending action or  
23 violations against the applicant's license.

24           The Department will not consider an advanced practice  
25 registered nurse's license being revoked or otherwise  
26 disciplined by any state or territory based solely on the

1 advanced practice registered nurse providing, authorizing,  
2 recommending, aiding, assisting, referring for, or  
3 otherwise participating in any health care service that is  
4 unlawful or prohibited in that state or territory, if the  
5 provision of, authorization of, or participation in that  
6 health care, medical service, or procedure related to any  
7 health care service is not unlawful or prohibited in this  
8 State.

9 (3) The applicant has sufficient training and  
10 possesses the appropriate core competencies to provide  
11 health care services, and is physically, mentally, and  
12 professionally capable of practicing as an advanced  
13 practice registered nurse with reasonable judgment, skill,  
14 and safety and in accordance with applicable standards of  
15 care.

16 (4) The applicant has met the written collaborative  
17 agreement requirements under Section 65-35.

18 (5) The applicant will be working pursuant to an  
19 agreement with a sponsoring licensed hospital, medical  
20 office, clinic, or other medical facility providing health  
21 care services. Such agreement shall be executed by an  
22 authorized representative of the licensed hospital,  
23 medical office, clinic, or other medical facility,  
24 certifying that the advanced practice registered nurse  
25 holds an active license and is in good standing in the  
26 state in which they are licensed. If an applicant for a

1 temporary permit has been previously disciplined by  
2 another jurisdiction, except as described in paragraph (2)  
3 of subsection (a), further review may be conducted  
4 pursuant to the Civil Administrative Code of Illinois and  
5 this Act. The application shall include the advanced  
6 practice registered nurse's name, contact information,  
7 state of licensure, and license number.

8 (6) Payment of a \$75 fee.

9 The sponsoring licensed hospital, medical office, clinic,  
10 or other medical facility engaged in the agreement with the  
11 applicant shall notify the Department should the applicant at  
12 any point leave or become separate from the sponsor.

13 The Department may adopt rules to carry out this Section.

14 (b) A temporary permit under this Section shall expire 2  
15 years after the date of issuance. The temporary permit may be  
16 renewed for a \$45 fee for an additional 2 years. A holder of a  
17 temporary permit may only renew one time.

18 (c) The temporary permit shall only permit the holder to  
19 practice as an advanced practice registered nurse with a  
20 collaborating physician who provides health care services at  
21 the location or locations specified on the permit or via  
22 telehealth.

23 (d) An application for the temporary permit shall be made  
24 to the Department, in writing, on forms prescribed by the  
25 Department, and shall be accompanied by a non-refundable fee  
26 of \$75. The Department shall grant or deny an applicant a

1 temporary permit within 60 days of receipt of a completed  
2 application. The Department shall notify the applicant of any  
3 deficiencies in the applicant's application materials  
4 requiring corrections in a timely manner.

5 (e) An applicant for temporary permit may be requested to  
6 appear before the Board to respond to questions concerning the  
7 applicant's qualifications to receive the permit. An  
8 applicant's refusal to appear before the Board of Nursing may  
9 be grounds for denial of the application by the Department.

10 (f) The Secretary may summarily cancel any temporary  
11 permit issued pursuant to this Section, without a hearing, if  
12 the Secretary finds that evidence in his or her possession  
13 indicates that a permit holder's continuation in practice  
14 would constitute an imminent danger to the public or violate  
15 any provision of this Act or its rules.

16 If the Secretary summarily cancels a temporary permit  
17 issued pursuant to this Section or Act, the permit holder may  
18 petition the Department for a hearing in accordance with the  
19 provisions of Section 70-125 to restore his or her permit,  
20 unless the permit holder has exceeded his or her renewal  
21 limit.

22 (g) In addition to terminating any temporary permit issued  
23 pursuant to this Section or Act, the Department may issue a  
24 monetary penalty not to exceed \$10,000 upon the temporary  
25 permit holder and may notify any state in which the temporary  
26 permit holder has been issued a permit that his or her Illinois

1 permit has been terminated and the reasons for the  
2 termination. The monetary penalty shall be paid within 60 days  
3 after the effective date of the order imposing the penalty.  
4 The order shall constitute a judgment and may be filed, and  
5 execution had thereon in the same manner as any judgment from  
6 any court of record. It is the intent of the General Assembly  
7 that a permit issued pursuant to this Section shall be  
8 considered a privilege and not a property right.

9 (h) While working in Illinois, all temporary permit  
10 holders are subject to all statutory and regulatory  
11 requirements of this Act in the same manner as a licensee.  
12 Failure to adhere to all statutory and regulatory requirements  
13 may result in revocation or other discipline of the temporary  
14 permit.

15 (i) If the Department becomes aware of a violation  
16 occurring at the facility licensed by the Department of Public  
17 Health, ~~licensed hospital, medical office, clinic, or other~~  
18 ~~medical facility, or via telehealth service,~~ the Department  
19 shall notify the Department of Public Health.

20 (j) The Department may adopt emergency rules pursuant to  
21 this Section. The General Assembly finds that the adoption of  
22 rules to implement a temporary permit for health care services  
23 is deemed an emergency and necessary for the public interest,  
24 safety, and welfare.

25 (Source: P.A. 102-1117, eff. 1-13-23.)



1 (225 ILCS 65/65-11.5)

2 Sec. 65-11.5. Temporary permit for full practice advanced  
3 practice registered nurses for health care.

4 (a) The Department may issue a full practice advanced  
5 practice registered nurse temporary permit to an applicant who  
6 is licensed to practice as an advanced practice registered  
7 nurse in another state. The temporary permit will authorize  
8 the practice of providing health care to patients in this  
9 State if all of the following apply:

10 (1) The Department determines that the applicant's  
11 services will improve the welfare of Illinois residents  
12 and non-residents requiring health care services.

13 (2) The applicant has obtained a graduate degree  
14 appropriate for national certification in a clinical  
15 advanced practice registered nursing specialty or a  
16 graduate degree or post-master's certificate from a  
17 graduate level program in a clinical advanced practice  
18 registered nursing specialty; the applicant is certified  
19 as a nurse practitioner, nurse midwife, or clinical nurse  
20 specialist; the applicant has submitted verification of  
21 licensure status in good standing in the applicant's  
22 current state or territory of licensure; and the applicant  
23 can furnish the Department with a certified letter upon  
24 request from that jurisdiction attesting to the fact that  
25 the applicant has no pending action or violations against  
26 the applicant's license.

1           The Department shall not consider an advanced practice  
2 registered nurse's license being revoked or otherwise  
3 disciplined by any state or territory for the provision  
4 of, authorization of, or participation in any health care,  
5 medical service, or procedure related to an abortion on  
6 the basis that such health care, medical service, or  
7 procedure related to an abortion is unlawful or prohibited  
8 in that state or territory, if the provision of,  
9 authorization of, or participation in that health care,  
10 medical service, or procedure related to an abortion is  
11 not unlawful or prohibited in this State.

12           (3) The applicant has sufficient training and  
13 possesses the appropriate core competencies to provide  
14 health care services, and is physically, mentally, and  
15 professionally capable of practicing as an advanced  
16 practice registered nurse with reasonable judgment, skill,  
17 and safety and in accordance with applicable standards of  
18 care.

19           (4) The applicant will be working pursuant to an  
20 agreement with a sponsoring licensed hospital, medical  
21 office, clinic, or other medical facility providing health  
22 care services. Such agreement shall be executed by an  
23 authorized representative of the licensed hospital,  
24 medical office, clinic, or other medical facility,  
25 certifying that the advanced practice registered nurse  
26 holds an active license and is in good standing in the

1 state in which they are licensed. If an applicant for a  
2 temporary permit has been previously disciplined by  
3 another jurisdiction, except as described in paragraph (2)  
4 of subsection (a), further review may be conducted  
5 pursuant to the Civil Administrative Code of Illinois and  
6 this Act. The application shall include the advanced  
7 practice registered nurse's name, contact information,  
8 state of licensure, and license number.

9 (5) Payment of a \$75 fee.

10 The sponsoring licensed hospital, medical office, clinic,  
11 or other medical facility engaged in the agreement with the  
12 applicant shall notify the Department should the applicant at  
13 any point leave or become separate from the sponsor.

14 The Department may adopt rules to carry out this Section.

15 (b) A temporary permit under this Section shall expire 2  
16 years after the date of issuance. The temporary permit may be  
17 renewed for a \$45 fee for an additional 2 years. A holder of a  
18 temporary permit may only renew one time.

19 (c) The temporary permit shall only permit the holder to  
20 practice as a full practice advanced practice registered nurse  
21 within the scope of providing health care services at the  
22 location or locations specified on the permit or via  
23 telehealth service.

24 (d) An application for the temporary permit shall be made  
25 to the Department, in writing, on forms prescribed by the  
26 Department, and shall be accompanied by a non-refundable fee

1 of \$75.

2 (e) An applicant for temporary permit may be requested to  
3 appear before the Board to respond to questions concerning the  
4 applicant's qualifications to receive the permit. An  
5 applicant's refusal to appear before the Board of Nursing may  
6 be grounds for denial of the application by the Department.

7 (f) The Secretary may summarily cancel any temporary  
8 permit issued pursuant to this Section, without a hearing, if  
9 the Secretary finds that evidence in his or her possession  
10 indicates that a permit holder's continuation in practice  
11 would constitute an imminent danger to the public or violate  
12 any provision of this Act or its rules.

13 If the Secretary summarily cancels a temporary permit  
14 issued pursuant to this Section or Act, the permit holder may  
15 petition the Department for a hearing in accordance with the  
16 provisions of Section 70-125 of this Act to restore his or her  
17 permit, unless the permit holder has exceeded his or her  
18 renewal limit.

19 (g) In addition to terminating any temporary permit issued  
20 pursuant to this Section or Act, the Department may issue a  
21 monetary penalty not to exceed \$10,000 upon the temporary  
22 permit holder and may notify any state in which the temporary  
23 permit holder has been issued a permit that his or her Illinois  
24 permit has been terminated and the reasons for the  
25 termination. The monetary penalty shall be paid within 60 days  
26 after the effective date of the order imposing the penalty.

1 The order shall constitute a judgment and may be filed, and  
2 execution had thereon in the same manner as any judgment from  
3 any court of record. It is the intent of the General Assembly  
4 that a permit issued pursuant to this Section shall be  
5 considered a privilege and not a property right.

6 (h) While working in Illinois, all temporary permit  
7 holders are subject to all statutory and regulatory  
8 requirements of this Act in the same manner as a licensee.  
9 Failure to adhere to all statutory and regulatory requirements  
10 may result in revocation or other discipline of the temporary  
11 permit.

12 (i) If the Department becomes aware of a violation  
13 occurring at the facility licensed by the Department of Public  
14 Health, ~~licensed hospital, medical office, clinic, or other~~  
15 ~~medical facility, or via telehealth service,~~ the Department  
16 shall notify the Department of Public Health.

17 (j) The Department may adopt emergency rules pursuant to  
18 this Section. The General Assembly finds that the adoption of  
19 rules to implement a temporary permit for health care services  
20 is deemed an emergency and necessary for the public interest,  
21 safety, and welfare.

22 (Source: P.A. 102-1117, eff. 1-13-23.)

23 Section 15. The Pharmacy Practice Act is amended by  
24 changing Section 43.5 as follows:

1 (225 ILCS 85/43.5)

2 (Section scheduled to be repealed on January 1, 2028)

3 Sec. 43.5. HIV prophylaxis. In accordance with a standing  
4 order by a physician licensed to practice medicine in all its  
5 branches or the medical director of a county or local health  
6 department or a standing order by the Department of Public  
7 Health, a pharmacist may provide patients with prophylaxis  
8 drugs for human immunodeficiency virus pre-exposure  
9 prophylaxis or post-exposure prophylaxis.

10 A pharmacist may provide initial assessment and dispensing  
11 of prophylaxis drugs for human immunodeficiency virus  
12 pre-exposure prophylaxis or post-exposure prophylaxis. If a  
13 patient's HIV test results are reactive, the pharmacist shall  
14 refer the patient to an appropriate health care professional  
15 or clinic. If the patient's HIV test results are nonreactive,  
16 the pharmacist may initiate human immunodeficiency virus  
17 pre-exposure prophylaxis or post-exposure prophylaxis to  
18 eligible patients.

19 The standing order must be consistent with the current  
20 version of the guidelines of the Centers for Disease Control  
21 and Prevention, guidelines of the United States Preventive  
22 Services Task Force, or generally recognized evidence-based  
23 clinical guidelines.

24 A pharmacist must communicate the services provided under  
25 this Section to the patient and the patient's primary health  
26 care provider or other health care professional or clinic, if

1 known. If there is no primary health care provider provided by  
2 the patient, then the pharmacist shall give the patient a list  
3 of primary health care providers, other health care  
4 professionals, and clinics in the area.

5 The services provided under this Section shall be  
6 appropriately documented and retained in a confidential manner  
7 consistent with State HIV confidentiality requirements.

8 The services provided under this Section shall take place  
9 in a private manner.

10 A pharmacist shall complete an educational training  
11 program accredited by the Accreditation Council for Pharmacy  
12 Education and approved by the Department that is related to  
13 the initiation, dispensing, or administration of drugs,  
14 laboratory tests, assessments, referrals, and consultations  
15 for human immunodeficiency virus pre-exposure prophylaxis and  
16 human immunodeficiency virus post-exposure prophylaxis.

17 (Source: P.A. 102-1051, eff. 1-1-23.)

18 Section 20. The Physician Assistant Practice Act of 1987  
19 is amended by changing Section 9.7 as follows:

20 (225 ILCS 95/9.7)

21 Sec. 9.7. Temporary permit for health care.

22 (a) The Department may issue a temporary permit to an  
23 applicant who is licensed to practice as a physician assistant  
24 in another state. The temporary permit will authorize the

1 practice of providing health care to patients in this State,  
2 with a collaborating physician in this State, if all of the  
3 following apply:

4 (1) The Department determines that the applicant's  
5 services will improve the welfare of Illinois residents  
6 and non-residents requiring health care services.

7 (2) The applicant has obtained certification by the  
8 National Commission on Certification of Physician  
9 Assistants or its successor agency; the applicant has  
10 submitted verification of licensure status in good  
11 standing in the applicant's current state or territory of  
12 licensure; and the applicant can furnish the Department  
13 with a certified letter upon request from that  
14 jurisdiction attesting to the fact that the applicant has  
15 no pending action or violations against the applicant's  
16 license.

17 The Department will not consider a physician  
18 assistant's license being revoked or otherwise disciplined  
19 by any state or territory based solely on the physician  
20 providing, authorizing, recommending, aiding, assisting,  
21 referring for, or otherwise participating in any health  
22 care service that is unlawful or prohibited in that state  
23 or territory, if the provision of, authorization of, or  
24 participation in that health care service, medical  
25 service, or procedure related to any health care service  
26 is not unlawful or prohibited in this State.



1           (3) The applicant has sufficient training and  
2 possesses the appropriate core competencies to provide  
3 health care services, and is physically, mentally, and  
4 professionally capable of practicing as a physician  
5 assistant with reasonable judgment, skill, and safety and  
6 in accordance with applicable standards of care.

7           (4) The applicant has met the written collaborative  
8 agreement requirements under subsection (a) of Section  
9 7.5.

10           (5) The applicant will be working pursuant to an  
11 agreement with a sponsoring licensed hospital, medical  
12 office, clinic, or other medical facility providing health  
13 care services. Such agreement shall be executed by an  
14 authorized representative of the licensed hospital,  
15 medical office, clinic, or other medical facility,  
16 certifying that the physician assistant holds an active  
17 license and is in good standing in the state in which they  
18 are licensed. If an applicant for a temporary permit has  
19 been previously disciplined by another jurisdiction,  
20 except as described in paragraph (2) of subsection (a),  
21 further review may be conducted pursuant to the Civil  
22 Administrative Code of Illinois and this Act. The  
23 application shall include the physician assistant's name,  
24 contact information, state of licensure, and license  
25 number.

26           (6) Payment of a \$75 fee.

1           The sponsoring licensed hospital, medical office, clinic,  
2           or other medical facility engaged in the agreement with the  
3           applicant shall notify the Department should the applicant at  
4           any point leave or become separate from the sponsor.

5           The Department may adopt rules to carry out this Section.

6           (b) A temporary permit under this Section shall expire 2  
7           years after the date of issuance. The temporary permit may be  
8           renewed for a \$45 fee for an additional 2 years. A holder of a  
9           temporary permit may only renew one time.

10          (c) The temporary permit shall only permit the holder to  
11          practice as a physician assistant with a collaborating  
12          physician who provides health care services with the sponsor  
13          specified on the permit.

14          (d) An application for the temporary permit shall be made  
15          to the Department, in writing, on forms prescribed by the  
16          Department, and shall be accompanied by a non-refundable fee  
17          of \$75. The Department shall grant or deny an applicant a  
18          temporary permit within 60 days of receipt of a completed  
19          application. The Department shall notify the applicant of any  
20          deficiencies in the applicant's application materials  
21          requiring corrections in a timely manner.

22          (e) An applicant for a temporary permit may be requested  
23          to appear before the Board to respond to questions concerning  
24          the applicant's qualifications to receive the permit. An  
25          applicant's refusal to appear before the Board may be grounds  
26          for denial of the application by the Department.

1           (f) The Secretary may summarily cancel any temporary  
2 permit issued pursuant to this Section, without a hearing, if  
3 the Secretary finds that evidence in his or her possession  
4 indicates that a permit holder's continuation in practice  
5 would constitute an imminent danger to the public or violate  
6 any provision of this Act or its rules. If the Secretary  
7 summarily cancels a temporary permit issued pursuant to this  
8 Section or Act, the permit holder may petition the Department  
9 for a hearing in accordance with the provisions of Section  
10 22.11 to restore his or her permit, unless the permit holder  
11 has exceeded his or her renewal limit.

12           (g) In addition to terminating any temporary permit issued  
13 pursuant to this Section or Act, the Department may issue a  
14 monetary penalty not to exceed \$10,000 upon the temporary  
15 permit holder and may notify any state in which the temporary  
16 permit holder has been issued a permit that his or her Illinois  
17 permit has been terminated and the reasons for that  
18 termination. The monetary penalty shall be paid within 60 days  
19 after the effective date of the order imposing the penalty.  
20 The order shall constitute a judgment and may be filed, and  
21 execution had thereon in the same manner as any judgment from  
22 any court of record. It is the intent of the General Assembly  
23 that a permit issued pursuant to this Section shall be  
24 considered a privilege and not a property right.

25           (h) While working in Illinois, all temporary permit  
26 holders are subject to all statutory and regulatory

1 requirements of this Act in the same manner as a licensee.  
2 Failure to adhere to all statutory and regulatory requirements  
3 may result in revocation or other discipline of the temporary  
4 permit.

5 (i) If the Department becomes aware of a violation  
6 occurring at the facility licensed by the Department of Public  
7 Health, licensed hospital, medical office, clinic, or other  
8 medical facility, or occurring via telehealth services, the  
9 Department shall notify the Department of Public Health.

10 (j) The Department may adopt emergency rules pursuant to  
11 this Section. The General Assembly finds that the adoption of  
12 rules to implement a temporary permit for health care services  
13 is deemed an emergency and necessary for the public interest,  
14 safety, and welfare.

15 (Source: P.A. 102-1117, eff. 1-13-23.)

16 Section 25. The Abortion Care Clinical Training Program  
17 Act is amended by changing Section 16-15 as follows:

18 (410 ILCS 185/16-15)

19 Sec. 16-15. Program administration and reporting.

20 (a) Subject to appropriation to the Fund, the Department  
21 shall contract with at least one coordinating organization to  
22 administer the Program. The Department shall use the Fund to  
23 contract with the coordinating organization.

24 (b) A coordinating organization contracted by the

1 Department to administer the Program shall:

2 (1) submit an annual report to the Department  
3 regarding Program performance, including the number of  
4 participants enrolled, the demographics of Program  
5 participants, the number of participants who successfully  
6 complete the Program, the outcome of successful Program  
7 participants, and the level of involvement of the  
8 participants in providing abortion and other forms of  
9 reproductive health care in Illinois; and

10 (2) meet any other requirements established by the  
11 Department that are not inconsistent with this Act.

12 (c) The Department shall release the name of any  
13 coordinating organization it coordinates with and any entity  
14 receiving funds to assist in the implementation of this  
15 Program through the coordinating organization. The Department  
16 shall not release the name of any individual person or health  
17 care professional administering services through or  
18 participating in the Program. The Department shall, by rule,  
19 establish procedures to ensure that sensitive Program  
20 information, including any personal information and  
21 information that, if released, could endanger the life or  
22 physical safety of program participants, remains confidential.

23 (d) Any coordinating organization or other entity  
24 receiving funds to implement this Program is subject to the  
25 requirements of the Grant Accountability and Transparency Act.

26 (e) All reports received by the Department in accordance

1 with this Section shall be treated as confidential and exempt  
2 from the Freedom of Information Act.

3 (Source: P.A. 102-1117, eff. 1-13-23.)

4 Section 95. No acceleration or delay. Where this Act makes  
5 changes in a statute that is represented in this Act by text  
6 that is not yet or no longer in effect (for example, a Section  
7 represented by multiple versions), the use of that text does  
8 not accelerate or delay the taking effect of (i) the changes  
9 made by this Act or (ii) provisions derived from any other  
10 Public Act.

11 Section 99. Effective date. This Act takes effect upon  
12 becoming law.