



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

SB3154

Introduced 2/6/2024, by Sen. Steve Stadelman

#### SYNOPSIS AS INTRODUCED:

New Act  
5 ILCS 140/7.5

Creates the Affordable Drug Manufacturing Act. Provides that the Department of Public Health shall enter into partnerships to increase competition, lower prices, and address shortages in the market for generic prescription drugs, to reduce the cost of prescription drugs for public and private purchasers, taxpayers, and consumers, and to increase patient access to affordable drugs. Requires the partnerships to result in the production or distribution of generic prescription drugs with the intent that these drugs be made widely available to public and private purchasers, providers and suppliers, and pharmacies. Provides that the Department shall comply with specified requirements when entering into partnerships or setting prices for generic prescription drugs. Requires the Department to submit separate reports to the General Assembly that (1) assess the feasibility of directly manufacturing generic prescription drugs and selling generic prescription drugs at a fair price, and (2) describe the status of all drugs targeted under the Act and analyze how the activities of the Department may impact competition, access to targeted drugs, the costs of those drugs, and the costs of generic prescription drugs to public and private purchasers. Contains other provisions. Amends the Freedom of Information Act to exempt certain information disclosed under the Affordable Drug Manufacturing Act from inspection and copying under the Act. Contains a severability provision. Effective July 1, 2024.

LRB103 37982 AWJ 68114 b

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 1. Short title. This Act may be cited as the  
5 Affordable Drug Manufacturing Act.

6 Section 5. Definitions. In this Act:

7 "Department" means the Department of Public Health.

8 "Eligible prescription drug" means a prescription drug  
9 that is not under patent or a biological product, as defined in  
10 42 U.S.C. 262(i), that is not under patent.

11 "Generic prescription drug" means a drug that is approved  
12 pursuant to an application referencing an eligible  
13 prescription drug that is submitted under subsection (j) of  
14 Section 505 of the Federal Food, Drug, and Cosmetic Act (21  
15 U.S.C. 355(j)) or under subsection (k) of Section 351 of the  
16 federal Public Health Service Act (42 U.S.C. 262(k)).

17 "Partnerships" includes, but is not limited to, agreements  
18 for the procurement of generic prescription drugs by way of  
19 contracts or purchasing by a payor, State governmental agency,  
20 group purchasing organization, nonprofit organization, or  
21 other entity.

22 "Provider" means a hospital licensed under the Hospital  
23 Licensing Act or organized under the University of Illinois

1 Hospital Act, a skilled nursing facility as that term is  
2 defined under Section 2 of the Comprehensive Health Insurance  
3 Plan Act, a comprehensive outpatient rehabilitation facility,  
4 a home health agency as that term is defined under Section 2.04  
5 of the Home Health, Home Services, and Home Nursing Agency  
6 Licensing Act, a hospice as that term is defined under Section  
7 2 of the Comprehensive Health Insurance Plan Act, a public  
8 health clinic as that term is defined under Section 6-101 of  
9 the Local Governmental and Governmental Employees Tort  
10 Immunity Act, or a rehabilitation agency.

11 "Supplier" means a physician, surgeon, or other health  
12 care practitioner or an entity other than a provider that  
13 furnishes health care services.

14 Section 10. Cost of prescription drugs; partnerships.

15 (a) The Department shall enter into partnerships  
16 consistent with subsection (b) of Section 15, in consultation  
17 with other State agencies as necessary, to increase  
18 competition, lower prices, and address shortages in the market  
19 for generic prescription drugs, reduce the cost of generic  
20 prescription drugs for public and private purchasers,  
21 taxpayers, and consumers, and increase patient access to  
22 affordable generic prescription drugs.

23 (b) Subject to appropriation by the General Assembly for  
24 this purpose, the Department may hire staff to oversee and  
25 project-manage the partnerships for manufacturing or

1 distribution of generic prescription drugs.

2 Section 15. Generic prescription drug prices.

3 (a) The Department shall enter into partnerships resulting  
4 in the production or distribution of generic prescription  
5 drugs with the intent that these generic prescription drugs be  
6 made widely available to public and private purchasers,  
7 providers and suppliers, and pharmacies licensed under the  
8 Pharmacy Practice Act, as appropriate. The generic  
9 prescription drugs shall be produced or distributed by a drug  
10 company or generic prescription drug manufacturer that is  
11 registered with the United States Food and Drug  
12 Administration.

13 (b) The Department shall comply with the following  
14 requirements when entering into partnerships or setting prices  
15 for generic prescription drugs:

16 (1) The Department shall only enter into partnerships  
17 under subsection (a) to produce a generic prescription  
18 drug at a price that results in savings, target failures  
19 in the market for generic prescription drugs, and improve  
20 patient access to affordable medications.

21 (2) For generic prescription drugs prioritized in  
22 accordance with the criteria listed in paragraph (5), the  
23 Department shall determine if viable pathways exist for  
24 partnerships to manufacture or distribute generic  
25 prescription drugs by examining the relevant legal,

1 market, policy, and regulatory factors.

2 (3) The Department shall consider the following, if  
3 applicable, when setting the price of a generic  
4 prescription drug under this Section:

5 (A) United States Food and Drug Administration  
6 user fees.

7 (B) Abbreviated new drug application acquisition  
8 costs, amortized over a 5-year period.

9 (C) Mandatory rebates.

10 (D) Total contracting and production costs for the  
11 generic prescription drug, including a reasonable  
12 amount for administrative, operating, and  
13 rate-of-return expenses of the drug company or generic  
14 prescription drug manufacturer.

15 (E) Research and development costs attributed to  
16 the generic prescription drug over a 5-year period.

17 (F) Other initial start-up costs, amortized over a  
18 5-year period.

19 (4) Each generic prescription drug shall be made  
20 available to providers, patients, and purchasers at a  
21 transparent price and without rebates, other than  
22 federally required rebates.

23 (5) The Department shall prioritize the selection of  
24 generic prescription drugs that have the greatest impact  
25 on lowering drug costs to patients, increasing competition  
26 and addressing shortages in the prescription drug market,

1 improving public health, or reducing the cost of  
2 prescription drugs to public and private purchasers.

3 (c) In identifying generic prescription drugs to be  
4 produced, the Department shall consider pharmacy spending data  
5 from Medicaid and other entities for which the State pays the  
6 cost of generic prescription drugs.

7 The partnerships entered into under subsection (a) shall  
8 include the production of at least one form of insulin if a  
9 viable pathway for manufacturing a more affordable form of  
10 insulin exists.

11 The Department shall prioritize generic prescription drugs  
12 for chronic and high-cost conditions and shall consider  
13 prioritizing those that can be delivered through mail order.

14 (d) The Department shall consult with all of the following  
15 public and private purchasers to assist in developing a list  
16 of generic prescription drugs to be manufactured or  
17 distributed through partnerships and to determine the volume  
18 of each generic prescription drug that can be procured over a  
19 multiyear period to support a market for a lower-cost generic  
20 prescription drug:

21 (1) Any public agency that is a purchaser.

22 (2) Health insurers holding a valid outstanding  
23 certificate of authority from the Director of Insurance.

24 (3) Hospitals.

25 (4) Pharmacy benefit managers.

26 (e) Before entering into a partnership under subsection

1 (a), the Department shall determine minimum thresholds for  
2 procurement of an entity's expected volume of a targeted  
3 generic prescription drug from the company or manufacturer  
4 over a multiyear period.

5 (f) The entities listed in paragraphs (2) through (5) of  
6 subsection (d) shall not be required to purchase prescription  
7 drugs from the Department or from entities that contract or  
8 partner with the Department under this Act.

9 (g) The Department is not required to consult with every  
10 entity listed in paragraphs (2) through (5) of subsection (d)  
11 so long as purchaser engagement includes a reasonable  
12 representation from those groups.

13 Section 20. Feasibility report.

14 (a) On or before July 1, 2026, the Department shall submit  
15 a report to the General Assembly that assesses the feasibility  
16 of the Department directly manufacturing generic prescription  
17 drugs and selling generic prescription drugs at a fair price.  
18 The report shall include an analysis of governance structure  
19 options for manufacturing functions, including chartering a  
20 private organization, public-private partnership, or public  
21 board of directors.

22 (b) This Section is repealed on January 1, 2028.

23 Section 25. Status and analysis report.

24 (a) On or before July 1, 2025, the Department shall submit

1 a report to the General Assembly with:

2 (1) a description of the status of all drugs targeted  
3 under this Act; and

4 (2) an analysis of how the activities of the  
5 Department may impact competition, access to targeted  
6 drugs, the costs of those drugs, and the costs of generic  
7 prescription drugs for public and private purchasers.

8 (b) This Section is repealed on January 1, 2027.

9 Section 30. Nonpublic information; disclosure.  
10 Notwithstanding any other provision of law, all nonpublic  
11 information and documents obtained under this Act shall not be  
12 required to be disclosed under the Freedom of Information Act.

13 Section 35. The Freedom of Information Act is amended by  
14 changing Section 7.5 as follows:

15 (5 ILCS 140/7.5)

16 (Text of Section before amendment by P.A. 103-472)

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

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

23 (b) Library circulation and order records identifying



1 library users with specific materials under the Library  
2 Records Confidentiality Act.

3 (c) Applications, related documents, and medical  
4 records received by the Experimental Organ Transplantation  
5 Procedures Board and any and all documents or other  
6 records prepared by the Experimental Organ Transplantation  
7 Procedures Board or its staff relating to applications it  
8 has received.

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

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

17 (f) Firm performance evaluations under Section 55 of  
18 the Architectural, Engineering, and Land Surveying  
19 Qualifications Based Selection Act.

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

23 (h) Information the disclosure of which is exempted  
24 under the State Officials and Employees Ethics Act, and  
25 records of any lawfully created State or local inspector  
26 general's office that would be exempt if created or

1           obtained by an Executive Inspector General's office under  
2           that Act.

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

7           (j) Information and data concerning the distribution  
8           of surcharge moneys collected and remitted by carriers  
9           under the Emergency Telephone System Act.

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

14          (l) Records and information provided to a residential  
15          health care facility resident sexual assault and death  
16          review team or the Executive Council under the Abuse  
17          Prevention Review Team Act.

18          (m) Information provided to the predatory lending  
19          database created pursuant to Article 3 of the Residential  
20          Real Property Disclosure Act, except to the extent  
21          authorized under that Article.

22          (n) Defense budgets and petitions for certification of  
23          compensation and expenses for court appointed trial  
24          counsel as provided under Sections 10 and 15 of the  
25          Capital Crimes Litigation Act (repealed). This subsection

26          (n) shall apply until the conclusion of the trial of the

1 case, even if the prosecution chooses not to pursue the  
2 death penalty prior to trial or sentencing.

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

6 (p) Security portions of system safety program plans,  
7 investigation reports, surveys, schedules, lists, data, or  
8 information compiled, collected, or prepared by or for the  
9 Department of Transportation under Sections 2705-300 and  
10 2705-616 of the Department of Transportation Law of the  
11 Civil Administrative Code of Illinois, the Regional  
12 Transportation Authority under Section 2.11 of the  
13 Regional Transportation Authority Act, or the St. Clair  
14 County Transit District under the Bi-State Transit Safety  
15 Act (repealed).

16 (q) Information prohibited from being disclosed by the  
17 Personnel Record Review Act.

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

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

22 (t) (Blank).

23 (u) Records and information provided to an independent  
24 team of experts under the Developmental Disability and  
25 Mental Health Safety Act (also known as Brian's Law).

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

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

10 (v-5) Records of the Firearm Owner's Identification  
11 Card Review Board that are exempted from disclosure under  
12 Section 10 of the Firearm Owners Identification Card Act.

13 (w) Personally identifiable information which is  
14 exempted from disclosure under subsection (g) of Section  
15 19.1 of the Toll Highway Act.

16 (x) Information which is exempted from disclosure  
17 under Section 5-1014.3 of the Counties Code or Section  
18 8-11-21 of the Illinois Municipal Code.

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

1           (z) Records and information provided to a fatality  
2 review team or the Illinois Fatality Review Team Advisory  
3 Council under Section 15 of the Adult Protective Services  
4 Act.

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

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

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

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

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

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

19           (gg) Information that is prohibited from being  
20 disclosed under Section 7-603.5 of the Illinois Vehicle  
21 Code.

22           (hh) Records that are exempt from disclosure under  
23 Section 1A-16.7 of the Election Code.

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

1           (jj) Information and reports that are required to be  
2 submitted to the Department of Labor by registering day  
3 and temporary labor service agencies but are exempt from  
4 disclosure under subsection (a-1) of Section 45 of the Day  
5 and Temporary Labor Services Act.

6           (kk) Information prohibited from disclosure under the  
7 Seizure and Forfeiture Reporting Act.

8           (ll) Information the disclosure of which is restricted  
9 and exempted under Section 5-30.8 of the Illinois Public  
10 Aid Code.

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

13           (nn) Information that is exempt from disclosure under  
14 Section 70 of the Higher Education Student Assistance Act.

15           (oo) Communications, notes, records, and reports  
16 arising out of a peer support counseling session  
17 prohibited from disclosure under the First Responders  
18 Suicide Prevention Act.

19           (pp) Names and all identifying information relating to  
20 an employee of an emergency services provider or law  
21 enforcement agency under the First Responders Suicide  
22 Prevention Act.

23           (qq) Information and records held by the Department of  
24 Public Health and its authorized representatives collected  
25 under the Reproductive Health Act.

26           (rr) Information that is exempt from disclosure under

1 the Cannabis Regulation and Tax Act.

2 (ss) Data reported by an employer to the Department of  
3 Human Rights pursuant to Section 2-108 of the Illinois  
4 Human Rights Act.

5 (tt) Recordings made under the Children's Advocacy  
6 Center Act, except to the extent authorized under that  
7 Act.

8 (uu) Information that is exempt from disclosure under  
9 Section 50 of the Sexual Assault Evidence Submission Act.

10 (vv) Information that is exempt from disclosure under  
11 subsections (f) and (j) of Section 5-36 of the Illinois  
12 Public Aid Code.

13 (ww) Information that is exempt from disclosure under  
14 Section 16.8 of the State Treasurer Act.

15 (xx) Information that is exempt from disclosure or  
16 information that shall not be made public under the  
17 Illinois Insurance Code.

18 (yy) Information prohibited from being disclosed under  
19 the Illinois Educational Labor Relations Act.

20 (zz) Information prohibited from being disclosed under  
21 the Illinois Public Labor Relations Act.

22 (aaa) Information prohibited from being disclosed  
23 under Section 1-167 of the Illinois Pension Code.

24 (bbb) Information that is prohibited from disclosure  
25 by the Illinois Police Training Act and the Illinois State  
26 Police Act.

1 (ccc) Records exempt from disclosure under Section  
2 2605-304 of the Illinois State Police Law of the Civil  
3 Administrative Code of Illinois.

4 (ddd) Information prohibited from being disclosed  
5 under Section 35 of the Address Confidentiality for  
6 Victims of Domestic Violence, Sexual Assault, Human  
7 Trafficking, or Stalking Act.

8 (eee) Information prohibited from being disclosed  
9 under subsection (b) of Section 75 of the Domestic  
10 Violence Fatality Review Act.

11 (fff) Images from cameras under the Expressway Camera  
12 Act. This subsection (fff) is inoperative on and after  
13 July 1, 2025.

14 (ggg) Information prohibited from disclosure under  
15 paragraph (3) of subsection (a) of Section 14 of the Nurse  
16 Agency Licensing Act.

17 (hhh) Information submitted to the Illinois State  
18 Police in an affidavit or application for an assault  
19 weapon endorsement, assault weapon attachment endorsement,  
20 .50 caliber rifle endorsement, or .50 caliber cartridge  
21 endorsement under the Firearm Owners Identification Card  
22 Act.

23 (iii) Data exempt from disclosure under Section 50 of  
24 the School Safety Drill Act.

25 (jjj) ~~(hhh)~~ Information exempt from disclosure under  
26 Section 30 of the Insurance Data Security Law.



1            (kkk) ~~(iii)~~ Confidential business information  
2 prohibited from disclosure under Section 45 of the Paint  
3 Stewardship Act.

4            (lll) (Reserved).

5            (mmm) ~~(iii)~~ Information prohibited from being  
6 disclosed under subsection (e) of Section 1-129 of the  
7 Illinois Power Agency Act.

8            (nnn) Information prohibited from being disclosed  
9 under Section 30 of the Affordable Drug Manufacturing Act.

10 (Source: P.A. 102-36, eff. 6-25-21; 102-237, eff. 1-1-22;  
11 102-292, eff. 1-1-22; 102-520, eff. 8-20-21; 102-559, eff.  
12 8-20-21; 102-813, eff. 5-13-22; 102-946, eff. 7-1-22;  
13 102-1042, eff. 6-3-22; 102-1116, eff. 1-10-23; 103-8, eff.  
14 6-7-23; 103-34, eff. 6-9-23; 103-142, eff. 1-1-24; 103-372,  
15 eff. 1-1-24; 103-508, eff. 8-4-23; 103-580, eff. 12-8-23;  
16 revised 1-2-24.)

17 (Text of Section after amendment by P.A. 103-472)

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13 Disease Control Act.

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16 (f) Firm performance evaluations under Section 55 of  
17 the Architectural, Engineering, and Land Surveying  
18 Qualifications Based Selection Act.

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

22 (h) Information the disclosure of which is exempted  
23 under the State Officials and Employees Ethics Act, and  
24 records of any lawfully created State or local inspector  
25 general's office that would be exempt if created or  
26 obtained by an Executive Inspector General's office under

1 that Act.

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

6 (j) Information and data concerning the distribution  
7 of surcharge moneys collected and remitted by carriers  
8 under the Emergency Telephone System Act.

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

13 (l) Records and information provided to a residential  
14 health care facility resident sexual assault and death  
15 review team or the Executive Council under the Abuse  
16 Prevention Review Team Act.

17 (m) Information provided to the predatory lending  
18 database created pursuant to Article 3 of the Residential  
19 Real Property Disclosure Act, except to the extent  
20 authorized under that Article.

21 (n) Defense budgets and petitions for certification of  
22 compensation and expenses for court appointed trial  
23 counsel as provided under Sections 10 and 15 of the  
24 Capital Crimes Litigation Act (repealed). This subsection  
25 (n) shall apply until the conclusion of the trial of the  
26 case, even if the prosecution chooses not to pursue the

1 death penalty prior to trial or sentencing.

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3 disclosed under Section 4 of the Illinois Health and  
4 Hazardous Substances Registry Act.

5 (p) Security portions of system safety program plans,  
6 investigation reports, surveys, schedules, lists, data, or  
7 information compiled, collected, or prepared by or for the  
8 Department of Transportation under Sections 2705-300 and  
9 2705-616 of the Department of Transportation Law of the  
10 Civil Administrative Code of Illinois, the Regional  
11 Transportation Authority under Section 2.11 of the  
12 Regional Transportation Authority Act, or the St. Clair  
13 County Transit District under the Bi-State Transit Safety  
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15 (q) Information prohibited from being disclosed by the  
16 Personnel Record Review Act.

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

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

21 (t) (Blank).

22 (u) Records and information provided to an independent  
23 team of experts under the Developmental Disability and  
24 Mental Health Safety Act (also known as Brian's Law).

25 (v) Names and information of people who have applied  
26 for or received Firearm Owner's Identification Cards under

1 the Firearm Owners Identification Card Act or applied for  
2 or received a concealed carry license under the Firearm  
3 Concealed Carry Act, unless otherwise authorized by the  
4 Firearm Concealed Carry Act; and databases under the  
5 Firearm Concealed Carry Act, records of the Concealed  
6 Carry Licensing Review Board under the Firearm Concealed  
7 Carry Act, and law enforcement agency objections under the  
8 Firearm Concealed Carry Act.

9 (v-5) Records of the Firearm Owner's Identification  
10 Card Review Board that are exempted from disclosure under  
11 Section 10 of the Firearm Owners Identification Card Act.

12 (w) Personally identifiable information which is  
13 exempted from disclosure under subsection (g) of Section  
14 19.1 of the Toll Highway Act.

15 (x) Information which is exempted from disclosure  
16 under Section 5-1014.3 of the Counties Code or Section  
17 8-11-21 of the Illinois Municipal Code.

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

26 (z) Records and information provided to a fatality

1 review team or the Illinois Fatality Review Team Advisory  
2 Council under Section 15 of the Adult Protective Services  
3 Act.

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

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

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

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

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

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

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

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

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

26 (jj) Information and reports that are required to be

1 submitted to the Department of Labor by registering day  
2 and temporary labor service agencies but are exempt from  
3 disclosure under subsection (a-1) of Section 45 of the Day  
4 and Temporary Labor Services Act.

5 (kk) Information prohibited from disclosure under the  
6 Seizure and Forfeiture Reporting Act.

7 (ll) Information the disclosure of which is restricted  
8 and exempted under Section 5-30.8 of the Illinois Public  
9 Aid Code.

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

12 (nn) Information that is exempt from disclosure under  
13 Section 70 of the Higher Education Student Assistance Act.

14 (oo) Communications, notes, records, and reports  
15 arising out of a peer support counseling session  
16 prohibited from disclosure under the First Responders  
17 Suicide Prevention Act.

18 (pp) Names and all identifying information relating to  
19 an employee of an emergency services provider or law  
20 enforcement agency under the First Responders Suicide  
21 Prevention Act.

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23 Public Health and its authorized representatives collected  
24 under the Reproductive Health Act.

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26 the Cannabis Regulation and Tax Act.

1           (ss) Data reported by an employer to the Department of  
2 Human Rights pursuant to Section 2-108 of the Illinois  
3 Human Rights Act.

4           (tt) Recordings made under the Children's Advocacy  
5 Center Act, except to the extent authorized under that  
6 Act.

7           (uu) Information that is exempt from disclosure under  
8 Section 50 of the Sexual Assault Evidence Submission Act.

9           (vv) Information that is exempt from disclosure under  
10 subsections (f) and (j) of Section 5-36 of the Illinois  
11 Public Aid Code.

12           (wv) Information that is exempt from disclosure under  
13 Section 16.8 of the State Treasurer Act.

14           (xx) Information that is exempt from disclosure or  
15 information that shall not be made public under the  
16 Illinois Insurance Code.

17           (yy) Information prohibited from being disclosed under  
18 the Illinois Educational Labor Relations Act.

19           (zz) Information prohibited from being disclosed under  
20 the Illinois Public Labor Relations Act.

21           (aaa) Information prohibited from being disclosed  
22 under Section 1-167 of the Illinois Pension Code.

23           (bbb) Information that is prohibited from disclosure  
24 by the Illinois Police Training Act and the Illinois State  
25 Police Act.

26           (ccc) Records exempt from disclosure under Section



1 2605-304 of the Illinois State Police Law of the Civil  
2 Administrative Code of Illinois.

3 (ddd) Information prohibited from being disclosed  
4 under Section 35 of the Address Confidentiality for  
5 Victims of Domestic Violence, Sexual Assault, Human  
6 Trafficking, or Stalking Act.

7 (eee) Information prohibited from being disclosed  
8 under subsection (b) of Section 75 of the Domestic  
9 Violence Fatality Review Act.

10 (fff) Images from cameras under the Expressway Camera  
11 Act. This subsection (fff) is inoperative on and after  
12 July 1, 2025.

13 (ggg) Information prohibited from disclosure under  
14 paragraph (3) of subsection (a) of Section 14 of the Nurse  
15 Agency Licensing Act.

16 (hhh) Information submitted to the Illinois State  
17 Police in an affidavit or application for an assault  
18 weapon endorsement, assault weapon attachment endorsement,  
19 .50 caliber rifle endorsement, or .50 caliber cartridge  
20 endorsement under the Firearm Owners Identification Card  
21 Act.

22 (iii) Data exempt from disclosure under Section 50 of  
23 the School Safety Drill Act.

24 (jjj) ~~(hhh)~~ Information exempt from disclosure under  
25 Section 30 of the Insurance Data Security Law.

26 (kkk) ~~(iii)~~ Confidential business information

1 prohibited from disclosure under Section 45 of the Paint  
2 Stewardship Act.

3 (lll) ~~(iii)~~ Data exempt from disclosure under Section  
4 2-3.196 of the School Code.

5 (mmm) ~~(iii)~~ Information prohibited from being  
6 disclosed under subsection (e) of Section 1-129 of the  
7 Illinois Power Agency Act.

8 (nnn) Information prohibited from being disclosed  
9 under Section 30 of the Affordable Drug Manufacturing Act.

10 (Source: P.A. 102-36, eff. 6-25-21; 102-237, eff. 1-1-22;  
11 102-292, eff. 1-1-22; 102-520, eff. 8-20-21; 102-559, eff.  
12 8-20-21; 102-813, eff. 5-13-22; 102-946, eff. 7-1-22;  
13 102-1042, eff. 6-3-22; 102-1116, eff. 1-10-23; 103-8, eff.  
14 6-7-23; 103-34, eff. 6-9-23; 103-142, eff. 1-1-24; 103-372,  
15 eff. 1-1-24; 103-472, eff. 8-1-24; 103-508, eff. 8-4-23;  
16 103-580, eff. 12-8-23; revised 1-2-24.)

17 Section 95. No acceleration or delay. Where this Act makes  
18 changes in a statute that is represented in this Act by text  
19 that is not yet or no longer in effect (for example, a Section  
20 represented by multiple versions), the use of that text does  
21 not accelerate or delay the taking effect of (i) the changes  
22 made by this Act or (ii) provisions derived from any other  
23 Public Act.

24 Section 97. Severability. The provisions of this Act are

1 severable under Section 1.31 of the Statute on Statutes.

2 Section 99. Effective date. This Act takes effect July 1,  
3 2024.