

1 AMENDMENT TO HOUSE BILL 300

2 AMENDMENT NO. _____. Amend House Bill 300, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Counties Code is amended by adding
6 Section 5-1106.1 as follows:

7 (55 ILCS 5/5-1106.1 new)

8 Sec. 5-1106.1. Public records; Internet access.

9 (a) Any county may provide Internet access to public
10 records maintained in electronic form. This access shall be
11 provided at no charge to the public. Any county that provides
12 public Internet access to records maintained in electronic
13 form may also enter into a contractual arrangement for the
14 dissemination of the same electronic data in bulk or compiled
15 form.

16 (b) For the purposes of this Section, "electronic data
17 in bulk form" is defined as all, or a significant subset, of
18 any records to which the public has free Internet access, as
19 is and without modification or compilation; and "electronic
20 data in compiled form" is defined as any records to which the
21 public has free Internet access but that has been
22 specifically selected, aggregated, or manipulated and is not

1 maintained or used in the county's regular course of
2 business.

3 (c) If, but only if, a county provides free Internet
4 access to public records maintained in electronic form, the
5 county may charge a fee for the dissemination of the
6 electronic data in bulk or compiled form, but the fee may not
7 exceed 110% of the actual cost, if any, of providing the
8 electronic data in bulk or compiled form.

9 The fee must be paid to the county treasurer and
10 deposited into a fund designated as the County Automation
11 Fund; except that in counties with a population exceeding
12 3,000,000, the fee shall be paid into a fund designated as
13 the Recorder's Automation Fund.

14 (d) The county must make available for public inspection
15 and copying an itemization of the actual cost, if any, of
16 providing electronic data in bulk or compiled form, including
17 any and all supporting documents. The county is prohibited
18 from granting to any person or entity, whether by contract,
19 license, or otherwise, the exclusive right to access and
20 disseminate any public record.

21 Section 99. Effective date. This Act takes effect upon
22 becoming law."