

1 AN ACT concerning business.

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

4 Section 5. The Internet Dating, Internet Child Care,
5 Internet Senior Care, and Internet Home Care Safety Act is
6 amended by changing Section 10 as follows:

7 (815 ILCS 518/10)

8 Sec. 10. Requirements for Internet dating services,
9 Internet child care services, Internet senior care services,
10 and Internet home care services.

11 (a) An Internet dating service, Internet child care
12 service, Internet senior care service, or Internet home care
13 service offering services to Illinois members shall provide a
14 safety awareness notification to all Illinois members that
15 includes, at a minimum, a list and description of safety
16 measures reasonably designed to increase awareness of safer
17 dating, child care, senior care, and home care practices as
18 determined by the service.

19 Examples of such notifications include, but are not limited
20 to:

21 (1) "Anyone who is able to commit identity theft can
22 also falsify a dating profile, a child care profile, a
23 senior care profile, or a home care profile."

1 (2) "There is no substitute for acting with caution
2 when communicating with any stranger who wants to meet
3 you."

4 (3) "Never include your last name, e-mail address, home
5 address, phone number, place of work, or any other
6 identifying information in your Internet profile or
7 initial e-mail messages. Stop communicating with anyone
8 who pressures you for personal or financial information or
9 attempts in any way to trick you into revealing it."

10 (4) "If you choose to have a face-to-face meeting with
11 another member, always tell someone in your family or a
12 friend where you are going and when you will return. Never
13 agree to be picked up at your home. Always provide your own
14 transportation to and from your date and meet in a public
15 place with many people around."

16 (b) If an Internet dating service, Internet child care
17 service, Internet senior care service, or Internet home care
18 service does not conduct criminal background screenings on its
19 members, the service shall disclose, clearly and conspicuously
20 in a manner that is readily apparent to the viewer of the
21 disclosure, to all Illinois members that the ~~Internet dating~~
22 service does not conduct criminal background screenings. The
23 disclosure shall be provided in two or more of the following
24 forms: when an electronic mail message is sent or received by
25 an Illinois member, in a "click-through" or other similar
26 presentation requiring a member from this State to acknowledge

1 that they have received the information required by this Act,
2 on the profile describing a member to an Illinois member, and
3 on the website pages or homepage of the Internet dating
4 service, Internet child care service, Internet senior care
5 service, or Internet home care service used when an Illinois
6 member signs up. ~~A disclosure under this subsection shall be in
7 bold, capital letters in at least 12 point type.~~

8 (c) If an Internet dating service, Internet child care
9 service, Internet senior care service, or Internet home care
10 service conducts criminal background screenings on all of its
11 communicating members, then the service shall disclose,
12 clearly and conspicuously in a manner that is readily apparent
13 to the viewer of the disclosure, to all Illinois members that
14 the ~~Internet dating service, Internet child care service,~~
15 ~~Internet senior care service, or Internet home care~~ service
16 conducts a criminal background screening on each member prior
17 to permitting an Illinois member to communicate with another
18 member. The disclosure shall be provided on the website pages
19 used when an Illinois member signs up. ~~A disclosure under this
20 subsection shall be in bold, capital letters in at least
21 12 point type.~~

22 (d) If an Internet dating service, Internet child care
23 service, Internet senior care service, or Internet home care
24 service conducts criminal background screenings, then the
25 service shall disclose whether it has a policy allowing a
26 member who has been identified as having a criminal conviction

1 to have access to its service to communicate with any Illinois
2 member; shall state that criminal background screenings are not
3 foolproof; that they may give members a false sense of
4 security; that they are not a perfect safety solution; that
5 criminals may circumvent even the most sophisticated search
6 technology; that not all criminal records are public in all
7 states and not all databases are up to date; that only publicly
8 available convictions are included in the screening; and that
9 screenings do not cover other types of convictions or arrests
10 or any convictions from foreign countries.

11 (Source: P.A. 97-1056, eff. 8-24-12; 98-458, eff. 8-16-13.)