



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB1365

Introduced 2/4/2015, by Rep. Kelly M. Cassidy

#### SYNOPSIS AS INTRODUCED:

15 ILCS 320/7  
25 ILCS 5/3.1

from Ch. 128, par. 107  
from Ch. 63, par. 3.1

Amends the General Assembly Organization Act. Provides that whenever any law or resolution requires a report to the General Assembly, the reporting requirement shall be satisfied by filing one electronic copy (currently, one copy) of the report with each of the following: the Speaker, the Minority Leader and the Clerk of the House of Representatives, and the President, the Minority Leader, and the Secretary of the Senate and the Legislative Research Unit. Requires the reporting entity to make paper copies available of those reports available upon request. Provides that additional electronic copies (currently, copies) shall be filed with the State Government Report Distribution Center for the General Assembly. Amends the State Library Act to make conforming changes.

LRB099 05786 JLK 25830 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

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

4 Section 5. The State Library Act is amended by changing  
5 Section 7 as follows:

6 (15 ILCS 320/7) (from Ch. 128, par. 107)

7 Sec. 7. Purposes of the State Library. The Illinois State  
8 Library shall:

9 (a) Maintain a library for officials and employees of the  
10 State, consisting of informational material and resources  
11 pertaining to the phases of their work, and serve as the  
12 State's library by extending its resources to citizens of  
13 Illinois.

14 (b) Maintain and provide research library services for all  
15 State agencies.

16 (c) Administer the Illinois Library System Act.

17 (d) Promote and administer the law relating to Interstate  
18 Library Compacts.

19 (e) Enter into interagency agreements, pursuant to the  
20 Intergovernmental Cooperation Act, including agreements to  
21 promote access to information by Illinois students and the  
22 general public.

23 (f) Promote and develop a cooperative library network

1 operating regionally or statewide for providing effective  
2 coordination of the library resources of public, academic,  
3 school, and special libraries.

4 (g) Administer grants of federal library funds pursuant to  
5 federal law and requirements.

6 (h) Assist libraries in their plans for library services,  
7 including funding the State-funded library systems for the  
8 purpose of local library development and networking.

9 (i) Assist local library groups in developing programs by  
10 which library services can be established and enhanced in areas  
11 without those services.

12 (j) Be a clearing house, in an advisory capacity, for  
13 questions and problems pertaining to the administration and  
14 functioning of libraries in Illinois and to publish booklets  
15 and pamphlets to implement this service.

16 (k) Seek the opinion of the Attorney General for legal  
17 questions pertaining to public libraries and their function as  
18 governmental agencies.

19 (l) Contract with any other library or library agency to  
20 carry out the purposes of the State Library. If any such  
21 contract requires payments by user libraries for goods and  
22 services, the State Library may distribute billings from  
23 contractors to applicable user libraries and may receive and  
24 distribute payments from user libraries to contractors. There  
25 is hereby created in the State Treasury the Library Trust Fund,  
26 into which all moneys payable to contractors which are received

1 from user libraries under this paragraph (l) shall be paid. The  
2 Treasurer shall pay such funds to contractors at the direction  
3 of the State Librarian.

4 (m) Compile, preserve and publish public library  
5 statistical information.

6 (n) Compile the annual report of local public libraries and  
7 library systems submitted to the State Librarian pursuant to  
8 law.

9 (o) Conduct and arrange for library training programs for  
10 library personnel, library directors and others involved in  
11 library services.

12 (p) Prepare an annual report for each fiscal year.

13 (q) Make available to the public, by means of access by way  
14 of the largest nonproprietary nonprofit cooperative public  
15 computer network, certain records of State agencies.

16 As used in this subdivision (q), "State agencies" means all  
17 officers, boards, commissions and agencies created by the  
18 Constitution; all officers, departments, boards, commissions,  
19 agencies, institutions, authorities, universities, and bodies  
20 politic and corporate of the State; administrative units or  
21 corporate outgrowths of the State government which are created  
22 by or pursuant to statute, other than units of local government  
23 and their officers, school districts and boards of election  
24 commissioners; and all administrative units and corporate  
25 outgrowths of the above and as may be created by executive  
26 order of the Governor; however, "State agencies" does not

1 include any agency, officer, or other entity of the judicial or  
2 legislative branch.

3 As used in this subdivision (q), "records" means public  
4 records, as defined in the Freedom of Information Act, that are  
5 not exempt from inspection and copying under that Act.

6 The State Librarian and each appropriate State agency shall  
7 specify the types and categories of records that shall be  
8 accessible through the public computer network and the types  
9 and categories of records that shall be inaccessible. Records  
10 currently held by a State agency and documents that are  
11 required to be provided to the Illinois State Library in  
12 accordance with Section 21 shall be provided to the Illinois  
13 State Library in an appropriate electronic format. The cost to  
14 each State agency of making records accessible through the  
15 public computer network or of providing records in an  
16 appropriate electronic format shall be considered in making  
17 determinations regarding accessibility.

18 As soon as possible and no later than 18 months after the  
19 effective date of this amendatory Act of 1995, the types and  
20 categories of information, specified by the State Librarian and  
21 each appropriate State agency, shall be made available to the  
22 public by means of access by way of the largest nonproprietary,  
23 nonprofit cooperative public computer network. The information  
24 shall be made available in one or more formats and by one or  
25 more means in order to provide the greatest feasible access to  
26 the general public in this State. Any person who accesses the

1 information may access all or any part of the information. The  
2 information may also be made available by any other means of  
3 access that would facilitate public access to the information.  
4 The information shall be made available in the shortest  
5 feasible time after it is publicly available.

6 Any documentation that describes the electronic digital  
7 formats of the information shall be made available by means of  
8 access by way of the same public computer network.

9 Personal information concerning a person who accesses the  
10 information may be maintained only for the purpose of providing  
11 service to the person.

12 The electronic public access provided by way of the public  
13 computer network shall be in addition to other electronic or  
14 print distribution of the information.

15 No action taken under this subdivision (q) shall be deemed  
16 to alter or relinquish any copyright or other proprietary  
17 interest or entitlement of the State of Illinois relating to  
18 any of the information made available under this subdivision  
19 (q).

20 (r) Coordinate literacy programs for the Secretary of  
21 State.

22 (s) Provide coordination of statewide preservation  
23 planning, act as a focal point for preservation advocacy,  
24 assess statewide needs and establish specific programs to meet  
25 those needs, and manage state funds appropriated for  
26 preservation work relating to the preservation of the library

1 and archival resources of Illinois.

2 (t) Create and maintain a State Government Report  
3 Distribution Center for the General Assembly. The Center shall  
4 receive all reports in electronic format ~~all formats available~~  
5 required by law or resolution to be filed with the General  
6 Assembly and shall furnish copies of such reports on the same  
7 day on which the report is filed with the Clerk of the House of  
8 Representatives and the Secretary of the Senate, as required by  
9 the General Assembly Organization Act, without charge to  
10 members of the General Assembly upon request. The Center shall  
11 also make paper copies of reports received under this  
12 subsection (t) available to members of the General Assembly  
13 upon request. This paragraph does not affect the requirements  
14 of Section 21 of this Act relating to the deposit of State  
15 publications with the State library.

16 (Source: P.A. 91-507, eff. 8-13-99; 92-16, eff. 6-28-01;  
17 92-617, eff. 1-1-03.)

18 Section 10. The General Assembly Organization Act is  
19 amended by changing Section 3.1 as follows:

20 (25 ILCS 5/3.1) (from Ch. 63, par. 3.1)

21 Sec. 3.1. Whenever any law or resolution requires a report  
22 to the General Assembly, that reporting requirement shall be  
23 satisfied by filing one electronic copy of the report with each  
24 of the following: the Speaker, the Minority Leader and the

1 Clerk of the House of Representatives and the President, the  
2 Minority Leader and the Secretary of the Senate and the  
3 Legislative Research Unit. In addition, the reporting entity  
4 must make a copy of the report available for a reasonable time  
5 on its Internet site or on the Internet site of the public  
6 entity that hosts the reporting entity's World Wide Web page,  
7 if any. The reporting entity must also make paper copies of the  
8 report available upon request. Additional electronic copies  
9 shall be filed with the State Government Report Distribution  
10 Center for the General Assembly as required under paragraph (t)  
11 of Section 7 of the State Library Act.  
12 (Source: P.A. 94-565, eff. 1-1-06.)