

1 AN ACT concerning State agencies.

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 State Agency Web Site Act.

6 Section 5. Definitions. In this Act:

7 "State agencies" has the meaning ascribed to that term in  
8 Section 1-7 of the Illinois State Auditing Act.

9 "State agency web site" means a web site connected to the  
10 Internet that is owned, operated, or funded by a State  
11 agency.

12 "Home page" means the initial page of, or entry point to,  
13 a web site.

14 "Privacy policy" means a description of a State agency's  
15 information practices with regard to at least the following  
16 matters: the services the site provides; the information the  
17 agency obtains from individuals online; whether the agency  
18 obtains the information directly or indirectly and an  
19 explanation of any indirect means used to obtain the  
20 information; whether an individual's provision of the  
21 requested data is optional or required; a person's option to  
22 choose to proceed with the transaction and any alternatives  
23 available; how the agency uses the information; whether and  
24 under what circumstances the agency discloses the obtained  
25 information to other entities or persons; whether other  
26 entities or persons are collecting information through the  
27 site; and a general description of the security measures in  
28 place to protect a person's information without compromising  
29 the integrity of the security measures.

30 Section 10. State agency privacy policies.

1           (a) Each State agency shall include a privacy policy on  
2 the agency's web site. Conspicuous hyperlinks to the privacy  
3 policy shall be located on the web site's home page and on  
4 other locations on the web site where personal information is  
5 collected or tracking technology is used.

6           (b) A State agency may not gather data from users on the  
7 agency's web site unless it demonstrates a compelling need to  
8 do so. The compelling need, if any, shall be identified as  
9 such and stated as part of the privacy policy.