

1 AN ACT concerning safety.

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 Paint  
5 Stewardship Act.

6 Section 5. Findings. The General Assembly finds that:

7 (1) Leftover architectural paints present significant  
8 waste management issues for counties and municipalities and  
9 create costly environmental, health, and safety risks if not  
10 properly managed.

11 (2) Nationally, an estimated 10% of architectural paint  
12 purchased by consumers is leftover. Current governmental  
13 programs collect only a fraction of the potential leftover  
14 paint for proper reuse, recycling, or disposal. In northern  
15 Illinois, there are only 4 permanent household hazardous waste  
16 facilities, and these facilities do not typically accept latex  
17 paint, which is the most common paint purchased by consumers.

18 (3) It is in the best interest of this State for paint  
19 manufacturers to assume responsibility for the development and  
20 implementation of a cost-effective paint stewardship program  
21 that will educate consumers on strategies to reduce the  
22 generation of leftover paint; provide opportunities to reuse  
23 leftover paint; and collect, transport, and process leftover

1 paint for end-of-life management, including reuse, recycling,  
2 and disposal. Requiring paint manufacturers to assume  
3 responsibility for the collection, recycling, reuse,  
4 transportation, and disposal of leftover paint will provide  
5 more opportunities for consumers to properly manage their  
6 leftover paint, provide fiscal relief for this State and local  
7 governments in managing leftover paint, keep paint out of the  
8 waste stream, and conserve natural resources.

9 (4) Similar architectural paint stewardship programs  
10 currently operate in 11 jurisdictions and successfully divert  
11 a significant portion of the collected paint waste from  
12 landfills. These paint stewardship programs are saving  
13 counties and municipalities the cost of managing paint waste  
14 and have been successful at recycling leftover paint into  
15 recycled paint products as well as other products. For  
16 instance, in the State of Oregon, 64% of the latex paint  
17 collected in the 2019-2020 fiscal year was recycled into paint  
18 products, and in Minnesota, 48% of the latex paint collected  
19 during the same period was reused or recycled into paint  
20 products. Given the lack of access to architectural paint  
21 collection programs in Illinois, especially for leftover latex  
22 architectural paint, and the demonstrated ability of the paint  
23 industry to collect and recycle a substantial portion of  
24 leftover architectural paint, this legislation is necessary.  
25 It will create a statewide program that diverts a significant  
26 portion of paint waste from landfills and facilitates the

1 recycling of leftover paint into paint and other products.

2 (5) Establishing a paint stewardship program in Illinois  
3 will create jobs as the marketplace adjusts to the needs of a  
4 robust program that requires transporters and processors.  
5 Certain infrastructure already exists in the State, and the  
6 program may attract additional resources.

7 (6) Legislation is needed to establish this program in  
8 part because of the risk of antitrust lawsuits. The program  
9 involves activities by competitors in the paint industry and  
10 may affect the costs or prices of those competitors. As  
11 construed by the courts, the antitrust laws impose severe  
12 constraints on concerted action by competitors that affect  
13 costs or prices. Absent State legislation, participation in  
14 this program would entail an unacceptable risk of class action  
15 lawsuits. These risks can be mitigated by legislation that  
16 would bar application of federal antitrust law under the  
17 "state action" doctrine. Under that doctrine, federal  
18 antitrust law does not apply to conduct that is (1) undertaken  
19 pursuant to a clearly expressed and affirmatively articulated  
20 state policy to displace or limit competition and (2) actively  
21 supervised by the state.

22 (7) To ensure that this defense will be available to  
23 protect participants in the program, it is important for this  
24 State's legislation to be specific about the conduct it is  
25 authorizing and to express clearly that the State is  
26 authorizing that conduct pursuant to a conscious policy

1 decision to limit the unfettered operation of market forces.  
2 It is also critical for the legislation to provide for active  
3 supervision of the conduct that might otherwise be subject to  
4 antitrust attack. In particular, the legislation must provide  
5 for active supervision of the decisions concerning the  
6 assessments that will fund the program. A clear articulation  
7 of the State's purposes and policies and provisions for active  
8 State supervision of the program will ensure that industry  
9 participation in the program will not trigger litigation.

10 (8) To ensure that the costs of the program are  
11 distributed in an equitable and competitively neutral manner,  
12 the program will be funded through an assessment on each  
13 container of paint sold in this State. That assessment will be  
14 sufficient to recover, but not exceed, the costs of sustaining  
15 the program and will be reviewed and approved by the  
16 Environmental Protection Agency. Funds collected through the  
17 assessment will be used by the representative organization to  
18 operate and sustain the program.

19 Section 10. Definitions. In this Act:

20 "Agency" means the Environmental Protection Agency.

21 "Architectural paint" means interior and exterior  
22 architectural coatings sold in containers of 5 gallons or  
23 less. "Architectural paint" does not include industrial  
24 original equipment or specialty coatings.

25 "Collection site" means any location, place, tract of

1 land, or facility or improvement at which architectural paint  
2 is accepted into a postconsumer paint collection program  
3 pursuant to a postconsumer paint collection program plan.

4 "Environmentally sound management practices" means  
5 procedures for the collection, storage, transportation, reuse,  
6 recycling, and disposal of architectural paint in a manner  
7 that complies with all applicable federal, State, and local  
8 laws and any rules, regulations, and ordinances for the  
9 protection of human health and the environment. These  
10 procedures shall address adequate recordkeeping, tracking and  
11 documenting of the final disposition of materials, and  
12 environmental liability coverage for the representative  
13 organization.

14 "Household waste" has the meaning given to that term in  
15 Section 3.230 of the Environmental Protection Act.

16 "Manufacturer" means a manufacturer of architectural paint  
17 who sells, offers for sale, or distributes the architectural  
18 paint in the State under the manufacturer's own name or brand  
19 or another brand. "Manufacturer" does not include a retailer  
20 that trademarks or owns a brand of architectural paint that is  
21 sold, offered for sale, or distributed within or into this  
22 State and that is manufactured by a person other than a  
23 retailer.

24 "Person" has the meaning given to that term in Section  
25 3.315 of the Environmental Protection Act.

26 "Postconsumer paint" means architectural paint not used

1 and no longer wanted by a purchaser.

2 "Program" means the postconsumer paint stewardship program  
3 established pursuant to Section 15.

4 "Recycling" has the meaning given to that term in Section  
5 3.380 of the Environmental Protection Act.

6 "Representative organization" means a nonprofit  
7 organization established by one or more manufacturers to  
8 implement a postconsumer paint stewardship program under this  
9 Act.

10 "Retailer" means a person that sells or offers to sell at  
11 retail in this State architectural paint.

12 "Very small quantity generator" has the meaning given to  
13 that term in 40 CFR 260.10.

14 Section 15. Paint stewardship program plan.

15 (a) Each manufacturer of architectural paint sold or  
16 offered for sale at retail in the State shall submit to the  
17 Agency a plan for the establishment of a postconsumer paint  
18 stewardship program. The program shall seek to reduce the  
19 generation of postconsumer paint, promote its reuse and  
20 recycling, and manage the postconsumer paint waste stream  
21 using environmentally sound management practices.

22 (b) A plan submitted under this Section shall:

23 (1) Provide a list of participating manufacturers and  
24 brands covered by the program.

25 (2) Provide information on the architectural paint

1 products covered under the program, such as interior or  
2 exterior water-based and oil-based coatings, primers,  
3 sealers, or wood coatings.

4 (3) Describe how it will provide for the statewide  
5 collection of postconsumer architectural paint in the  
6 State. The manufacturer or representative organization may  
7 coordinate the program with existing household hazardous  
8 waste collection infrastructure as is mutually agreeable  
9 with the person operating the household waste collection  
10 infrastructure.

11 (4) Provide a goal of sufficient number and geographic  
12 distribution of collection sites, collection services, or  
13 collection events for postconsumer architectural paint to  
14 meet the following criteria:

15 (A) at least 90% of State residents shall have a  
16 collection site, collection service, or collection  
17 event within a 15-mile radius; and

18 (B) at least one collection site, collection  
19 service, or collection event for every 50,000  
20 residents of the State.

21 (5) Describe how postconsumer paint will be managed  
22 using the following strategies: reuse, recycling, and  
23 disposal.

24 (6) Describe education and outreach efforts to inform  
25 consumers about the program. These efforts should include:

26 (A) information about collection opportunities for

1 postconsumer paint;

2 (B) information about the fee for the operation of  
3 the program that shall be included in the purchase  
4 price of all architectural paint sold in the State;  
5 and

6 (C) efforts to promote the source reduction,  
7 reuse, and recycling of architectural paint.

8 (7) Include a certification from an independent  
9 auditor that any added fee to paint sold in the State as a  
10 result of the postconsumer paint stewardship program does  
11 not exceed the costs to operate and sustain the program in  
12 accordance with sound management practices. The  
13 independent auditor shall verify that the amount added to  
14 each unit of paint will cover the costs and sustain the  
15 postconsumer paint stewardship program.

16 (8) Describe how the paint stewardship program will  
17 incorporate and compensate service providers for  
18 activities conducted under the program that may include:

19 (A) the collection of postconsumer architectural  
20 paint and architectural paint containers through  
21 permanent collection sites, collection events, or  
22 curbside services;

23 (B) the reuse or processing of postconsumer  
24 architectural paint at a permanent collection site;  
25 and

26 (C) the transportation, recycling, and proper



1 disposal of postconsumer architectural paint.

2 (c) Independent audits conducted for the purposes of this  
3 Act must be conducted in accordance with generally accepted  
4 auditing standards. The work product of the independent  
5 auditor shall be submitted to the Agency as part of the annual  
6 report required by Section 40. The cost of any work performed  
7 by the independent auditor shall be funded by the program.

8 (d) Not later than 60 days after submission of the plan  
9 under this Section, the Agency shall determine in writing  
10 whether to approve the plan as submitted or disapprove the  
11 plan. The Agency shall approve a plan if it contains all of the  
12 information required under subsection (b). If the plan is  
13 disapproved, the manufacturer or representative organization  
14 shall resubmit a plan within 45 calendar days of receipt of the  
15 notice of disapproval.

16 (e) If a manufacturer or representative organization  
17 determines that the paint stewardship fee should be adjusted  
18 because the independent audit reveals that the cost of  
19 administering the program exceeds the revenues generated by  
20 the paint stewardship fee, the manufacturer or representative  
21 organization shall submit to the Agency a justification for  
22 the adjustment as well as financial reports to support the  
23 adjustment, including a 5-year projection of the financial  
24 status of the organization. The submission shall include a  
25 certification from an independent auditor that the proposed  
26 fee adjustment will generate revenues necessary and sufficient

1 to pay the program expenses, including any accumulated debt,  
2 and develop a reasonable reserve level sufficient to sustain  
3 the program. The Agency shall approve the fee adjustment if  
4 the submission contains all of the information required under  
5 this subsection.

6 (f) Within 45 calendar days after Agency approval of a  
7 plan, the Agency shall post on its website, and the  
8 manufacturer or representative organization shall post on its  
9 website, the names of the manufacturers participating in the  
10 plan, the brands of architectural paint covered by the  
11 program, and a copy of the plan.

12 (g) Each manufacturer under the plan shall include in the  
13 price of any architectural paint sold to retailers or  
14 distributors in the State the per container amount of the fee  
15 set forth in the plan or fee adjustment. If a representative  
16 organization is implementing the plan for a manufacturer, the  
17 manufacturer is responsible for filing, reporting, and  
18 remitting the paint stewardship fee assessment for each  
19 container of architectural paint to the representative  
20 organization. A retailer or distributor shall not deduct the  
21 amount of the fee from the purchase price of any paint it  
22 sells.

23 Section 20. Incineration prohibited. No person shall  
24 incinerate architectural paint collected pursuant to a paint  
25 stewardship plan approved in accordance with Section 15.

1           Section 25. Plan submission. The plan required by Section  
2           15 shall be submitted not later than 12 months after the  
3           effective date of this Act.

4           Section 30. Sale of paint.

5           (a) A manufacturer or retailer shall not sell or offer for  
6           sale architectural paint to any person in the State unless the  
7           manufacturer of the paint brand or the manufacturer's  
8           representative organization is implementing a paint  
9           stewardship plan approved in accordance with Section 15.

10          (b) A retailer shall not be in violation of subsection (a)  
11          if, on the date the architectural paint was sold or offered for  
12          sale, the paint or the paint's manufacturer are listed on the  
13          Agency's website pursuant to subsection (f) of Section 15.

14          (c) A paint collection site accepting paint for a program  
15          approved under this Act shall not charge for the collection of  
16          the paint when it is offered for collection.

17          (d) No retailer is required to participate in a paint  
18          stewardship program as a collection site. A retailer may  
19          participate as a paint collection site on a voluntary basis,  
20          subject to the same terms, conditions, and requirements that  
21          apply to any other collection site.

22          (e) Nothing in this Act shall require a retailer to track,  
23          file, report, submit, or remit a paint stewardship assessment,  
24          sales data, or any other information on behalf of a

1 manufacturer, distributor, or representative organization.  
2 Nothing in this Act prohibits a manufacturer and a retailer  
3 from entering into remitter agreements.

4 Section 35. Liability. A manufacturer or representative  
5 organization participating in a postconsumer paint stewardship  
6 program shall not be liable for any claim of a violation of  
7 antitrust, restraint of trade, unfair trade practice, or other  
8 anticompetitive conduct arising from conduct undertaken in  
9 accordance with the program.

10 Section 40. Annual report. By July 1, 2026, and each July 1  
11 thereafter, a manufacturer or representative organization  
12 shall submit a report to the Agency that details the  
13 implementation of the manufacturer's or representative  
14 organization's program during the prior calendar year. The  
15 report shall include:

16 (1) a description of the methods used to collect and  
17 transport the postconsumer paint collected by the program;

18 (2) the volume and type of postconsumer paint  
19 collected and a description of the methods used to process  
20 the paint, including reuse, recycling, and other methods;

21 (3) samples of the educational materials provided to  
22 consumers of architectural paint; and

23 (4) the total cost of the program and an independent  
24 financial audit of the program. An independent financial

1 auditor shall be chosen by the manufacturer or  
2 representative organization.

3 The Agency and the manufacturer or manufacturer's  
4 representative organization shall post a copy of each annual  
5 report on their websites.

6 Section 45. Disclosure. Financial, production, or sales  
7 data reported to the Agency by a manufacturer, retailer, or  
8 representative organization is confidential business  
9 information that is exempt from disclosure under the Freedom  
10 of Information Act.

11 Section 50. Program plan submission fee. A manufacturer or  
12 representative organization submitting a program plan shall  
13 pay an administrative fee of \$10,000 to the Agency at the time  
14 of submission.

15 Section 55. Administration fee. By July 1, 2026, and each  
16 July 1 thereafter, a manufacturer or representative  
17 organization operating a stewardship program shall remit to  
18 the Agency a \$40,000 administration fee.

19 Section 60. Implementation. Six months following the date  
20 of the program approval, a manufacturer or representative  
21 organization shall implement a postconsumer paint collection  
22 plan approved in accordance with Section 15.

1           Section 65. Postconsumer paint from households and small  
2 businesses.

3           (a) Delivery of leftover architectural paint by households  
4 and very small quantity generators to a collection site is  
5 authorized to the extent provided in the postconsumer paint  
6 program approved in accordance with Section 15 and in  
7 accordance with federal and State law, rules, and regulations.

8           (b) Collection sites shall accept and temporarily store  
9 architectural paint from households and very small quantity  
10 generators to the extent provided in the postconsumer paint  
11 stewardship program approved in accordance with Section 15 and  
12 in accordance with federal and State law, rules, and  
13 regulations.

14           (c) Nothing in this Act shall be construed as restricting  
15 the collection of architectural paint by a postconsumer paint  
16 stewardship program where the collection is authorized under  
17 any otherwise applicable hazardous waste or solid waste laws,  
18 rules, or regulations.

19           (d) Nothing in this Act shall be construed to affect any  
20 requirements applicable to any person under any otherwise  
21 applicable hazardous waste or solid waste laws, rules, or  
22 regulations.

23           Section 70. Penalties.

24           (a) Any person who violates any provision of this Act is

1 liable for a civil penalty of \$7,000 per violation, except  
2 that the failure to register or pay a fee under this Act shall  
3 cause the person who fails to register or pay the fee to be  
4 liable for a civil penalty that is double the applicable  
5 registration fee.

6 (b) The penalties provided for in this Section may be  
7 recovered in a civil action brought in the name of the people  
8 of the State of Illinois by the State's Attorney of the county  
9 in which the violation occurred or by the Attorney General.  
10 Any penalties collected under this Section in an action in  
11 which the Attorney General has prevailed shall be deposited  
12 into the Environmental Protection Trust Fund, to be used in  
13 accordance with the provision of the Environmental Protection  
14 Trust Fund Act.

15 (c) The Attorney General or the State's Attorney of a  
16 county in which a violation occurs may institute a civil  
17 action for an injunction, prohibitory or mandatory, to  
18 restrain violations of this Act or to require such actions as  
19 may be necessary to address violations of this Act.

20 (d) The penalties and injunctions provided in this Act are  
21 in addition to any penalties, injunctions, or other relief  
22 provided under any other State law. Nothing in this Act bars a  
23 cause of action by the State for any other penalty,  
24 injunction, or other relief provided by any other law.

25 (e) Any person who knowingly makes a false, fictitious, or  
26 fraudulent material statement, orally or in writing, to the

1 Agency, related to or required by this Act or any rule adopted  
2 under this Act commits a Class 4 felony, and each such  
3 statement or writing shall be considered a separate Class 4  
4 felony. A person who, after being convicted under this  
5 subsection, violates this subsection a second or subsequent  
6 time commits a Class 3 felony.

7 Section 905. The Freedom of Information Act is amended by  
8 changing Section 7.5 as follows:

9 (5 ILCS 140/7.5)

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

13 (a) All information determined to be confidential  
14 under Section 4002 of the Technology Advancement and  
15 Development Act.

16 (b) Library circulation and order records identifying  
17 library users with specific materials under the Library  
18 Records Confidentiality Act.

19 (c) Applications, related documents, and medical  
20 records received by the Experimental Organ Transplantation  
21 Procedures Board and any and all documents or other  
22 records prepared by the Experimental Organ Transplantation  
23 Procedures Board or its staff relating to applications it  
24 has received.



1           (d) Information and records held by the Department of  
2           Public Health and its authorized representatives relating  
3           to known or suspected cases of sexually transmissible  
4           disease or any information the disclosure of which is  
5           restricted under the Illinois Sexually Transmissible  
6           Disease Control Act.

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

9           (f) Firm performance evaluations under Section 55 of  
10          the Architectural, Engineering, and Land Surveying  
11          Qualifications Based Selection Act.

12          (g) Information the disclosure of which is restricted  
13          and exempted under Section 50 of the Illinois Prepaid  
14          Tuition Act.

15          (h) Information the disclosure of which is exempted  
16          under the State Officials and Employees Ethics Act, and  
17          records of any lawfully created State or local inspector  
18          general's office that would be exempt if created or  
19          obtained by an Executive Inspector General's office under  
20          that Act.

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

25          (j) Information and data concerning the distribution  
26          of surcharge moneys collected and remitted by carriers

1 under the Emergency Telephone System Act.

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

6 (l) Records and information provided to a residential  
7 health care facility resident sexual assault and death  
8 review team or the Executive Council under the Abuse  
9 Prevention Review Team Act.

10 (m) Information provided to the predatory lending  
11 database created pursuant to Article 3 of the Residential  
12 Real Property Disclosure Act, except to the extent  
13 authorized under that Article.

14 (n) Defense budgets and petitions for certification of  
15 compensation and expenses for court appointed trial  
16 counsel as provided under Sections 10 and 15 of the  
17 Capital Crimes Litigation Act. This subsection (n) shall  
18 apply until the conclusion of the trial of the case, even  
19 if the prosecution chooses not to pursue the death penalty  
20 prior to trial or sentencing.

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

24 (p) Security portions of system safety program plans,  
25 investigation reports, surveys, schedules, lists, data, or  
26 information compiled, collected, or prepared by or for the

1 Department of Transportation under Sections 2705-300 and  
2 2705-616 of the Department of Transportation Law of the  
3 Civil Administrative Code of Illinois, the Regional  
4 Transportation Authority under Section 2.11 of the  
5 Regional Transportation Authority Act, or the St. Clair  
6 County Transit District under the Bi-State Transit Safety  
7 Act.

8 (q) Information prohibited from being disclosed by the  
9 Personnel Record Review Act.

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

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

14 (t) All identified or deidentified health information  
15 in the form of health data or medical records contained  
16 in, stored in, submitted to, transferred by, or released  
17 from the Illinois Health Information Exchange, and  
18 identified or deidentified health information in the form  
19 of health data and medical records of the Illinois Health  
20 Information Exchange in the possession of the Illinois  
21 Health Information Exchange Office due to its  
22 administration of the Illinois Health Information  
23 Exchange. The terms "identified" and "deidentified" shall  
24 be given the same meaning as in the Health Insurance  
25 Portability and Accountability Act of 1996, Public Law  
26 104-191, or any subsequent amendments thereto, and any

1 regulations promulgated thereunder.

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

5 (v) Names and information of people who have applied  
6 for or received Firearm Owner's Identification Cards under  
7 the Firearm Owners Identification Card Act or applied for  
8 or received a concealed carry license under the Firearm  
9 Concealed Carry Act, unless otherwise authorized by the  
10 Firearm Concealed Carry Act; and databases under the  
11 Firearm Concealed Carry Act, records of the Concealed  
12 Carry Licensing Review Board under the Firearm Concealed  
13 Carry Act, and law enforcement agency objections under the  
14 Firearm Concealed Carry Act.

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

18 (w) Personally identifiable information which is  
19 exempted from disclosure under subsection (g) of Section  
20 19.1 of the Toll Highway Act.

21 (x) Information which is exempted from disclosure  
22 under Section 5-1014.3 of the Counties Code or Section  
23 8-11-21 of the Illinois Municipal Code.

24 (y) Confidential information under the Adult  
25 Protective Services Act and its predecessor enabling  
26 statute, the Elder Abuse and Neglect Act, including

1 information about the identity and administrative finding  
2 against any caregiver of a verified and substantiated  
3 decision of abuse, neglect, or financial exploitation of  
4 an eligible adult maintained in the Registry established  
5 under Section 7.5 of the Adult Protective Services Act.

6 (z) Records and information provided to a fatality  
7 review team or the Illinois Fatality Review Team Advisory  
8 Council under Section 15 of the Adult Protective Services  
9 Act.

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

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

14 (cc) Recordings made under the Law Enforcement  
15 Officer-Worn Body Camera Act, except to the extent  
16 authorized under that Act.

17 (dd) Information that is prohibited from being  
18 disclosed under Section 45 of the Condominium and Common  
19 Interest Community Ombudsperson Act.

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

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

24 (gg) Information that is prohibited from being  
25 disclosed under Section 7-603.5 of the Illinois Vehicle  
26 Code.

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

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

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

11 (kk) Information prohibited from disclosure under the  
12 Seizure and Forfeiture Reporting Act.

13 (ll) Information the disclosure of which is restricted  
14 and exempted under Section 5-30.8 of the Illinois Public  
15 Aid Code.

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

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

20 (oo) Communications, notes, records, and reports  
21 arising out of a peer support counseling session  
22 prohibited from disclosure under the First Responders  
23 Suicide Prevention Act.

24 (pp) Names and all identifying information relating to  
25 an employee of an emergency services provider or law  
26 enforcement agency under the First Responders Suicide

1 Prevention Act.

2 (qq) Information and records held by the Department of  
3 Public Health and its authorized representatives collected  
4 under the Reproductive Health Act.

5 (rr) Information that is exempt from disclosure under  
6 the Cannabis Regulation and Tax Act.

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

10 (tt) Recordings made under the Children's Advocacy  
11 Center Act, except to the extent authorized under that  
12 Act.

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

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

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

20 (xx) Information that is exempt from disclosure or  
21 information that shall not be made public under the  
22 Illinois Insurance Code.

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

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

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

3 (bbb) Information that is prohibited from disclosure  
4 by the Illinois Police Training Act and the Illinois State  
5 Police Act.

6 (ccc) Records exempt from disclosure under Section  
7 2605-304 of the Illinois State Police Law of the Civil  
8 Administrative Code of Illinois.

9 (ddd) Information prohibited from being disclosed  
10 under Section 35 of the Address Confidentiality for  
11 Victims of Domestic Violence, Sexual Assault, Human  
12 Trafficking, or Stalking Act.

13 (eee) Information prohibited from being disclosed  
14 under subsection (b) of Section 75 of the Domestic  
15 Violence Fatality Review Act.

16 (fff) Images from cameras under the Expressway Camera  
17 Act. This subsection (fff) is inoperative on and after  
18 July 1, 2023.

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

22 (hhh) Information submitted to the Illinois Department  
23 ~~of~~ State Police in an affidavit or application for an  
24 assault weapon endorsement, assault weapon attachment  
25 endorsement, .50 caliber rifle endorsement, or .50 caliber  
26 cartridge endorsement under the Firearm Owners



1 Identification Card Act.

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

5 (Source: P.A. 101-13, eff. 6-12-19; 101-27, eff. 6-25-19;  
6 101-81, eff. 7-12-19; 101-221, eff. 1-1-20; 101-236, eff.  
7 1-1-20; 101-375, eff. 8-16-19; 101-377, eff. 8-16-19; 101-452,  
8 eff. 1-1-20; 101-466, eff. 1-1-20; 101-600, eff. 12-6-19;  
9 101-620, eff. 12-20-19; 101-649, eff. 7-7-20; 101-652, eff.  
10 1-1-22; 101-656, eff. 3-23-21; 102-36, eff. 6-25-21; 102-237,  
11 eff. 1-1-22; 102-292, eff. 1-1-22; 102-520, eff. 8-20-21;  
12 102-559, eff. 8-20-21; 102-813, eff. 5-13-22; 102-946, eff.  
13 7-1-22; 102-1042, eff. 6-3-22; 102-1116, eff. 1-10-23; revised  
14 2-13-23.)