

1 AN ACT concerning technology.

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.

10 Section 905. The State Finance Act is amended by adding
11 Section 5.570 as follows:

12 (30 ILCS 105/5.570 new)

13 Sec. 5.570. The Digital Divide Computer Fund.

14 Section 910. The Eliminate the Digital Divide Law is
15 amended by changing Section 5-5 and adding Sections 5-50 and
16 5-55 as follows:

17 (30 ILCS 780/5-5)

18 Sec. 5-5. Definitions; descriptions. As used in this
19 Article:

20 "Board" means the Eliminate the Digital Divide Board
21 created in this Law.

22 "Community-based organization" means a private
23 not-for-profit organization that is located in an Illinois
24 community and that provides services to citizens within that
25 community and the surrounding area.

26 "Community technology centers" provide computer access
27 and educational services using information technology.
28 Community technology centers are diverse in the populations
29 they serve and programs they offer, but similar in that they
30 provide technology access to individuals, communities, and

1 populations that typically would not otherwise have places to
2 use computer and telecommunications technologies.

3 "Department" means the Department of Commerce and
4 Community Affairs.

5 "National school lunch program" means a program
6 administered by the U.S. Department of Agriculture and state
7 agencies that provides free or reduced price lunches to
8 economically disadvantaged children. A child whose family
9 income is between 130% and 185% of applicable family size
10 income levels contained in the nonfarm poverty guidelines
11 prescribed by the Office of Management and Budget is eligible
12 for a reduced price lunch. A child whose family income is
13 130% or less of applicable family size income levels
14 contained in the nonfarm income poverty guidelines prescribed
15 by the Office of Management and Budget is eligible for a free
16 lunch.

17 "Telecommunications services" provided by
18 telecommunications carriers include all commercially
19 available telecommunications services in addition to all
20 reasonable charges that are incurred by taking such services,
21 such as state and federal taxes.

22 "Other special services" provided by telecommunications
23 carriers include Internet access and installation and
24 maintenance of internal connections in addition to all
25 reasonable charges that are incurred by taking such services,
26 such as state and federal taxes.

27 (Source: P.A. 91-704, eff. 7-1-00.)

28 (30 ILCS 780/5-50 new)

29 Sec. 5-50. Provision of computers.

30 (a) Subject to appropriation, the Department shall
31 establish and administer a program to provide 100,000
32 computers to persons throughout the State. To be eligible for
33 a computer, a person (i) must reside in a household that

1 includes a student who is eligible to receive a free lunch
2 under the national school lunch program and (ii) must lack
3 the computer skills that the grants awarded under Section
4 5-30 are designed to facilitate. The Department shall
5 establish additional eligibility criteria it deems necessary.

6 (b) The Digital Divide Computer Fund is created as a
7 special fund within the State treasury. The Fund may be
8 appropriated only for the provision of computers in
9 accordance with subsection (a). The Fund may accept moneys
10 from any source, including public and private entities.

11 (c) The Department of Central Management Services shall
12 create and maintain a website at which recipients of
13 computers under this Section may train in the use of
14 computers.

15 (d) The Department shall track the progress of computer
16 recipients in the development of computer skills. Three years
17 after the effective date of this amendatory Act of the 92nd
18 General Assembly, the Department shall report to the General
19 Assembly and the Governor upon its activities under this
20 Section and its assessment of the development of computer
21 skills by computer recipients.

22 (e) The Department shall adopt rules necessary for the
23 implementation of this Section.

24 (30 ILCS 780/5-55 new)

25 Sec. 5-55. Eliminate the Digital Divide Board.

26 (a) The Eliminate the Digital Divide Board is created
27 within the Department of Commerce and Community Affairs. The
28 Board consists of 10 members appointed by the Governor to
29 serve at the Governor's pleasure. At least 3 members of the
30 Board must be from the private sector and not employees or
31 officials of any government entity.

32 (b) The Governor shall designate one Board member to
33 serve as chairman. The Board shall meet at the call of the

1 chairman, as frequently as necessary to carry out its
2 functions. Board members shall receive no compensation but
3 shall be reimbursed for their expenses from funds
4 appropriated to the Department for that purpose. The
5 Department shall provide the Board with necessary staff and
6 technical assistance.

7 (c) The Board has the following duties:

8 (1) To oversee the implementation and
9 administration of this Law and the programs created
10 pursuant to this Law.

11 (2) To assist the Department of Central Management
12 Services in the creation of the Internet training website
13 required under Section 5-50.

14 (3) To report annually to the Governor and the
15 General Assembly upon its activities and oversight
16 findings.

17 Section 999. Effective date. This Section and the
18 provisions amending the State Finance Act and the Eliminate
19 the Digital Divide Law take effect upon becoming law.