

AN ACT concerning State agencies.

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

Section 1. Short title. This Act may be cited as the
State Agency Web Site Act.

Section 5. Definitions. As used in this Act:

"Cookie" means a set of computer data or instructions
that is placed on a consumer's computer by a Web site server
to collect or store information about the consumer.

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

Section 10. Cookies and other invasive tracking
programs.

(a) Except as otherwise provided in subsection (b),
State agency Web sites may not use permanent cookies or any
other invasive tracking programs that monitor and track Web
site viewing habits; however, a State agency Web site may use
transactional cookies that facilitate business transactions.

(b) Permanent cookies used by State agency Web sites may
be exempt from the prohibition in subsection (a) if they meet
the following criteria:

(1) The use of permanent cookies adds value to the
user otherwise not available;

(2) The permanent cookies are not used to monitor
and track web site viewing habits unless all types of
information collected and the State's use of that
information add user value and are disclosed through a
comprehensive online privacy statement.

The Internet Privacy Task Force established under Section 15
shall define the exemption and limitations of this subsection

(b) in practice.

Section 15. Internet Privacy Task Force.

(a) The Internet Privacy Task Force, consisting of 17 members, is established. The members shall be appointed as follows: 2 each by the Speaker of the House of Representatives, the House Minority Leader, the Senate President, and the Senate Minority Leader; and 9 by the Governor. The Governor's appointees shall include both professionals in the area of computer and Internet technology and laypersons. The members of the Task Force shall select a chairperson. Members of the Task Force shall receive no compensation but shall be reimbursed for necessary expenses incurred in the performance of their duties.

(b) The Task Force shall explore the technical and procedural changes that are needed in the State's computing environment to ensure that visits to State Web sites remain private. The Task Force shall identify the threats to privacy from browsers, search engines, Web servers, Internet service providers, and State agencies and make recommendations as needed. If needed, the Task Force shall devise procedures for creating or installing computer programs on State host computers that will disable cookies and other invasive programs.

(c) The Task Force shall submit reports to the Governor and the General Assembly by December 31 of each year.