

HB3199 • Illinois

BIPA-VARIOUS

Introduced

Risk: Medium

Amendment

Last Action (Mar 10, 2023): Rule 19(a) / Re-referred to Rules Committee

Summary

HB3199 amends the Biometric Information Privacy Act, changing 'written release' to 'written consent' and introducing a 15-day notice period for violations.

Business Impact

If you handle biometric data, ensure compliance with consent and notice requirements to avoid legal action.

Key Provisions

- Changes 'written release' to 'written consent' (740 ILCS 14/10)
- Allows electronic means for obtaining written consent (740 ILCS 14/15)
- Requires 15 days' notice for alleged violations before legal action (740 ILCS 14/20)
- Prevents action if violations are cured within notice period (740 ILCS 14/20)
- Removes recovery for each violation by the prevailing party (740 ILCS 14/20)
- Mandates Department of Labor to inform employers of requirements (740 ILCS 14/21)

Compliance Checklist

- Obtain written consent for biometric data collection | Who: Businesses collecting biometric data | Penalty: Potential legal action for non-compliance
- Provide 15 days' notice for any alleged violations | Who: Aggrieved individuals | Penalty: Legal action may be pursued if not followed

Industries Affected

Consumer Protection

Technology

Biometric Data Collection

Healthcare

Employment

Topics

AI Privacy

Bill Sponsors

Name	Party	Role
Jeff Keicher	R	Sponsor

Related Bills

- HB1764 (IL)

Official Source

<https://www.ilga.gov/legislation/BillStatus.asp?DocNum=3199&GAID;=17&DocTypeID;=HB&SessionID;=112&GA;=103>

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