

RESOLUTION NO. 2011-06

RESOLUTION TO ADOPT IDENTITY PROTECTION POLICY

WHEREAS, Wheeling Township ("the Township") is a local governmental agency subject to the Illinois Identity Protection Act ("the Act"), 5 ILCS 179/1-1 *et seq.*, and

WHEREAS, the Act requires each local governmental agency to prepare and adopt an identity protection policy; and

WHEREAS, the Township Board of Trustees has prepared an Identity Protection Policy ("Policy") that meets the requirements of the Act, which is attached hereto as Exhibit A; and

WHEREAS, it is in the best interests of the Township and its employees to approve and adopt the Policy.

NOW THEREFORE, BE IT HEREBY RESOLVED BY THE TOWNSHIP BOARD OF WHEELING TOWNSHIP, COOK COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. The preamble recitals of this Resolution are hereby adopted as if fully set forth herein.

SECTION 2. The Board of Trustees approves and adopts the Identity Protection Policy attached hereto as Exhibit A, which Policy shall be effective as of the date of approval of this Resolution.

SECTION 3. The Board of Trustees will make a copy of the Policy available to each of its employees.

SECTION 4. The Board of Trustees authorizes and directs the Township Administrator to take such action as necessary to ensure that the Township complies with the Policy.

APPROVED and ADOPTED by the Wheeling Township Board of Trustees on this 24th day of May, 2011, by the following vote:

AYES: 5
NAYS: 0
ABSENT: 0

By: Michael Schroeder
(Michael Schroeder, Township Supervisor)
Attest: Paula J. Ulreich

WHEELING TOWNSHIP IDENTITY PROTECTION POLICY

I. Purpose

The purpose of this policy is to protect social security numbers from unauthorized disclosure. Regarding the use of social security numbers, WHEELING TOWNSHIP intends to comply with the provisions of the Identity Protection Act (5 ILCS 179/1 *et seq.*).

II. Requirements

- A. All employees that have access to social security numbers in the course of performing their duties must be trained to protect the confidentiality of social security numbers. Training will include instructions on the proper handling of information that contains social security numbers from the time of collection through the destruction of the information.
- B. Only employees who are required to use or handle information or documents that contain social security numbers will have access to such information or documents.
- C. Social security numbers requested from an individual will be provided in a manner that makes the social security number easily redacted if required to be released as part of a public records request.
- D. When collecting a social security number, or upon request by the individual, a statement of the purpose or purposes for which the social security number is being collected and used must be provided.

III. Prohibited Activities

No employee may do any of the following:

- A. Publicly post or publicly display in any manner an individual's social security number. "Publicly post" or "publicly display" means to intentionally communicate or otherwise intentionally make available to the general public.
- B. Print an individual's social security number on any card required for the individual to access products or services.
- C. Encode or embed an individual's social security number in or on any cards or documents, including, but not limited to, using a bar code, chip, magnetic strip, RFID technology, or other technology.

- D. Require an individual to transmit his or her social security number over the Internet, unless the connection is secure or the social security number is encrypted.
- E. Print an individual's social security number on any materials that are mailed to the individual, through the U.S. Postal Service, any private mail service, electronic mail, or any similar method of delivery, unless State or federal law requires the social security number to be on the document to be mailed. Notwithstanding any provision in this Section to the contrary, social security numbers may be included in applications and forms sent by mail, including, but not limited to, any material mailed in connection with the administration of the Unemployment Insurance Act, any material mailed in connection with any tax administered by the Department of Revenue, and documents sent as part of an application or enrollment process or to establish, amend, or terminate an account, contract, or policy or to confirm the accuracy of the social security number. A social security number that may permissibly be mailed under this Section may not be printed, in whole or in part, on a postcard or other mailer that does not require an envelope or be visible on an envelope without the envelope having been opened.
- F. Collect, use, or disclose a social security number from an individual, unless:
 - 1. Required to do so under State or federal law, rules, or regulations, or the collection, use, or disclosure of the social security number is otherwise necessary for the performance of that agency's duties and responsibilities;
 - 2. The need and purpose for the social security number is documented before collection of the social security number; and
 - 3. The social security number collected is relevant to the documented need and purpose.
- G. Require an individual to use his or her social security number to access an Internet website.
- H. Use the social security number for any purpose other than the purpose for which it was collected.

The prohibitions listed immediately above do not apply in the following circumstances:

- A. The disclosure of social security numbers pursuant to a court order, warrant, or subpoena.

- B. The collection, use, or disclosure of social security numbers in order to ensure the safety of other employees.
- C. The collection, use, or disclosure of social security numbers for internal verification or administrative purposes.
- D. The collection or use of social security numbers to investigate or prevent fraud, to conduct background checks, to collect a debt, to obtain a credit report from a consumer reporting agency under the federal Fair Credit Reporting Act, to undertake any permissible purpose that is enumerated under the federal Gramm Leach Bliley Act, or to locate a missing person, a lost relative, or a person who is due a benefit, such as a pension benefit or an unclaimed property benefit.

IV. Public Inspection and Copying of Documents

Notwithstanding any other provision of this policy to the contrary, all employees must comply with the provisions of any other State law with respect to allowing the public inspection and copying of information or documents containing all or any portion of an individual's social security number. This includes requests for information or documents under the Illinois Freedom of Information Act. Employees must redact social security numbers from the information or documents before allowing the public inspection or copying of the information or documents.

V. Public Availability

A copy of this policy shall be made available to the public upon request.

VI. Applicability

This policy does not apply to the collection, use, or disclosure of a social security number as required by State or federal law, rule, or regulation.