

EXHIBIT 6

Comments re Second Further Notice of Proposed Rulemaking:
Unclaimed Funds, January 12, 2015

Open records response from Illinois

PRISON
POLICY INITIATIVE



DAN RUTHERFORD
TREASURER
STATE OF ILLINOIS

October 15, 2014

Mr. Aleks Kajstura
Prison Policy Initiative
69 Garfield Avenue Floor 1
Easthampton, MA 01027

Re: Illinois FOIA Request

Dear Mr. Kajstura:

On October 10, 2014, our Office received your request for the annual reports of unclaimed property from holders who are telecommunication service providers to prisons and jails.

Because the information you request is specifically prohibited from disclosure by the Illinois Uniform Disposition of Unclaimed Property Act, I must deny your request.

In relevant part, the Illinois Freedom of Information Act ("FOIA") states "[i]nformation specifically prohibited from disclosure by federal or State law" is exempt from disclosure. 5 ILCS 140/7(1)(a).

In this instance, the Illinois Uniform Disposition of Unclaimed Property Act ("Act") expressly prohibits disclosure of the requested information. Section 11(j) of the Act, 765 ILCS 1025/11(j), states:

Other than the Notice to Owners required by Section 12 and other discretionary means employed by the State Treasurer for notifying owners of the existence of abandoned property, the State Treasurer shall not disclose any information provided in reports filed with the State Treasurer or any information obtained in the course of an examination by the State Treasurer to any person other than governmental agencies for the purposes of returning abandoned property to its owners or to those individuals who appear to be the owner of the property or otherwise have a valid claim to the property, unless written consent from the person entitled to the property is obtained by the State Treasurer.

Because you are requesting reports filed with the State Treasurer, the Act, acting in conjunction with FOIA, bars their disclosure.

Pursuant to Section 9 of the FOIA, I am required to inform you of your right to review by the Public Access Counselor. That office may be contacted by telephone at 877.299.3642 or at the following address: Public Access Counselor, Office of the Attorney General, 500 South Second Street, Springfield, Illinois 62706. I am also required to advise you of your right to judicial review pursuant to 5 ILCS 140/11.

Sincerely,

A handwritten signature in black ink that reads "Neil P. Olson" followed by a stylized flourish.

Neil P. Olson
General Counsel and
Freedom of Information Officer