

1 AN ACT concerning mental health.

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

4 Section 5. The Mental Health and Developmental  
5 Disabilities Code is amended by changing Sections 3-605 and  
6 3-819 as follows:

7 (405 ILCS 5/3-605) (from Ch. 91 1/2, par. 3-605)

8 Sec. 3-605. (a) Upon receipt of a petition and  
9 certificate prepared pursuant to this Article, the county  
10 sheriff of the county in which a respondent is found shall  
11 take a respondent into custody and notify the Department.  
12 The Department shall ~~and--transport-him-to-a-mental-health~~  
13 ~~facility,~~ or may make arrangements either directly or through  
14 agreements with other another public or private entities  
15 ~~entity----~~including---a---licensed---ambulance---service to  
16 appropriately transport the respondent to the mental health  
17 facility. In the event it is determined by such facility that  
18 the respondent is in need of commitment or treatment at  
19 another mental health facility, the Department ~~county-sheriff~~  
20 ~~shall transport-the--respondent--to--the--appropriate--mental~~  
21 ~~health--facility,~~ or the county-sheriff may make arrangements  
22 either directly or through agreements with other public or  
23 private entities ~~another-public-or-private-entity-including-a~~  
24 ~~licensed--ambulance--service~~ to appropriately transport the  
25 respondent to the mental health facility.

26 (b) The county sheriff may delegate his duties hereunder  
27 to another law enforcement body within that county if that  
28 law enforcement body agrees.

29 (c) The transporting authority acting in good faith and  
30 without negligence in connection with the transportation of  
31 respondents shall incur no liability, civil or criminal, by

1 reason of such transportation.

2 (d) The respondent and the estate of that respondent are  
3 liable for the payment of transportation costs for  
4 transporting the respondent to a mental health facility. If  
5 the respondent is a beneficiary of a trust described in  
6 Section 15.1 of the Trusts and Trustees Act, the trust shall  
7 not be considered a part of the respondent's estate and shall  
8 not be subject to payment for transportation costs for  
9 transporting the respondent to a mental health facility under  
10 this Section except to the extent permitted under Section  
11 15.1 of the Trusts and Trustees Act. If the respondent is  
12 unable to pay or if the estate of the respondent is  
13 insufficient, the responsible relatives are severally liable  
14 for the payment of those sums or for the balance due in case  
15 less than the amount owing has been paid. If the respondent  
16 is covered by insurance, the insurance carrier shall be  
17 liable for payment to the extent authorized by the  
18 respondent's insurance policy.

19 (e) The Department may not make arrangements with an  
20 existing hospital or grant-in-aid or fee-for-service  
21 community provider for transportation services under this  
22 Section unless the hospital or provider has voluntarily  
23 submitted a proposal for its transportation services. This  
24 proposal shall include the provision of trained personnel and  
25 the use of an appropriate vehicle for the safe transport of  
26 the respondents.

27 (Source: P.A. 87-1158.)

28 (405 ILCS 5/3-819) (from Ch. 91 1/2, par. 3-819)

29 Sec. 3-819. (a) When a recipient is hospitalized upon  
30 court order, the order may authorize a relative or friend of  
31 the recipient to transport the recipient to the facility if  
32 such person is able to do so safely and humanely. When-the  
33 Department--indicates--that--it--has--transportation--to--the

1 facility-available,-the-order-may-authorize-the-Department-to  
 2 transport-the--recipient--there. The court may order the  
 3 Department sheriff--of--the-county-in-which-such-proceedings  
 4 are-held to transport the recipient to the facility. When a  
 5 recipient is hospitalized upon court order, and the recipient  
 6 has been transported to a mental health facility, other than  
 7 a state-operated mental health facility, and it is determined  
 8 by the facility that the recipient is in need of commitment  
 9 or treatment at another mental health facility, the court  
 10 shall determine whether a relative or friend of the recipient  
 11 or-the-Department is authorized to transport the recipient  
 12 between facilities, or whether the Department county-sheriff  
 13 is responsible for transporting the recipient between  
 14 facilities. The Department shall sheriff---may make  
 15 arrangements either directly or through agreements with  
 16 another public or private entity including a licensed  
 17 ambulance service to appropriately transport the recipient to  
 18 the facility. The transporting entity acting in good faith  
 19 and without negligence in connection with the transportation  
 20 of recipients shall incur no liability, civil or criminal, by  
 21 reason of such transportation.

22 (b) The court may authorize the transporting entity to  
 23 bill the recipient, the estate of the recipient, legally  
 24 responsible relatives, or insurance carrier for the cost of  
 25 providing transportation of the recipient to a mental health  
 26 facility. The recipient and the estate of the recipient are  
 27 liable for the payment of transportation costs for  
 28 transporting the recipient to a mental health facility. If  
 29 the recipient is a beneficiary of a trust described in  
 30 Section 15.1 of the Trusts and Trustees Act, the trust shall  
 31 not be considered a part of the recipient's estate and shall  
 32 not be subject to payment for transportation costs for  
 33 transporting the recipient to a mental health facility under  
 34 this section, except to the extent permitted under Section

1 15.1 of the Trusts and Trustees Act. If the recipient is  
 2 unable to pay or if the estate of the recipient is  
 3 insufficient, the responsible relatives are severally liable  
 4 for the payment of those sums or for the balance due in case  
 5 less than the amount owing has been paid. If the recipient  
 6 is covered by insurance, the insurance carrier shall be  
 7 liable for payment to the extent authorized by the  
 8 recipient's insurance policy.

9 (c) Upon the delivery of a recipient to a facility, in  
 10 accordance with the procedure set forth in this Article, the  
 11 facility director of the facility shall sign a receipt  
 12 acknowledging custody of the recipient and for any personal  
 13 property belonging to him, which receipt shall be filed with  
 14 the clerk of the court entering the hospitalization order.

15 (d) The Department may not make arrangements with an  
 16 existing hospital or grant-in-aid or fee-for-service  
 17 community provider for transportation services under this  
 18 Section unless the hospital or provider has voluntarily  
 19 submitted a proposal for its transportation services. This  
 20 proposal shall include the provision of trained personnel and  
 21 the use of an appropriate vehicle for the safe transport of  
 22 the recipients.

23 (Source: P.A. 87-1158; 88-380.)

24 Section 10. The Code of Criminal Procedure of 1963 is  
 25 amended by changing Section 104-17 as follows:

26 (725 ILCS 5/104-17) (from Ch. 38, par. 104-17)

27 Sec. 104-17. Commitment for Treatment; Treatment Plan.

28 (a) If the defendant is eligible to be or has been  
 29 released on bail or on his own recognizance, the court shall  
 30 select the least physically restrictive form of treatment  
 31 therapeutically appropriate and consistent with the treatment  
 32 plan.

1 (b) If the defendant's disability is mental, the court  
2 may order him placed for treatment in the custody of the  
3 Department of Human Services, or the court may order him  
4 placed in the custody of any other appropriate public or  
5 private mental health facility or treatment program which has  
6 agreed to provide treatment to the defendant. If the  
7 defendant is placed in the custody of the Department of Human  
8 Services, the defendant shall be placed in a secure setting  
9 unless the court determines that there are compelling reasons  
10 why such placement is not necessary. During the period of  
11 time required to determine the appropriate placement the  
12 defendant shall remain in jail. Upon completion of the  
13 placement process, the Department of Human Services sheriff  
14 ~~shall be notified and~~ shall make arrangements either directly  
15 or through agreements with other public or private entities  
16 to appropriately transport the defendant to the designated  
17 facility. The placement may be ordered either on an  
18 inpatient or an outpatient basis.

19 (c) If the defendant's disability is physical, the court  
20 may order him placed under the supervision of the Department  
21 of Human Services which shall place and maintain the  
22 defendant in a suitable treatment facility or program, or the  
23 court may order him placed in an appropriate public or  
24 private facility or treatment program which has agreed to  
25 provide treatment to the defendant. The placement may be  
26 ordered either on an inpatient or an outpatient basis.

27 (d) The clerk of the circuit court shall transmit to the  
28 Department, agency or institution, if any, to which the  
29 defendant is remanded for treatment, the following:

30 (1) a certified copy of the order to undergo  
31 treatment;

32 (2) the county and municipality in which the  
33 offense was committed;

34 (3) the county and municipality in which the arrest

1           took place; and

2                   (4) all additional matters which the Court directs  
3           the clerk to transmit.

4           (e) Within 30 days of entry of an order to undergo  
5 treatment, the person supervising the defendant's treatment  
6 shall file with the court, the State, and the defense a  
7 report assessing the facility's or program's capacity to  
8 provide appropriate treatment for the defendant and  
9 indicating his opinion as to the probability of the  
10 defendant's attaining fitness within a period of one year  
11 from the date of the finding of unfitness. If the report  
12 indicates that there is a substantial probability that the  
13 defendant will attain fitness within the time period, the  
14 treatment supervisor shall also file a treatment plan which  
15 shall include:

16                   (1) A diagnosis of the defendant's disability;

17                   (2) A description of treatment goals with respect  
18 to rendering the defendant fit, a specification of the  
19 proposed treatment modalities, and an estimated timetable  
20 for attainment of the goals;

21                   (3) An identification of the person in charge of  
22 supervising the defendant's treatment.

23           (f) The Department may not make arrangements with an  
24 existing hospital or grant-in-aid or fee-for-service  
25 community provider for transportation services under this  
26 Section unless the hospital or provider has voluntarily  
27 submitted a proposal for its transportation services. This  
28 proposal shall include the provision of trained personnel and  
29 the use of an appropriate vehicle for the safe transport of  
30 the defendants.

31 (Source: P.A. 89-507, eff. 7-1-97.)

32           Section 15. The Unified Code of Corrections is amended  
33 by changing Section 5-2-4 as follows:

1 (730 ILCS 5/5-2-4) (from Ch. 38, par. 1005-2-4)  
2 Sec. 5-2-4. Proceedings after Acquittal by Reason of  
3 Insanity.

4 (a) After a finding or verdict of not guilty by reason  
5 of insanity under Sections 104-25, 115-3 or 115-4 of The Code  
6 of Criminal Procedure of 1963, the defendant shall be ordered  
7 to the Department of Human Services for an evaluation as to  
8 whether he is subject to involuntary admission or in need of  
9 mental health services. The order shall specify whether the  
10 evaluation shall be conducted on an inpatient or outpatient  
11 basis. If the evaluation is to be conducted on an inpatient  
12 basis, the defendant shall be placed in a secure setting  
13 unless the Court determines that there are compelling reasons  
14 why such placement is not necessary. After the evaluation and  
15 during the period of time required to determine the  
16 appropriate placement, the defendant shall remain in jail.  
17 Upon completion of the placement process the Department of  
18 Human Services ~~sheriff--shall--be--notified--and~~ shall make  
19 arrangements either directly or through agreements with other  
20 public or private entities to appropriately transport the  
21 defendant to the designated facility.

22 The Department may not make arrangements with an existing  
23 hospital or grant-in-aid or fee-for-service community  
24 provider for transportation services under this Section  
25 unless the hospital or provider has voluntarily submitted a  
26 proposal for its transportation services. This proposal shall  
27 include the provision of trained personnel and the use of an  
28 appropriate vehicle for the safe transport of the defendants.

29 The Department shall provide the Court with a report of  
30 its evaluation within 30 days of the date of this order. The  
31 Court shall hold a hearing as provided under the Mental  
32 Health and Developmental Disabilities Code to determine if  
33 the individual is: (a) subject to involuntary admission; (b)  
34 in need of mental health services on an inpatient basis; (c)

1 in need of mental health services on an outpatient basis; (d)  
2 a person not in need of mental health services. The Court  
3 shall enter its findings.

4 If the defendant is found to be subject to involuntary  
5 admission or in need of mental health services on an  
6 inpatient care basis, the Court shall order the defendant to  
7 the Department of Human Services. The defendant shall be  
8 placed in a secure setting unless the Court determines that  
9 there are compelling reasons why such placement is not  
10 necessary. Such defendants placed in a secure setting shall  
11 not be permitted outside the facility's housing unit unless  
12 escorted or accompanied by personnel of the Department of  
13 Human Services or with the prior approval of the Court for  
14 unsupervised on-grounds privileges as provided herein. Any  
15 defendant placed in a secure setting pursuant to this  
16 Section, transported to court hearings or other necessary  
17 appointments off facility grounds by personnel of the  
18 Department of Human Services, may be placed in security  
19 devices or otherwise secured during the period of  
20 transportation to assure secure transport of the defendant  
21 and the safety of Department of Human Services personnel and  
22 others. These security measures shall not constitute  
23 restraint as defined in the Mental Health and Developmental  
24 Disabilities Code. If the defendant is found to be in need of  
25 mental health services, but not on an inpatient care basis,  
26 the Court shall conditionally release the defendant, under  
27 such conditions as set forth in this Section as will  
28 reasonably assure the defendant's satisfactory progress in  
29 treatment or rehabilitation and the safety of the defendant  
30 or others. If the Court finds the person not in need of  
31 mental health services, then the Court shall order the  
32 defendant discharged from custody.

33 (1) Definitions: For the purposes of this Section:

34 (A) "Subject to involuntary admission" means: a



1 defendant has been found not guilty by reason of  
2 insanity; and

3 (i) who is mentally ill and who because of his  
4 mental illness is reasonably expected to inflict  
5 serious physical harm upon himself or another in the  
6 near future; or

7 (ii) who is mentally ill and who because of  
8 his illness is unable to provide for his basic  
9 physical needs so as to guard himself from serious  
10 harm.

11 (B) "In need of mental health services on an  
12 inpatient basis" means: a defendant who has been found  
13 not guilty by reason of insanity who is not subject to  
14 involuntary admission but who is reasonably expected to  
15 inflict serious physical harm upon himself or another and  
16 who would benefit from inpatient care or is in need of  
17 inpatient care.

18 (C) "In need of mental health services on an  
19 outpatient basis" means: a defendant who has been found  
20 not guilty by reason of insanity who is not subject to  
21 involuntary admission or in need of mental health  
22 services on an inpatient basis, but is in need of  
23 outpatient care, drug and/or alcohol rehabilitation  
24 programs, community adjustment programs, individual,  
25 group, or family therapy, or chemotherapy.

26 (D) "Conditional Release" means: the release from  
27 either the custody of the Department of Human Services or  
28 the custody of the Court of a person who has been found  
29 not guilty by reason of insanity under such conditions as  
30 the Court may impose which reasonably assure the  
31 defendant's satisfactory progress in treatment or  
32 habilitation and the safety of the defendant and others.  
33 The Court shall consider such terms and conditions which  
34 may include, but need not be limited to, outpatient care,

1 alcoholic and drug rehabilitation programs, community  
2 adjustment programs, individual, group, family, and  
3 chemotherapy, periodic checks with the legal authorities  
4 and/or the Department of Human Services. The person or  
5 facility rendering the outpatient care shall be required  
6 to periodically report to the Court on the progress of  
7 the defendant. Such conditional release shall be for a  
8 period of five years, unless the defendant, the person or  
9 facility rendering the treatment, therapy, program or  
10 outpatient care, or the State's Attorney petitions the  
11 Court for an extension of the conditional release period  
12 for an additional three years. Upon receipt of such a  
13 petition, the Court shall hold a hearing consistent with  
14 the provisions of this paragraph (a) and paragraph (f) of  
15 this Section, shall determine whether the defendant  
16 should continue to be subject to the terms of conditional  
17 release, and shall enter an order either extending the  
18 defendant's period of conditional release for a single  
19 additional three year period or discharging the  
20 defendant. In no event shall the defendant's period of  
21 conditional release exceed eight years. These provisions  
22 for extension of conditional release shall only apply to  
23 defendants conditionally released on or after July 1,  
24 1979. However the extension provisions of Public Act  
25 83-1449 apply only to defendants charged with a forcible  
26 felony.

27 (E) "Facility director" means the chief officer of  
28 a mental health or developmental disabilities facility or  
29 his or her designee or the supervisor of a program of  
30 treatment or habilitation or his or her designee.  
31 "Designee" may include a physician, clinical  
32 psychologist, social worker, or nurse.

33 (b) If the Court finds the defendant subject to  
34 involuntary admission or in need of mental health services on

1 an inpatient basis, the admission, detention, care, treatment  
2 or habilitation, treatment plans, review proceedings,  
3 including review of treatment and treatment plans, and  
4 discharge of the defendant after such order shall be under  
5 the Mental Health and Developmental Disabilities Code, except  
6 that the initial order for admission of a defendant acquitted  
7 of a felony by reason of insanity shall be for an indefinite  
8 period of time. Such period of commitment shall not exceed  
9 the maximum length of time that the defendant would have been  
10 required to serve, less credit for good behavior, before  
11 becoming eligible for release had he been convicted of and  
12 received the maximum sentence for the most serious crime for  
13 which he has been acquitted by reason of insanity. The Court  
14 shall determine the maximum period of commitment by an  
15 appropriate order. During this period of time, the defendant  
16 shall not be permitted to be in the community in any manner,  
17 including but not limited to off-grounds privileges, with or  
18 without escort by personnel of the Department of Human  
19 Services, unsupervised on-grounds privileges, discharge or  
20 conditional or temporary release, except by a plan as  
21 provided in this Section. In no event shall a defendant's  
22 continued unauthorized absence be a basis for discharge. Not  
23 more than 30 days after admission and every 60 days  
24 thereafter so long as the initial order remains in effect,  
25 the facility director shall file a treatment plan report with  
26 the court and forward a copy of the treatment plan report to  
27 the clerk of the court, the State's Attorney, and the  
28 defendant's attorney, if the defendant is represented by  
29 counsel, or to a person authorized by the defendant under the  
30 Mental Health and Developmental Disabilities Confidentiality  
31 Act to be sent a copy of the report. The report shall  
32 include an opinion as to whether the defendant is currently  
33 subject to involuntary admission, in need of mental health  
34 services on an inpatient basis, or in need of mental health

1 services on an outpatient basis. The report shall also  
2 summarize the basis for those findings and provide a current  
3 summary of the following items from the treatment plan: (1)  
4 an assessment of the defendant's treatment needs, (2) a  
5 description of the services recommended for treatment, (3)  
6 the goals of each type of element of service, (4) an  
7 anticipated timetable for the accomplishment of the goals,  
8 and (5) a designation of the qualified professional  
9 responsible for the implementation of the plan. The report  
10 may also include unsupervised on-grounds privileges,  
11 off-grounds privileges (with or without escort by personnel  
12 of the Department of Human Services), home visits and  
13 participation in work programs, but only where such  
14 privileges have been approved by specific court order, which  
15 order may include such conditions on the defendant as the  
16 Court may deem appropriate and necessary to reasonably assure  
17 the defendant's satisfactory progress in treatment and the  
18 safety of the defendant and others.

19 (c) Every defendant acquitted of a felony by reason of  
20 insanity and subsequently found to be subject to involuntary  
21 admission or in need of mental health services shall be  
22 represented by counsel in all proceedings under this Section  
23 and under the Mental Health and Developmental Disabilities  
24 Code.

25 (1) The Court shall appoint as counsel the public  
26 defender or an attorney licensed by this State.

27 (2) Upon filing with the Court of a verified  
28 statement of legal services rendered by the private  
29 attorney appointed pursuant to paragraph (1) of this  
30 subsection, the Court shall determine a reasonable fee  
31 for such services. If the defendant is unable to pay the  
32 fee, the Court shall enter an order upon the State to pay  
33 the entire fee or such amount as the defendant is unable  
34 to pay from funds appropriated by the General Assembly

1 for that purpose.

2 (d) When the facility director determines that:

3 (1) the defendant is no longer subject to  
4 involuntary admission or in need of mental health  
5 services on an inpatient basis; and

6 (2) the defendant may be conditionally released  
7 because he or she is still in need of mental health  
8 services or that the defendant may be discharged as not  
9 in need of any mental health services; or

10 (3) the defendant no longer requires placement in a  
11 secure setting;

12 the facility director shall give written notice to the Court,  
13 State's Attorney and defense attorney. Such notice shall set  
14 forth in detail the basis for the recommendation of the  
15 facility director, and specify clearly the recommendations,  
16 if any, of the facility director, concerning conditional  
17 release. Within 30 days of the notification by the facility  
18 director, the Court shall set a hearing and make a finding as  
19 to whether the defendant is:

20 (i) subject to involuntary admission; or

21 (ii) in need of mental health services in the form  
22 of inpatient care; or

23 (iii) in need of mental health services but not  
24 subject to involuntary admission or inpatient care; or

25 (iv) no longer in need of mental health services;  
26 or

27 (v) no longer requires placement in a secure  
28 setting.

29 Upon finding by the Court, the Court shall enter its  
30 findings and such appropriate order as provided in subsection  
31 (a) of this Section.

32 (e) A defendant admitted pursuant to this Section, or  
33 any person on his behalf, may file a petition for treatment  
34 plan review, transfer to a non-secure setting within the

1 Department of Human Services or discharge or conditional  
2 release under the standards of this Section in the Court  
3 which rendered the verdict. Upon receipt of a petition for  
4 treatment plan review, transfer to a non-secure setting or  
5 discharge or conditional release, the Court shall set a  
6 hearing to be held within 120 days. Thereafter, no new  
7 petition may be filed for 120 days without leave of the  
8 Court.

9 (f) The Court shall direct that notice of the time and  
10 place of the hearing be served upon the defendant, the  
11 facility director, the State's Attorney, and the defendant's  
12 attorney. If requested by either the State or the defense or  
13 if the Court feels it is appropriate, an impartial  
14 examination of the defendant by a psychiatrist or clinical  
15 psychologist as defined in Section 1-103 of the Mental Health  
16 and Developmental Disabilities Code who is not in the employ  
17 of the Department of Human Services shall be ordered, and the  
18 report considered at the time of the hearing.

19 (g) The findings of the Court shall be established by  
20 clear and convincing evidence. The burden of proof and the  
21 burden of going forth with the evidence rest with the  
22 defendant or any person on the defendant's behalf when a  
23 hearing is held to review the determination of the facility  
24 director that the defendant should be transferred to a  
25 non-secure setting, discharged, or conditionally released or  
26 when a hearing is held to review a petition filed by or on  
27 behalf of the defendant. The evidence shall be presented in  
28 open Court with the right of confrontation and  
29 cross-examination.

30 (h) If the Court finds that the defendant is no longer  
31 in need of mental health services it shall order the facility  
32 director to discharge the defendant. If the Court finds that  
33 the defendant is in need of mental health services, and no  
34 longer in need of inpatient care, it shall order the facility

1 director to release the defendant under such conditions as  
2 the Court deems appropriate and as provided by this Section.  
3 Such conditional release shall be imposed for a period of  
4 five years and shall be subject to later modification by the  
5 Court as provided by this Section. If the Court finds that  
6 the defendant is subject to involuntary admission or in need  
7 of mental health services on an inpatient basis, it shall  
8 order the facility director not to discharge or release the  
9 defendant in accordance with paragraph (b) of this Section.

10 (i) If within the period of the defendant's conditional  
11 release, the Court determines, after hearing evidence, that  
12 the defendant has not fulfilled the conditions of release,  
13 the Court shall order a hearing to be held consistent with  
14 the provisions of paragraph (f) and (g) of this Section. At  
15 such hearing, if the Court finds that the defendant is  
16 subject to involuntary admission or in need of mental health  
17 services on an inpatient basis, it shall enter an order  
18 remanding him or her to the Department of Human Services or  
19 other facility. If the defendant is remanded to the  
20 Department of Human Services, he or she shall be placed in a  
21 secure setting unless the Court determines that there are  
22 compelling reasons that such placement is not necessary. If  
23 the Court finds that the defendant continues to be in need  
24 of mental health services but not on an inpatient basis, it  
25 may modify the conditions of the original release in order to  
26 reasonably assure the defendant's satisfactory progress in  
27 treatment and his or her safety and the safety of others. In  
28 no event shall such conditional release be longer than eight  
29 years. Nothing in this Section shall limit a Court's contempt  
30 powers or any other powers of a Court.

31 (j) An order of admission under this Section does not  
32 affect the remedy of habeas corpus.

33 (k) In the event of a conflict between this Section and  
34 the Mental Health and Developmental Disabilities Code or the

1 Mental Health and Developmental Disabilities Confidentiality  
2 Act, the provisions of this Section shall govern.

3 (l) This amendatory Act shall apply to all persons who  
4 have been found not guilty by reason of insanity and who are  
5 presently committed to the Department of Mental Health and  
6 Developmental Disabilities (now the Department of Human  
7 Services).

8 (m) The Clerk of the Court shall, after the entry of an  
9 order of transfer to a non-secure setting of the Department  
10 of Human Services or discharge or conditional release,  
11 transmit a certified copy of the order to the Department of  
12 Human Services, and the sheriff of the county from which the  
13 defendant was admitted. In cases where the arrest of the  
14 defendant or the commission of the offense took place in any  
15 municipality with a population of more than 25,000 persons,  
16 the Clerk of the Court shall also transmit a certified copy  
17 of the order of discharge or conditional release to the  
18 proper law enforcement agency for said municipality provided  
19 the municipality has requested such notice in writing.

20 (Source: P.A. 90-105, eff. 7-11-97; 90-593, eff. 6-19-98;  
21 91-536, eff. 1-1-00; 91-770, eff. 1-1-01.)

22 Section 99. Effective date. This Act takes effect upon  
23 becoming law.