

1 AN ACT concerning criminal law.

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

4 Section 5. The Unified Code of Corrections is amended by
5 changing Section 3-3-7 as follows:

6 (730 ILCS 5/3-3-7) (from Ch. 38, par. 1003-3-7)

7 Sec. 3-3-7. Conditions of Parole or Mandatory Supervised
8 Release.

9 (a) The conditions of parole or mandatory supervised
10 release shall be such as the Prisoner Review Board deems
11 necessary to assist the subject in leading a law-abiding life.
12 The conditions of every parole and mandatory supervised release
13 are that the subject:

14 (1) not violate any criminal statute of any
15 jurisdiction during the parole or release term;

16 (2) refrain from possessing a firearm or other
17 dangerous weapon;

18 (3) report to an agent of the Department of
19 Corrections;

20 (4) permit the agent to visit him or her at his or her
21 home, employment, or elsewhere to the extent necessary for
22 the agent to discharge his or her duties;

23 (5) attend or reside in a facility established for the
24 instruction or residence of persons on parole or mandatory
25 supervised release;

26 (6) secure permission before visiting or writing a
27 committed person in an Illinois Department of Corrections
28 facility;

29 (7) report all arrests to an agent of the Department of
30 Corrections as soon as permitted by the arresting authority
31 but in no event later than 24 hours after release from
32 custody;

1 (7.5) if convicted of a sex offense as defined in the
2 Sex Offender Management Board Act, the individual shall
3 undergo and successfully complete sex offender treatment
4 conducted in conformance with the standards developed by
5 the Sex Offender Management Board Act by a treatment
6 provider approved by the Board;

7 (8) obtain permission of an agent of the Department of
8 Corrections before leaving the State of Illinois;

9 (9) obtain permission of an agent of the Department of
10 Corrections before changing his or her residence or
11 employment;

12 (10) consent to a search of his or her person,
13 property, or residence under his or her control;

14 (11) refrain from the use or possession of narcotics or
15 other controlled substances in any form, or both, or any
16 paraphernalia related to those substances and submit to a
17 urinalysis test as instructed by a parole agent of the
18 Department of Corrections;

19 (12) not frequent places where controlled substances
20 are illegally sold, used, distributed, or administered;

21 (13) not knowingly associate with other persons on
22 parole or mandatory supervised release without prior
23 written permission of his or her parole agent and not
24 associate with persons who are members of an organized gang
25 as that term is defined in the Illinois Streetgang
26 Terrorism Omnibus Prevention Act;

27 (14) provide true and accurate information, as it
28 relates to his or her adjustment in the community while on
29 parole or mandatory supervised release or to his or her
30 conduct while incarcerated, in response to inquiries by his
31 or her parole agent or of the Department of Corrections;
32 and

33 (15) follow any specific instructions provided by the
34 parole agent that are consistent with furthering
35 conditions set and approved by the Prisoner Review Board or
36 by law, exclusive of placement on electronic detention, to

1 achieve the goals and objectives of his or her parole or
2 mandatory supervised release or to protect the public.
3 These instructions by the parole agent may be modified at
4 any time, as the agent deems appropriate.

5 (b) The Board may in addition to other conditions require
6 that the subject:

7 (1) work or pursue a course of study or vocational
8 training;

9 (2) undergo medical or psychiatric treatment, or
10 treatment for drug addiction or alcoholism;

11 (3) attend or reside in a facility established for the
12 instruction or residence of persons on probation or parole;

13 (4) support his dependents;

14 (5) (blank);

15 (6) (blank);

16 (7) comply with the terms and conditions of an order of
17 protection issued pursuant to the Illinois Domestic
18 Violence Act of 1986, enacted by the 84th General Assembly,
19 or an order of protection issued by the court of another
20 state, tribe, or United States territory; and

21 (8) in addition, if a minor:

22 (i) reside with his parents or in a foster home;

23 (ii) attend school;

24 (iii) attend a non-residential program for youth;

25 or

26 (iv) contribute to his own support at home or in a
27 foster home.

28 (b-1) In addition to the conditions set forth in
29 subsections (a) and (b), persons required to register as sex
30 offenders pursuant to the Sex Offender Registration Act, upon
31 release from the custody of the Illinois Department of
32 Corrections, may be required by the Board to comply with the
33 following specific conditions of release:

34 (1) reside only at a Department approved location;

35 (2) comply with all requirements of the Sex Offender
36 Registration Act;

1 (3) notify third parties of the risks that may be
2 occasioned by his or her criminal record;

3 (4) obtain the approval of an agent of the Department
4 of Corrections prior to accepting employment or pursuing a
5 course of study or vocational training and notify the
6 Department prior to any change in employment, study, or
7 training;

8 (5) not be employed or participate in any volunteer
9 activity that involves contact with children, except under
10 circumstances approved in advance and in writing by an
11 agent of the Department of Corrections;

12 (6) be electronically monitored for a minimum of 12
13 months from the date of release as determined by the Board;

14 (7) refrain from entering into a designated geographic
15 area except upon terms approved in advance by an agent of
16 the Department of Corrections. The terms may include
17 consideration of the purpose of the entry, the time of day,
18 and others accompanying the person;

19 (8) refrain from having any contact, including written
20 or oral communications, directly or indirectly, personally
21 or by telephone, letter, or through a third party with
22 certain specified persons including, but not limited to,
23 the victim or the victim's family without the prior written
24 approval of an agent of the Department of Corrections;

25 (9) refrain from all contact, directly or indirectly,
26 personally, by telephone, letter, or through a third party,
27 with minor children without prior identification and
28 approval of an agent of the Department of Corrections;

29 (10) neither possess or have under his or her control
30 any material that is sexually oriented, sexually
31 stimulating, or that shows male or female sex organs or any
32 pictures depicting children under 18 years of age nude or
33 any written or audio material describing sexual
34 intercourse or that depicts or alludes to sexual activity,
35 including but not limited to visual, auditory, telephonic,
36 or electronic media, or any matter obtained through access

1 to any computer or material linked to computer access use;

2 (11) not patronize any business providing sexually
3 stimulating or sexually oriented entertainment nor utilize
4 "900" or adult telephone numbers;

5 (12) not reside near, visit, or be in or about parks,
6 schools, day care centers, swimming pools, beaches,
7 theaters, or any other places where minor children
8 congregate without advance approval of an agent of the
9 Department of Corrections and immediately report any
10 incidental contact with minor children to the Department;

11 (13) not possess or have under his or her control
12 certain specified items of contraband related to the
13 incidence of sexually offending as determined by an agent
14 of the Department of Corrections;

15 (14) may be required to provide a written daily log of
16 activities if directed by an agent of the Department of
17 Corrections;

18 (15) comply with all other special conditions that the
19 Department may impose that restrict the person from
20 high-risk situations and limit access to potential
21 victims.

22 (c) The conditions under which the parole or mandatory
23 supervised release is to be served shall be communicated to the
24 person in writing prior to his release, and he shall sign the
25 same before release. A signed copy of these conditions,
26 including a copy of an order of protection where one had been
27 issued by the criminal court, shall be retained by the person
28 and another copy forwarded to the officer in charge of his
29 supervision.

30 (d) After a hearing under Section 3-3-9, the Prisoner
31 Review Board may modify or enlarge the conditions of parole or
32 mandatory supervised release.

33 (e) The Department shall inform all offenders committed to
34 the Department of the optional services available to them upon
35 release and shall assist inmates in availing themselves of such
36 optional services upon their release on a voluntary basis.

1 (Source: P.A. 92-460, eff. 1-1-02; 93-616, eff. 1-1-04.)

2 Section 99. Effective date. This Act takes effect January
3 1, 2005.