

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 3-14-2 as follows:

6 (730 ILCS 5/3-14-2) (from Ch. 38, par. 1003-14-2)

7 Sec. 3-14-2. Supervision on Parole, Mandatory Supervised  
8 Release and Release by Statute.

9 (a) The Department shall retain custody of all persons  
10 placed on parole or mandatory supervised release or released  
11 pursuant to Section 3-3-10 of this Code and shall supervise  
12 such persons during their parole or release period in accord  
13 with the conditions set by the Prisoner Review Board. Such  
14 conditions shall include referral to an alcohol or drug abuse  
15 treatment program, as appropriate, if such person has  
16 previously been identified as having an alcohol or drug abuse  
17 problem. Such conditions may include that the person use an  
18 approved electronic monitoring device subject to Article 8A of  
19 Chapter V.

20 (b) The Department shall assign personnel to assist persons  
21 eligible for parole in preparing a parole plan. Such Department  
22 personnel shall make a report of their efforts and findings to  
23 the Prisoner Review Board prior to its consideration of the  
24 case of such eligible person.

25 (c) A copy of the conditions of his parole or release shall  
26 be signed by the parolee or releasee and given to him and to  
27 his supervising officer who shall report on his progress under  
28 the rules and regulations of the Prisoner Review Board. The  
29 supervising officer shall report violations to the Prisoner  
30 Review Board and shall have the full power of peace officers in  
31 the arrest and retaking of any parolees or releasees or the  
32 officer may request the Department to issue a warrant for the

1 arrest of any parolee or releasee who has allegedly violated  
2 his parole or release conditions. If the parolee or releasee  
3 commits an act that constitutes a felony using a firearm or  
4 knife, or, if applicable, fails to comply with the requirements  
5 of the Sex Offender Registration Act, the officer shall request  
6 the Department to issue a warrant and the Department shall  
7 issue the warrant and the officer or the Department shall file  
8 a violation report with notice of charges with the Prisoner  
9 Review Board. A sheriff or other peace officer may detain an  
10 alleged parole or release violator until a warrant for his  
11 return to the Department can be issued. The parolee or releasee  
12 may be delivered to any secure place until he can be  
13 transported to the Department.

14 (d) The supervising officer shall regularly advise and  
15 consult with the parolee or releasee, assist him in adjusting  
16 to community life, inform him of the restoration of his rights  
17 on successful completion of sentence under Section 5-5-5.

18 (e) Supervising officers shall receive specialized  
19 training in the special needs of female releasees or parolees  
20 including the family reunification process.

21 (f) The supervising officer shall keep such records as the  
22 Prisoner Review Board or Department may require. All records  
23 shall be entered in the master file of the individual.

24 (Source: P.A. 86-661; 86-1281; 87-855.)

25 Section 10. The Sex Offender Registration Act is amended by  
26 changing Sections 2, 3, 7, 8, 8-5, 10, and 11 as follows:

27 (730 ILCS 150/2) (from Ch. 38, par. 222)

28 Sec. 2. Definitions.

29 (A) As used in this Article, "sex offender" means any  
30 person who is:

31 (1) charged pursuant to Illinois law, or any  
32 substantially similar federal, Uniform Code of Military  
33 Justice, sister state, or foreign country law, with a sex  
34 offense set forth in subsection (B) of this Section or the

1 attempt to commit an included sex offense, and:

2 (a) is convicted of such offense or an attempt to  
3 commit such offense; or

4 (b) is found not guilty by reason of insanity of  
5 such offense or an attempt to commit such offense; or

6 (c) is found not guilty by reason of insanity  
7 pursuant to Section 104-25(c) of the Code of Criminal  
8 Procedure of 1963 of such offense or an attempt to  
9 commit such offense; or

10 (d) is the subject of a finding not resulting in an  
11 acquittal at a hearing conducted pursuant to Section  
12 104-25(a) of the Code of Criminal Procedure of 1963 for  
13 the alleged commission or attempted commission of such  
14 offense; or

15 (e) is found not guilty by reason of insanity  
16 following a hearing conducted pursuant to a federal,  
17 Uniform Code of Military Justice, sister state, or  
18 foreign country law substantially similar to Section  
19 104-25(c) of the Code of Criminal Procedure of 1963 of  
20 such offense or of the attempted commission of such  
21 offense; or

22 (f) is the subject of a finding not resulting in an  
23 acquittal at a hearing conducted pursuant to a federal,  
24 Uniform Code of Military Justice, sister state, or  
25 foreign country law substantially similar to Section  
26 104-25(a) of the Code of Criminal Procedure of 1963 for  
27 the alleged violation or attempted commission of such  
28 offense; or

29 (2) certified as a sexually dangerous person pursuant  
30 to the Illinois Sexually Dangerous Persons Act, or any  
31 substantially similar federal, Uniform Code of Military  
32 Justice, sister state, or foreign country law; or

33 (3) subject to the provisions of Section 2 of the  
34 Interstate Agreements on Sexually Dangerous Persons Act;  
35 or

36 (4) found to be a sexually violent person pursuant to

1 the Sexually Violent Persons Commitment Act or any  
2 substantially similar federal, Uniform Code of Military  
3 Justice, sister state, or foreign country law; or

4 (5) adjudicated a juvenile delinquent as the result of  
5 committing or attempting to commit an act which, if  
6 committed by an adult, would constitute any of the offenses  
7 specified in item (B), (C), or (C-5) of this Section or a  
8 violation of any substantially similar federal, Uniform  
9 Code of Military Justice, sister state, or foreign country  
10 law, or found guilty under Article V of the Juvenile Court  
11 Act of 1987 of committing or attempting to commit an act  
12 which, if committed by an adult, would constitute any of  
13 the offenses specified in item (B), (C), or (C-5) of this  
14 Section or a violation of any substantially similar  
15 federal, Uniform Code of Military Justice, sister state, or  
16 foreign country law.

17 Convictions that result from or are connected with the same  
18 act, or result from offenses committed at the same time, shall  
19 be counted for the purpose of this Article as one conviction.  
20 Any conviction set aside pursuant to law is not a conviction  
21 for purposes of this Article.

22 For purposes of this Section, "convicted" shall have the  
23 same meaning as "adjudicated".

24 (B) As used in this Article, "sex offense" means:

25 (1) A violation of any of the following Sections of the  
26 Criminal Code of 1961:

27 11-20.1 (child pornography),

28 11-6 (indecent solicitation of a child),

29 11-9.1 (sexual exploitation of a child),

30 11-15.1 (soliciting for a juvenile prostitute),

31 11-18.1 (patronizing a juvenile prostitute),

32 11-17.1 (keeping a place of juvenile  
33 prostitution),

34 11-19.1 (juvenile pimping),

35 11-19.2 (exploitation of a child),

36 12-13 (criminal sexual assault),

1           12-14 (aggravated criminal sexual assault),  
2           12-14.1 (predatory criminal sexual assault of a  
3 child),  
4           12-15 (criminal sexual abuse),  
5           12-16 (aggravated criminal sexual abuse),  
6           12-33 (ritualized abuse of a child).

7           An attempt to commit any of these offenses.

8           (1.5) A violation of any of the following Sections of  
9 the Criminal Code of 1961, when the victim is a person  
10 under 18 years of age, the defendant is not a parent of the  
11 victim, and the offense was committed on or after January  
12 1, 1996:

13           10-1 (kidnapping),  
14           10-2 (aggravated kidnapping),  
15           10-3 (unlawful restraint),  
16           10-3.1 (aggravated unlawful restraint).

17           An attempt to commit any of these offenses.

18           (1.6) First degree murder under Section 9-1 of the  
19 Criminal Code of 1961, when the victim was a person under  
20 18 years of age, the defendant was at least 17 years of age  
21 at the time of the commission of the offense, and the  
22 offense was committed on or after June 1, 1996.

23           (1.7) (Blank).

24           (1.8) A violation or attempted violation of Section  
25 11-11 (sexual relations within families) of the Criminal  
26 Code of 1961, and the offense was committed on or after  
27 June 1, 1997.

28           (1.9) Child abduction under paragraph (10) of  
29 subsection (b) of Section 10-5 of the Criminal Code of 1961  
30 committed by luring or attempting to lure a child under the  
31 age of 16 into a motor vehicle, building, house trailer, or  
32 dwelling place without the consent of the parent or lawful  
33 custodian of the child for other than a lawful purpose and  
34 the offense was committed on or after January 1, 1998.

35           (1.10) A violation or attempted violation of any of the  
36 following Sections of the Criminal Code of 1961 when the

1 offense was committed on or after July 1, 1999:

2 10-4 (forcible detention, if the victim is under 18  
3 years of age),

4 11-6.5 (indecent solicitation of an adult),

5 11-15 (soliciting for a prostitute, if the victim  
6 is under 18 years of age),

7 11-16 (pandering, if the victim is under 18 years  
8 of age),

9 11-18 (patronizing a prostitute, if the victim is  
10 under 18 years of age),

11 11-19 (pimping, if the victim is under 18 years of  
12 age).

13 (1.11) A violation or attempted violation of any of the  
14 following Sections of the Criminal Code of 1961 when the  
15 offense was committed on or after the effective date of  
16 this amendatory Act of the 92nd General Assembly:

17 11-9 (public indecency for a third or subsequent  
18 conviction),

19 11-9.2 (custodial sexual misconduct).

20 (1.12) A violation or attempted violation of Section  
21 5.1 of the Wrongs to Children Act (permitting sexual abuse)  
22 when the offense was committed on or after the effective  
23 date of this amendatory Act of the 92nd General Assembly.

24 (2) A violation of any former law of this State  
25 substantially equivalent to any offense listed in  
26 subsection (B) of this Section.

27 (C) A conviction for an offense of federal law, Uniform  
28 Code of Military Justice, or the law of another state or a  
29 foreign country that is substantially equivalent to any offense  
30 listed in subsections (B), (C), and (E) of this Section shall  
31 constitute a conviction for the purpose of this Article. A  
32 finding or adjudication as a sexually dangerous person or a  
33 sexually violent person under any federal law, Uniform Code of  
34 Military Justice, or the law of another state or foreign  
35 country that is substantially equivalent to the Sexually  
36 Dangerous Persons Act or the Sexually Violent Persons

1 Commitment Act shall constitute an adjudication for the  
2 purposes of this Article.

3 (C-5) A person at least 17 years of age at the time of the  
4 commission of the offense who is convicted of first degree  
5 murder under Section 9-1 of the Criminal Code of 1961,  
6 committed on or after June 1, 1996 against a person under 18  
7 years of age, shall be required to register for natural life. A  
8 conviction for an offense of federal, Uniform Code of Military  
9 Justice, sister state, or foreign country law that is  
10 substantially equivalent to any offense listed in subsection  
11 (C-5) of this Section shall constitute a conviction for the  
12 purpose of this Article.

13 (D) As used in this Article, "law enforcement agency having  
14 jurisdiction" means the Chief of Police in each of the  
15 municipalities in which the sex offender expects to reside,  
16 work, or attend school (1) upon his or her discharge, parole or  
17 release or (2) during the service of his or her sentence of  
18 probation or conditional discharge, or the Sheriff of the  
19 county, in the event no Police Chief exists or if the offender  
20 intends to reside, work, or attend school in an unincorporated  
21 area. "Law enforcement agency having jurisdiction" includes  
22 the location where out-of-state students attend school and  
23 where out-of-state employees are employed or are otherwise  
24 required to register.

25 (D-1) As used in this Article, "supervising officer" means  
26 the assigned Illinois Department of Corrections parole agent or  
27 county probation officer.

28 (E) As used in this Article, "sexual predator" means any  
29 person who, after July 1, 1999, is:

30 (1) Convicted for an offense of federal, Uniform Code  
31 of Military Justice, sister state, or foreign country law  
32 that is substantially equivalent to any offense listed in  
33 subsection (E) of this Section shall constitute a  
34 conviction for the purpose of this Article. Convicted of a  
35 violation or attempted violation of any of the following  
36 Sections of the Criminal Code of 1961, if the conviction

1 occurred after July 1, 1999:

2 11-17.1 (keeping a place of juvenile  
3 prostitution),

4 11-19.1 (juvenile pimping),

5 11-19.2 (exploitation of a child),

6 11-20.1 (child pornography),

7 12-13 (criminal sexual assault, if the victim is a  
8 person under 12 years of age),

9 12-14 (aggravated criminal sexual assault),

10 12-14.1 (predatory criminal sexual assault of a  
11 child),

12 12-16 (aggravated criminal sexual abuse),

13 12-33 (ritualized abuse of a child); or

14 (2) convicted of first degree murder under Section 9-1  
15 of the Criminal Code of 1961, when the victim was a person  
16 under 18 years of age and the defendant was at least 17  
17 years of age at the time of the commission of the offense;  
18 or

19 (3) certified as a sexually dangerous person pursuant  
20 to the Sexually Dangerous Persons Act or any substantially  
21 similar federal, Uniform Code of Military Justice, sister  
22 state, or foreign country law; or

23 (4) found to be a sexually violent person pursuant to  
24 the Sexually Violent Persons Commitment Act or any  
25 substantially similar federal, Uniform Code of Military  
26 Justice, sister state, or foreign country law; or

27 (5) convicted of a second or subsequent offense which  
28 requires registration pursuant to this Act. The conviction  
29 for the second or subsequent offense must have occurred  
30 after July 1, 1999. For purposes of this paragraph (5),  
31 "convicted" shall include a conviction under any  
32 substantially similar Illinois, federal, Uniform Code of  
33 Military Justice, sister state, or foreign country law.

34 (F) As used in this Article, "out-of-state student" means  
35 any sex offender, as defined in this Section, or sexual  
36 predator who is enrolled in Illinois, on a full-time or



1 part-time basis, in any public or private educational  
2 institution, including, but not limited to, any secondary  
3 school, trade or professional institution, or institution of  
4 higher learning.

5 (G) As used in this Article, "out-of-state employee" means  
6 any sex offender, as defined in this Section, or sexual  
7 predator who works in Illinois, regardless of whether the  
8 individual receives payment for services performed, for a  
9 period of time of 10 or more days or for an aggregate period of  
10 time of 30 or more days during any calendar year. Persons who  
11 operate motor vehicles in the State accrue one day of  
12 employment time for any portion of a day spent in Illinois.

13 (H) As used in this Article, "school" means any public or  
14 private educational institution, including, but not limited  
15 to, any elementary or secondary school, trade or professional  
16 institution, or institution of higher education.

17 (Source: P.A. 91-48, eff. 7-1-99; 92-828, eff. 8-22-02.)

18 (730 ILCS 150/3) (from Ch. 38, par. 223)

19 Sec. 3. Duty to register.

20 (a) A sex offender, as defined in Section 2 of this Act, or  
21 sexual predator shall, within the time period prescribed in  
22 subsections (b) and (c), register in person and provide  
23 accurate information as required by the Department of State  
24 Police. Such information shall include a current photograph,  
25 current address, current place of employment, and school  
26 attended. The sex offender or sexual predator shall register:

27 (1) with the chief of police in ~~each of the~~  
28 municipality municipalities in which he or she ~~attends~~  
29 ~~school, is employed,~~ resides or is temporarily domiciled  
30 for a period of time of 10 or more days, unless the  
31 municipality is the City of Chicago, in which case he or  
32 she shall register at the Chicago Police Department  
33 Headquarters; or

34 (2) with the sheriff in ~~each of the~~ county counties in  
35 which he or she ~~attends school, is employed,~~ resides or is

1 temporarily domiciled for a period of time of 10 or more  
2 days in an unincorporated area or, if incorporated, no  
3 police chief exists.

4 If the sex offender or sexual predator is employed at or  
5 attends an institution of higher education, he or she shall  
6 register:

7 (i) with the chief of police in the municipality in  
8 which he or she is employed at or attends an institution of  
9 higher education, unless the municipality is the City of  
10 Chicago, in which case he or she shall register at the  
11 Chicago Police Department Headquarters; or

12 (ii) with the sheriff in the county in which he or she  
13 is employed or attends an institution of higher education  
14 located in an unincorporated area, or if incorporated, no  
15 police chief exists.

16 For purposes of this Article, the place of residence or  
17 temporary domicile is defined as any and all places where the  
18 sex offender resides for an aggregate period of time of 10 or  
19 more days during any calendar year.

20 The sex offender or sexual predator shall provide accurate  
21 information as required by the Department of State Police. That  
22 information shall include the sex offender's or sexual  
23 predator's current place of employment.

24 (a-5) An out-of-state student or out-of-state employee  
25 shall, within 10 days after beginning school or employment in  
26 this State, register in person and provide accurate information  
27 as required by the Department of State Police. Such information  
28 will include current place of employment, school attended, and  
29 address in state of residence. The out-of-state student or  
30 out-of-state employee shall register:

31 (1) with the chief of police in ~~each~~ of the  
32 municipality ~~municipalities~~ in which he or she attends  
33 school or is employed for a period of time of 10 or more  
34 days or for an aggregate period of time of more than 30  
35 days during any calendar year, unless the municipality is  
36 the City of Chicago, in which case he or she shall register

1 at the Chicago Police Department Headquarters; or

2 (2) with the sheriff in ~~each of the~~ county ~~counties~~ in  
3 which he or she attends school or is employed for a period  
4 of time of 10 or more days or for an aggregate period of  
5 time of more than 30 days during any calendar year in an  
6 unincorporated area or, if incorporated, no police chief  
7 exists.

8 The out-of-state student or out-of-state employee shall  
9 provide accurate information as required by the Department of  
10 State Police. That information shall include the out-of-state  
11 student's current place of school attendance or the  
12 out-of-state employee's current place of employment.

13 (b) Any sex offender, as defined in Section 2 of this Act,  
14 or sexual predator, regardless of any initial, prior, or other  
15 registration, shall, within 10 days of beginning school, or  
16 establishing a residence, place of employment, or temporary  
17 domicile in any county, register in person as set forth in  
18 subsection (a) or (a-5).

19 (c) The registration for any person required to register  
20 under this Article shall be as follows:

21 (1) Any person registered under the Habitual Child Sex  
22 Offender Registration Act or the Child Sex Offender  
23 Registration Act prior to January 1, 1996, shall be deemed  
24 initially registered as of January 1, 1996; however, this  
25 shall not be construed to extend the duration of  
26 registration set forth in Section 7.

27 (2) Except as provided in subsection (c)(4), any person  
28 convicted or adjudicated prior to January 1, 1996, whose  
29 liability for registration under Section 7 has not expired,  
30 shall register in person prior to January 31, 1996.

31 (2.5) Except as provided in subsection (c)(4), any  
32 person who has not been notified of his or her  
33 responsibility to register shall be notified by a criminal  
34 justice entity of his or her responsibility to register.  
35 Upon notification the person must then register within 10  
36 days of notification of his or her requirement to register.

1 If notification is not made within the offender's 10 year  
2 registration requirement, and the Department of State  
3 Police determines no evidence exists or indicates the  
4 offender attempted to avoid registration, the offender  
5 will no longer be required to register under this Act.

6 (3) Except as provided in subsection (c)(4), any person  
7 convicted on or after January 1, 1996, shall register in  
8 person within 10 days after the entry of the sentencing  
9 order based upon his or her conviction.

10 (4) Any person unable to comply with the registration  
11 requirements of this Article because he or she is confined,  
12 institutionalized, or imprisoned in Illinois on or after  
13 January 1, 1996, shall register in person within 10 days of  
14 discharge, parole or release.

15 (5) The person shall provide positive identification  
16 and documentation that substantiates proof of residence at  
17 the registering address.

18 (6) The person shall pay a \$20 initial registration fee  
19 and a \$10 annual renewal fee. The fees shall be used by the  
20 registering agency for official purposes. The agency shall  
21 establish procedures to document receipt and use of the  
22 funds. The law enforcement agency having jurisdiction may  
23 waive the registration fee if it determines that the person  
24 is indigent and unable to pay the registration fee. Ten  
25 dollars for the initial registration fee and \$5 of the  
26 annual renewal fee shall be used by the registering agency  
27 for official purposes. Ten dollars of the initial  
28 registration fee and \$5 of the annual fee shall be  
29 deposited into the Sex Offender Management Board Fund under  
30 Section 19 of the Sex Offender Management Board Act. Money  
31 deposited into the Sex Offender Management Board Fund shall  
32 be administered by the Sex Offender Management Board and  
33 shall be used to fund practices endorsed or required by the  
34 Sex Offender Management Board Act including but not limited  
35 to sex offenders evaluation, treatment, or monitoring  
36 programs that are or may be developed, as well as for

1 administrative costs, including staff, incurred by the  
2 Board.

3 (d) Within 10 days after obtaining or changing employment  
4 and, if employed on January 1, 2000, within 10 days after that  
5 date, a person required to register under this Section must  
6 report, in person or in writing to the law enforcement agency  
7 having jurisdiction, the business name and address where he or  
8 she is employed. If the person has multiple businesses or work  
9 locations, every business and work location must be reported to  
10 the law enforcement agency having jurisdiction.

11 (Source: P.A. 92-828, eff. 8-22-02; 93-616, eff. 1-1-04.)

12 (730 ILCS 150/7) (from Ch. 38, par. 227)

13 Sec. 7. Duration of registration. A person who has been  
14 adjudicated to be sexually dangerous and is later released or  
15 found to be no longer sexually dangerous and discharged, shall  
16 register for the period of his or her natural life. A sexually  
17 violent person or sexual predator shall register for the period  
18 of his or her natural life after conviction or adjudication if  
19 not confined to a penal institution, hospital, or other  
20 institution or facility, and if confined, for the period of his  
21 or her natural life after parole, discharge, or release from  
22 any such facility. Any other person who is required to register  
23 under this Article shall be required to register for a period  
24 of 10 years after conviction or adjudication if not confined to  
25 a penal institution, hospital or any other institution or  
26 facility, and if confined, for a period of 10 years after  
27 parole, discharge or release from any such facility. A sex  
28 offender who is allowed to leave a county, State, or federal  
29 facility for the purposes of work release, education, or  
30 overnight visitations shall be required to register within 10  
31 days of beginning such a program. Liability for registration  
32 terminates at the expiration of 10 years from the date of  
33 conviction or adjudication if not confined to a penal  
34 institution, hospital or any other institution or facility and  
35 if confined, at the expiration of 10 years from the date of

1 parole, discharge or release from any such facility, providing  
2 such person does not, during that period, again become liable  
3 to register under the provisions of this Article. Reconfinement  
4 due to a violation of parole or other circumstances that  
5 relates to the original conviction or adjudication shall extend  
6 the period of registration to 10 years after final parole,  
7 discharge, or release. The Director of State Police, consistent  
8 with administrative rules, shall extend for 10 years the  
9 registration period of any sex offender, as defined in Section  
10 2 of this Act, who fails to comply with the provisions of this  
11 Article. The registration period for any sex offender who fails  
12 to comply with any provision of the Act shall extend the period  
13 of registration by 10 years beginning from the first date of  
14 registration after the violation.

15 (Source: P.A. 91-48, eff. 7-1-99; 92-828, eff. 8-22-02.)

16 (730 ILCS 150/8) (from Ch. 38, par. 228)

17 Sec. 8. Registration Requirements. Registration as  
18 required by this Article shall consist of a statement in  
19 writing signed by the person giving the information that is  
20 required by the Department of State Police, which may include  
21 the fingerprints and must include a current photograph of the  
22 person, to be updated annually. The registration information  
23 must include whether the person is a sex offender as defined in  
24 the Sex Offender and Child Murderer Community Notification Law.  
25 Within 3 days, the registering law enforcement agency shall  
26 forward any required information to the Department of State  
27 Police. The registering law enforcement agency shall enter the  
28 information into the Law Enforcement Agencies Data System  
29 (LEADS) as provided in Sections 6 and 7 of the  
30 Intergovernmental Missing Child Recovery Act of 1984.

31 (Source: P.A. 90-193, eff. 7-24-97; 91-224, eff. 7-1-00.)

32 (730 ILCS 150/8-5)

33 Sec. 8-5. Verification ~~Address verification~~ requirements.

34 (a) Address verification. The agency having jurisdiction

1 shall verify the address of sex offenders, as defined in  
2 Section 2 of this Act, or sexual predators required to register  
3 with their agency at least once per ~~calendar~~ year. The  
4 verification must be documented in LEADS in the form and manner  
5 required by the Department of State Police.

6 (b) Registration verification. The supervising officer  
7 shall, within 15 days of sentencing to probation or release  
8 from an Illinois Department of Corrections facility, contact  
9 the law enforcement agency in the jurisdiction in which the sex  
10 offender or sexual predator designated as his or her intended  
11 residence and verify compliance with the requirements of this  
12 Act. Revocation proceedings shall be immediately commenced  
13 against a sex offender or sexual predator on probation, parole,  
14 or mandatory supervised release who fails to comply with the  
15 requirements of this Act.

16 (Source: P.A. 91-48, eff. 7-1-99; 92-828, eff. 8-22-02.)

17 (730 ILCS 150/10) (from Ch. 38, par. 230)

18 Sec. 10. Penalty. Any person who is required to register  
19 under this Article who violates any of the provisions of this  
20 Article and any person who is required to register under this  
21 Article who seeks to change his or her name under Article 21 of  
22 the Code of Civil Procedure is guilty of a Class 3 ~~4~~ felony.  
23 Any person who is required to register under this Article who  
24 knowingly or wilfully gives material information required by  
25 this Article that is false is guilty of a Class 3 felony. Any  
26 person convicted of a violation of any provision of this  
27 Article shall, in addition to any other penalty required by  
28 law, be required to serve a minimum period of 7 days  
29 confinement in the local county jail. The court shall impose a  
30 mandatory minimum fine of \$500 for failure to comply with any  
31 provision of this Article. These fines shall be deposited in  
32 the Sex Offender Registration Fund. Any sex offender, as  
33 defined in Section 2 of this Act, or sexual predator who  
34 violates any provision of this Article may be tried in any  
35 Illinois county where the sex offender can be located.

1 (Source: P.A. 91-48, eff. 7-1-99; 91-221, eff. 7-22-99; 92-16,  
2 eff. 6-28-01; 92-828, eff. 8-22-02.)

3 (730 ILCS 150/11)

4 Sec. 11. Sex offender registration fund. There is created  
5 the Sex Offender Registration Fund. Moneys in the Fund shall be  
6 used to cover costs incurred by the criminal justice system to  
7 administer this Article. The Department of State Police shall  
8 establish and promulgate rules and procedures regarding the  
9 administration of this Fund. Fifty percent ~~At least 50%~~ of the  
10 moneys in the Fund shall be allocated by the Department for  
11 sheriffs' offices and police departments. The remaining moneys  
12 in the Fund shall be allocated to the Illinois State Police Sex  
13 Offender Registration Unit for education and administration of  
14 the Act.

15 (Source: P.A. 90-193, eff. 7-24-97.)

16 Section 15. The Sex Offender and Child Murderer Community  
17 Notification Law is amended by changing Section 115 as follows:

18 (730 ILCS 152/115)

19 Sec. 115. Sex offender database.

20 (a) The Department of State Police shall establish and  
21 maintain a Statewide Sex Offender Database for the purpose of  
22 identifying sex offenders and making that information  
23 available to the persons specified in Sections 120 and 125 of  
24 this Law. The Database shall be created from the Law  
25 Enforcement Agencies Data System (LEADS) established under  
26 Section 6 of the Intergovernmental Missing Child Recovery Act  
27 of 1984. The Department of State Police shall examine its LEADS  
28 database for persons registered as sex offenders under the Sex  
29 Offender Registration Act and shall identify those who are sex  
30 offenders and shall add all the information, including  
31 photographs if available, on those sex offenders to the  
32 Statewide Sex Offender Database.

33 (b) The Department of State Police must make the



1 information contained in the Statewide Sex Offender Database  
2 accessible on the Internet by means of a hyperlink labeled "Sex  
3 Offender Information" on the Department's World Wide Web home  
4 page. The Department of State Police must update that  
5 information as it deems necessary.

6 The Department of State Police may require that a person  
7 who seeks access to the sex offender information submit  
8 biographical information about himself or herself before  
9 permitting access to the sex offender information. ~~The~~  
10 ~~Department of State Police may limit access to the sex offender~~  
11 ~~information to information about sex offenders who reside~~  
12 ~~within a specified geographic area in proximity to the address~~  
13 ~~of the person seeking that information.~~ The Department of State  
14 Police must promulgate rules in accordance with the Illinois  
15 Administrative Procedure Act to implement this subsection (b)  
16 and those rules must include procedures to ensure that the  
17 information in the database is accurate.

18 (c) The Department of State Police, Sex Offender  
19 Registration Unit, must develop and conduct training to educate  
20 all those entities involved in the Sex Offender Registration  
21 Program.

22 (Source: P.A. 90-193, eff. 7-24-97; 91-224, eff. 7-1-00.)

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