



Rep. Kevin Joyce

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1 AMENDMENT TO HOUSE BILL 350

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 350 on page 1, line  
3 6, by inserting after "5-6-4" the following:

4 "and by adding Article 17 to Chapter III"; and

5 on page 2, line 14, by inserting after the semicolon the  
6 following:

7 "the provisions of this paragraph do not apply to a person  
8 convicted of a sex offense who is placed in a Department of  
9 Corrections licensed transitional housing facility for sex  
10 offenders;"; and

11 on page 10, by inserting below line 13 the following:

12 "(730 ILCS 5/Ch. III Art. 17 heading new)

13 ARTICLE 17. TRANSITIONAL HOUSING FOR SEX OFFENDERS

14 (730 ILCS 5/3-17-1 new)

15 Sec. 3-17-1. Transitional housing for sex offenders. This  
16 Article may be cited as the Transitional Housing For Sex  
17 Offenders Law.

18 (730 ILCS 5/3-17-5 new)

19 Sec. 3-17-5. Transitional housing; licensing.

20 (a) The Department of Corrections shall license  
21 transitional housing facilities for persons convicted of or

1 placed on supervision for sex offenses as defined in the Sex  
2 Offender Management Board Act.

3 (b) A transitional housing facility must meet the following  
4 criteria to be licensed by the Department:

5 (1) The facility shall provide housing to a sex  
6 offender for a period not to exceed 90 days.

7 (2) The Department of Corrections must approve a  
8 treatment plan and counseling for each sex offender  
9 residing in the transitional housing.

10 (3) The transitional housing facility must provide  
11 security 24 hours each day and 7 days each week approved by  
12 the Department.

13 (4) The facility must notify the police department,  
14 public and private elementary and secondary schools,  
15 public libraries, and each residential home and apartment  
16 complex located within 500 feet of the transitional housing  
17 facility of the name and address of the sex offender  
18 residing in the facility.

19 (c) The Department of Corrections shall establish rules  
20 consistent with this Section establishing licensing procedures  
21 for transitional housing facilities for sex offenders. The  
22 rules shall be adopted within 60 days after the effective date  
23 of this amendatory Act of the 94th General Assembly.

24 (d) The Department of Corrections shall maintain a file on  
25 each sex offender housed in a transitional housing facility.  
26 The file shall contain efforts of the Department in placing a  
27 sex offender in non-transitional housing, efforts of the  
28 Department to place the sex offender in a county from which he  
29 or she was convicted, the anticipated length of stay of each  
30 sex offender in the transitional housing facility, the number  
31 of sex offenders residing in the transitional housing facility,  
32 and the services to be provided the sex offender while he or  
33 she resides in the transitional housing facility.

34 (e) The Department of Corrections shall, on or before

1 December 31 of each year, file a report with the General  
2 Assembly on the number of transitional housing facilities for  
3 sex offenders licensed by the Department, the addresses of each  
4 licensed facility, how many sex offenders are housed in each  
5 facility, and the particular sex offense that each resident of  
6 the transitional housing facility committed."; and

7 on page 12, line 33, by inserting after the semicolon the  
8 following:

9 "the provisions of this paragraph do not apply to a person  
10 convicted of a sex offense who is placed in a Department of  
11 Corrections licensed transitional housing facility for sex  
12 offenders;"; and

13 on page 27, line 15, by inserting after the period the  
14 following:

15 "The provisions of this subsection (o) do not apply to a person  
16 convicted of a sex offense who is placed in a Department of  
17 Corrections licensed transitional housing facility for sex  
18 offenders."; and

19 on page 31, by inserting below line 9 the following:

20 "Section 15. The Sex Offender and Child Murderer Community  
21 Notification Law is amended by changing Section 120 as follows:

22 (730 ILCS 152/120)

23 Sec. 120. Community notification of sex offenders.

24 (a) The sheriff of the county, except Cook County, shall  
25 disclose to the following the name, address, date of birth,  
26 place of employment, school attended, and offense or  
27 adjudication of all sex offenders required to register under  
28 Section 3 of the Sex Offender Registration Act:

29 (1) The boards of institutions of higher education or

1 other appropriate administrative offices of each  
2 non-public institution of higher education located in the  
3 county where the sex offender is required to register,  
4 resides, is employed, or is attending an institution of  
5 higher education; and

6 (2) School boards of public school districts and the  
7 principal or other appropriate administrative officer of  
8 each nonpublic school located in the county where the sex  
9 offender is required to register or is employed; and

10 (3) Child care facilities located in the county where  
11 the sex offender is required to register or is employed.

12 (a-2) The sheriff of Cook County shall disclose to the  
13 following the name, address, date of birth, place of  
14 employment, school attended, and offense or adjudication of all  
15 sex offenders required to register under Section 3 of the Sex  
16 Offender Registration Act:

17 (1) School boards of public school districts and the  
18 principal or other appropriate administrative officer of  
19 each nonpublic school located within the region of Cook  
20 County, as those public school districts and nonpublic  
21 schools are identified in LEADS, other than the City of  
22 Chicago, where the sex offender is required to register or  
23 is employed; and

24 (2) Child care facilities located within the region of  
25 Cook County, as those child care facilities are identified  
26 in LEADS, other than the City of Chicago, where the sex  
27 offender is required to register or is employed; and

28 (3) The boards of institutions of higher education or  
29 other appropriate administrative offices of each  
30 non-public institution of higher education located in the  
31 county, other than the City of Chicago, where the sex  
32 offender is required to register, resides, is employed, or  
33 attending an institution of higher education.

34 (a-3) The Chicago Police Department shall disclose to the

1 following the name, address, date of birth, place of  
2 employment, school attended, and offense or adjudication of all  
3 sex offenders required to register under Section 3 of the Sex  
4 Offender Registration Act:

5 (1) School boards of public school districts and the  
6 principal or other appropriate administrative officer of  
7 each nonpublic school located in the police district where  
8 the sex offender is required to register or is employed if  
9 the offender is required to register or is employed in the  
10 City of Chicago; and

11 (2) Child care facilities located in the police  
12 district where the sex offender is required to register or  
13 is employed if the offender is required to register or is  
14 employed in the City of Chicago; and

15 (3) The boards of institutions of higher education or  
16 other appropriate administrative offices of each  
17 non-public institution of higher education located in the  
18 police district where the sex offender is required to  
19 register, resides, is employed, or attending an  
20 institution of higher education in the City of Chicago.

21 (a-4) The Department of State Police shall provide a list  
22 of sex offenders required to register to the Illinois  
23 Department of Children and Family Services.

24 (b) The Department of State Police and any law enforcement  
25 agency may disclose, in the Department's or agency's  
26 discretion, the following information to any person likely to  
27 encounter a sex offender, or sexual predator:

28 (1) The offender's name, address, and date of birth.

29 (2) The offense for which the offender was convicted.

30 (3) Adjudication as a sexually dangerous person.

31 (4) The offender's photograph or other such  
32 information that will help identify the sex offender.

33 (5) Offender employment information, to protect public  
34 safety.

1 (c) The name, address, date of birth, and offense or  
2 adjudication for sex offenders required to register under  
3 Section 3 of the Sex Offender Registration Act shall be open to  
4 inspection by the public as provided in this Section. Every  
5 municipal police department shall make available at its  
6 headquarters the information on all sex offenders who are  
7 required to register in the municipality under the Sex Offender  
8 Registration Act. The sheriff shall also make available at his  
9 or her headquarters the information on all sex offenders who  
10 are required to register under that Act and who live in  
11 unincorporated areas of the county. Sex offender information  
12 must be made available for public inspection to any person, no  
13 later than 72 hours or 3 business days from the date of the  
14 request. The request must be made in person, in writing, or by  
15 telephone. Availability must include giving the inquirer  
16 access to a facility where the information may be copied. A  
17 department or sheriff may charge a fee, but the fee may not  
18 exceed the actual costs of copying the information. An inquirer  
19 must be allowed to copy this information in his or her own  
20 handwriting. A department or sheriff must allow access to the  
21 information during normal public working hours. The sheriff or  
22 a municipal police department may publish the photographs of  
23 sex offenders where any victim was 13 years of age or younger  
24 and who are required to register in the municipality or county  
25 under the Sex Offender Registration Act in a newspaper or  
26 magazine of general circulation in the municipality or county  
27 or may disseminate the photographs of those sex offenders on  
28 the Internet or on television. The law enforcement agency may  
29 make available the information on all sex offenders residing  
30 within any county.

31 (d) The Department of State Police and any law enforcement  
32 agency having jurisdiction may, in the Department's or agency's  
33 discretion, place the information specified in subsection (b)  
34 on the Internet or in other media.

1           (e) The Department of State Police and any law enforcement  
2 agency having jurisdiction may, in the Department's or agency's  
3 discretion, only provide the information specified in  
4 subsection (b), with respect to an adjudicated juvenile  
5 delinquent, to any person when that person's safety may be  
6 compromised for some reason related to the juvenile sex  
7 offender.

8           (f) The administrator of a transitional housing facility  
9 for sex offenders shall comply with the notification procedures  
10 established in paragraph (4) of subsection (b) of Section  
11 3-17-5 of the Unified Code of Corrections.

12           (Source: P.A. 91-48, eff. 7-1-99; 91-221, eff. 7-22-99; 91-224,  
13 eff. 7-1-00; 91-357, eff. 7-29-99; 91-394, eff. 1-1-00; 92-16,  
14 6-28-01; 92-828, eff. 8-22-02.)".