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1 AMENDMENT TO HOUSE BILL 4193

2 AMENDMENT NO. _____. Amend House Bill 4193 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the Child
5 Murderer and Violent Offender Against Youth Registration Act.

6 Section 5. Definitions.

7 (a) As used in this Act, "violent offender against youth"
8 means any person who is:

9 (1) charged pursuant to Illinois law, or any
10 substantially similar federal, Uniform Code of Military
11 Justice, sister state, or foreign country law, with a
12 violent offense against youth set forth in subsection (b)
13 of this Section or the attempt to commit an included
14 violent offense against youth, and:

15 (A) is convicted of such offense or an attempt to
16 commit such offense; or

17 (B) is found not guilty by reason of insanity of
18 such offense or an attempt to commit such offense; or

19 (C) is found not guilty by reason of insanity
20 pursuant to subsection (c) of Section 104-25 of the
21 Code of Criminal Procedure of 1963 of such offense or
22 an attempt to commit such offense; or

23 (D) is the subject of a finding not resulting in an
24 acquittal at a hearing conducted pursuant to

1 subsection (a) of Section 104-25 of the Code of
2 Criminal Procedure of 1963 for the alleged commission
3 or attempted commission of such offense; or

4 (E) is found not guilty by reason of insanity
5 following a hearing conducted pursuant to a federal,
6 Uniform Code of Military Justice, sister state, or
7 foreign country law substantially similar to
8 subsection (c) of Section 104-25 of the Code of
9 Criminal Procedure of 1963 of such offense or of the
10 attempted commission of such offense; or

11 (F) is the subject of a finding not resulting in an
12 acquittal at a hearing conducted pursuant to a federal,
13 Uniform Code of Military Justice, sister state, or
14 foreign country law substantially similar to
15 subsection (c) of Section 104-25 of the Code of
16 Criminal Procedure of 1963 for the alleged violation or
17 attempted commission of such offense; or

18 (2) adjudicated a juvenile delinquent as the result of
19 committing or attempting to commit an act which, if
20 committed by an adult, would constitute any of the offenses
21 specified in subsection (b) or (c-5) of this Section or a
22 violation of any substantially similar federal, Uniform
23 Code of Military Justice, sister state, or foreign country
24 law, or found guilty under Article V of the Juvenile Court
25 Act of 1987 of committing or attempting to commit an act
26 which, if committed by an adult, would constitute any of
27 the offenses specified in subsection (b) or (c-5) of this
28 Section or a violation of any substantially similar
29 federal, Uniform Code of Military Justice, sister state, or
30 foreign country law.

31 Convictions that result from or are connected with the same
32 act, or result from offenses committed at the same time, shall
33 be counted for the purpose of this Act as one conviction. Any
34 conviction set aside pursuant to law is not a conviction for

1 purposes of this Act.

2 For purposes of this Section, "convicted" shall have the
3 same meaning as "adjudicated". For the purposes of this Act, a
4 person who is defined as a violent offender against youth as a
5 result of being adjudicated a juvenile delinquent under
6 paragraph (2) of this subsection (a) upon attaining 17 years of
7 age shall be considered as having committed the violent offense
8 against youth on or after the 17th birthday of the violent
9 offender against youth. Registration of juveniles upon
10 attaining 17 years of age shall not extend the original
11 registration of 10 years from the date of conviction.

12 (b) As used in this Act, "violent offense against youth"
13 means:

14 (1) A violation of any of the following Sections of the
15 Criminal Code of 1961, when the victim is a person under 18
16 years of age, the defendant is not a parent of the victim,
17 and the offense was committed on or after January 1, 1996:

18 10-1 (kidnapping),
19 10-2 (aggravated kidnapping),
20 10-3 (unlawful restraint),
21 10-3.1 (aggravated unlawful restraint).

22 An attempt to commit any of these offenses.

23 (2) First degree murder under Section 9-1 of the
24 Criminal Code of 1961, when the victim was a person under
25 18 years of age and the defendant was at least 17 years of
26 age at the time of the commission of the offense.

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

34 (4) A violation or attempted violation of any of the

1 following Sections of the Criminal Code of 1961 when the
2 offense was committed on or after July 1, 1999:

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

5 (5) A violation of any former law of this State
6 substantially equivalent to any offense listed in this
7 subsection (b).

8 (c) A conviction for an offense of federal law, Uniform
9 Code of Military Justice, or the law of another state or a
10 foreign country that is substantially equivalent to any offense
11 listed in subsections (b) and (c-5) of this Section shall
12 constitute a conviction for the purpose of this Act.

13 (c-5) A person at least 17 years of age at the time of the
14 commission of the offense who is convicted of first degree
15 murder under Section 9-1 of the Criminal Code of 1961, against
16 a person under 18 years of age, shall be required to register
17 for natural life. A conviction for an offense of federal,
18 Uniform Code of Military Justice, sister state, or foreign
19 country law that is substantially equivalent to any offense
20 listed in this subsection (c-5) shall constitute a conviction
21 for the purpose of this Act. This subsection (c-5) applies to a
22 person who committed the offense before June 1, 1996 only if
23 the person is incarcerated in an Illinois Department of
24 Corrections facility on August 20, 2004.

25 (d) As used in this Act, "law enforcement agency having
26 jurisdiction" means the Chief of Police in each of the
27 municipalities in which the violent offender against youth
28 expects to reside, work, or attend school (1) upon his or her
29 discharge, parole or release or (2) during the service of his
30 or her sentence of probation or conditional discharge, or the
31 Sheriff of the county, in the event no Police Chief exists or
32 if the offender intends to reside, work, or attend school in an
33 unincorporated area. "Law enforcement agency having
34 jurisdiction" includes the location where out-of-state

1 students attend school and where out-of-state employees are
2 employed or are otherwise required to register.

3 (e) As used in this Act, "supervising officer" means the
4 assigned Illinois Department of Corrections parole agent or
5 county probation officer.

6 (f) As used in this Act, "out-of-state student" means any
7 violent offender against youth who is enrolled in Illinois, on
8 a full-time or part-time basis, in any public or private
9 educational institution, including, but not limited to, any
10 secondary school, trade or professional institution, or
11 institution of higher learning.

12 (g) As used in this Act, "out-of-state employee" means any
13 violent offender against youth who works in Illinois,
14 regardless of whether the individual receives payment for
15 services performed, for a period of time of 10 or more days or
16 for an aggregate period of time of 30 or more days during any
17 calendar year. Persons who operate motor vehicles in the State
18 accrue one day of employment time for any portion of a day
19 spent in Illinois.

20 (h) As used in this Act, "school" means any public or
21 private educational institution, including, but not limited
22 to, any elementary or secondary school, trade or professional
23 institution, or institution of higher education.

24 (i) As used in this Act, "fixed residence" means any and
25 all places that a violent offender against youth resides for an
26 aggregate period of time of 5 or more days in a calendar year.

27 Section 10. Duty to register.

28 (a) A violent offender against youth shall, within the time
29 period prescribed in subsections (b) and (c), register in
30 person and provide accurate information as required by the
31 Department of State Police. Such information shall include a
32 current photograph, current address, current place of
33 employment, the employer's telephone number, school attended,

1 extensions of the time period for registering as provided in
2 this Act and, if an extension was granted, the reason why the
3 extension was granted and the date the violent offender against
4 youth was notified of the extension. A person who has been
5 adjudicated a juvenile delinquent for an act which, if
6 committed by an adult, would be a violent offense against youth
7 shall register as an adult violent offender against youth
8 within 10 days after attaining 17 years of age. The violent
9 offender against youth shall register:

10 (1) with the chief of police in the municipality in
11 which he or she resides or is temporarily domiciled for a
12 period of time of 5 or more days, unless the municipality
13 is the City of Chicago, in which case he or she shall
14 register at the Chicago Police Department Headquarters; or

15 (2) with the sheriff in the county in which he or she
16 resides or is temporarily domiciled for a period of time of
17 5 or more days in an unincorporated area or, if
18 incorporated, no police chief exists.

19 If the violent offender against youth is employed at or
20 attends an institution of higher education, he or she shall
21 register:

22 (i) with the chief of police in the municipality in
23 which he or she is employed at or attends an institution of
24 higher education, unless the municipality is the City of
25 Chicago, in which case he or she shall register at the
26 Chicago Police Department Headquarters; or

27 (ii) with the sheriff in the county in which he or she
28 is employed or attends an institution of higher education
29 located in an unincorporated area, or if incorporated, no
30 police chief exists.

31 For purposes of this Act, the place of residence or
32 temporary domicile is defined as any and all places where the
33 violent offender against youth resides for an aggregate period
34 of time of 5 or more days during any calendar year. Any person

1 required to register under this Act who lacks a fixed address
2 or temporary domicile must notify, in person, the agency of
3 jurisdiction of his or her last known address within 5 days
4 after ceasing to have a fixed residence.

5 Any person who lacks a fixed residence must report weekly,
6 in person, with the sheriff's office of the county in which he
7 or she is located in an unincorporated area, or with the chief
8 of police in the municipality in which he or she is located.
9 The agency of jurisdiction will document each weekly
10 registration to include all the locations where the person has
11 stayed during the past 7 days.

12 The violent offender against youth shall provide accurate
13 information as required by the Department of State Police. That
14 information shall include the current place of employment of
15 the violent offender against youth.

16 (a-5) An out-of-state student or out-of-state employee
17 shall, within 5 days after beginning school or employment in
18 this State, register in person and provide accurate information
19 as required by the Department of State Police. Such information
20 will include current place of employment, school attended, and
21 address in state of residence. The out-of-state student or
22 out-of-state employee shall register:

23 (1) with the chief of police in the municipality in
24 which he or she attends school or is employed for a period
25 of time of 5 or more days or for an aggregate period of
26 time of more than 30 days during any calendar year, unless
27 the municipality is the City of Chicago, in which case he
28 or she shall register at the Chicago Police Department
29 Headquarters; or

30 (2) with the sheriff in the county in which he or she
31 attends school or is employed for a period of time of 5 or
32 more days or for an aggregate period of time of more than
33 30 days during any calendar year in an unincorporated area
34 or, if incorporated, no police chief exists.

1 The out-of-state student or out-of-state employee shall
2 provide accurate information as required by the Department of
3 State Police. That information shall include the out-of-state
4 student's current place of school attendance or the
5 out-of-state employee's current place of employment.

6 (b) Any violent offender against youth regardless of any
7 initial, prior, or other registration, shall, within 5 days of
8 beginning school, or establishing a residence, place of
9 employment, or temporary domicile in any county, register in
10 person as set forth in subsection (a) or (a-5).

11 (c) The registration for any person required to register
12 under this Act shall be as follows:

13 (1) Except as provided in paragraph (3) of this
14 subsection (c), any person who has not been notified of his
15 or her responsibility to register shall be notified by a
16 criminal justice entity of his or her responsibility to
17 register. Upon notification the person must then register
18 within 5 days of notification of his or her requirement to
19 register. If notification is not made within the offender's
20 10 year registration requirement, and the Department of
21 State Police determines no evidence exists or indicates the
22 offender attempted to avoid registration, the offender
23 will no longer be required to register under this Act.

24 (2) Except as provided in paragraph (3) of this
25 subsection (c), any person convicted on or after the
26 effective date of this Act shall register in person within
27 5 days after the entry of the sentencing order based upon
28 his or her conviction.

29 (3) Any person unable to comply with the registration
30 requirements of this Act because he or she is confined,
31 institutionalized, or imprisoned in Illinois on or after
32 the effective date of this Act shall register in person
33 within 5 days of discharge, parole or release.

34 (4) The person shall provide positive identification

1 and documentation that substantiates proof of residence at
2 the registering address.

3 (5) The person shall pay a \$20 initial registration fee
4 and a \$10 annual renewal fee. The fees shall be deposited
5 into the Child Murderer and Violent Offender Against Youth
6 Registration Fund. The fees shall be used by the
7 registering agency for official purposes. The agency shall
8 establish procedures to document receipt and use of the
9 funds. The law enforcement agency having jurisdiction may
10 waive the registration fee if it determines that the person
11 is indigent and unable to pay the registration fee.

12 (d) Within 5 days after obtaining or changing employment, a
13 person required to register under this Section must report, in
14 person to the law enforcement agency having jurisdiction, the
15 business name and address where he or she is employed. If the
16 person has multiple businesses or work locations, every
17 business and work location must be reported to the law
18 enforcement agency having jurisdiction.

19 Section 11. Transfer from the sex offender registry.

20 (a) The registration information for a person registered
21 under the Sex Offender Registration Act who was convicted or
22 adjudicated for an offense listed in subsection (b) of Section
23 5 of this Act may only be transferred to the Child Murderer and
24 Violent Offender Against Youth Registry if all the following
25 conditions are met:

26 (1) The offender's sole offense requiring registration
27 was a conviction or adjudication for an offense or offenses
28 listed in subsection (b) of Section 5 of this Act.

29 (2) The State's Attorney's Office in the county in
30 which the offender was convicted has verified, on a form
31 prescribed by the Illinois State Police, that the person's
32 crime that required or requires registration was not
33 sexually motivated as defined in Section 10 of the Sex

1 Offender Management Board Act.

2 (3) The completed form has been received by the
3 registering law enforcement agency and the Illinois State
4 Police's Sex Offender Registration Unit.

5 (b) Transfer under this Section shall not extend the
6 registration period for offenders who were registered under the
7 Sex Offender Registration Act.

8 Section 15. Discharge of violent offender against youth.
9 Discharge of violent offender against youth from Department of
10 Corrections facility or other penal institution; duties of
11 official in charge. Any violent offender against youth who is
12 discharged, paroled, or released from a Department of
13 Corrections facility, a facility where such person was placed
14 by the Department of Corrections or another penal institution,
15 and whose liability for registration has not terminated under
16 Section 40 shall, prior to discharge, parole or release from
17 the facility or institution, be informed of his or her duty to
18 register in person within 5 days of release by the facility or
19 institution in which he or she was confined. The facility or
20 institution shall also inform any person who must register that
21 if he or she establishes a residence outside of the State of
22 Illinois, is employed outside of the State of Illinois, or
23 attends school outside of the State of Illinois, he or she must
24 register in the new state within 5 days after establishing the
25 residence, beginning employment, or beginning school.

26 The facility shall require the person to read and sign such
27 form as may be required by the Department of State Police
28 stating that the duty to register and the procedure for
29 registration has been explained to him or her and that he or
30 she understands the duty to register and the procedure for
31 registration. The facility shall further advise the person in
32 writing that the failure to register or other violation of this
33 Act shall result in revocation of parole, mandatory supervised

1 release or conditional release. The facility shall obtain
2 information about where the person expects to reside, work, and
3 attend school upon his or her discharge, parole or release and
4 shall report the information to the Department of State Police.
5 The facility shall give one copy of the form to the person and
6 shall send one copy to each of the law enforcement agencies
7 having jurisdiction where the person expects to reside, work,
8 and attend school upon his or her discharge, parole or release
9 and retain one copy for the files. Electronic data files which
10 includes all notification form information and photographs of
11 violent offenders against youth being released from an Illinois
12 Department of Corrections facility will be shared on a regular
13 basis as determined between the Department of State Police and
14 the Department of Corrections.

15 Section 20. Release of violent offender against youth;
16 duties of the Court. Any violent offender against youth who is
17 released on probation or discharged upon payment of a fine
18 because of the commission of one of the offenses defined in
19 subsection (b) of Section 5 of this Act, shall, prior to such
20 release be informed of his or her duty to register under this
21 Act by the Court in which he or she was convicted. The Court
22 shall also inform any person who must register that if he or
23 she establishes a residence outside of the State of Illinois,
24 is employed outside of the State of Illinois, or attends school
25 outside of the State of Illinois, he or she must register in
26 the new state within 5 days after establishing the residence,
27 beginning employment, or beginning school. The Court shall
28 require the person to read and sign such form as may be
29 required by the Department of State Police stating that the
30 duty to register and the procedure for registration has been
31 explained to him or her and that he or she understands the duty
32 to register and the procedure for registration. The Court shall
33 further advise the person in writing that the failure to

1 register or other violation of this Act shall result in
2 probation revocation. The Court shall obtain information about
3 where the person expects to reside, work, and attend school
4 upon his or her release, and shall report the information to
5 the Department of State Police. The Court shall give one copy
6 of the form to the person and retain the original in the court
7 records. The Department of State Police shall notify the law
8 enforcement agencies having jurisdiction where the person
9 expects to reside, work and attend school upon his or her
10 release.

11 Section 25. Discharge of violent offender against youth
12 from hospital. Discharge of violent offender against youth from
13 a hospital or other treatment facility; duties of the official
14 in charge. Any violent offender against youth who is discharged
15 or released from a hospital or other treatment facility where
16 he or she was confined shall be informed by the hospital or
17 treatment facility in which he or she was confined, prior to
18 discharge or release from the hospital or treatment facility,
19 of his or her duty to register under this Act.

20 The facility shall require the person to read and sign such
21 form as may be required by the Department of State Police
22 stating that the duty to register and the procedure for
23 registration have been explained to him or her and that he or
24 she understands the duty to register and the procedure for
25 registration. The facility shall give one copy of the form to
26 the person, retain one copy for its records, and forward the
27 original to the Department of State Police. The facility shall
28 obtain information about where the person expects to reside,
29 work, and attend school upon his or her discharge, parole, or
30 release and shall report the information to the Department of
31 State Police within 3 days. The facility or institution shall
32 also inform any person who must register that if he or she
33 establishes a residence outside of the State of Illinois, is

1 employed outside of the State of Illinois, or attends school
2 outside of the State of Illinois, he or she must register in
3 the new state within 5 days after establishing the residence,
4 beginning school, or beginning employment. The Department of
5 State Police shall notify the law enforcement agencies having
6 jurisdiction where the person expects to reside, work, and
7 attend school upon his or her release.

8 Section 30. Duty to report; change of address, school, or
9 employment; duty to inform. Any violent offender against youth
10 who is required to register under this Act shall report in
11 person to the appropriate law enforcement agency with whom he
12 or she last registered within one year from the date of last
13 registration and every year thereafter and at such other times
14 at the request of the law enforcement agency not to exceed 4
15 times a year. If any person required to register under this Act
16 lacks a fixed residence or temporary domicile, he or she must
17 notify, in person, the agency of jurisdiction of his or her
18 last known address within 5 days after ceasing to have a fixed
19 residence and if the offender leaves the last jurisdiction of
20 residence, he or she, must within 48 hours after leaving
21 register in person with the new agency of jurisdiction. If any
22 other person required to register under this Act changes his or
23 her residence address, place of employment, or school, he or
24 she shall report in person to the law enforcement agency with
25 whom he or she last registered of his or her new address,
26 change in employment, or school and register, in person, with
27 the appropriate law enforcement agency within the time period
28 specified in Section 10. The law enforcement agency shall,
29 within 3 days of the reporting in person by the person required
30 to register under this Act, notify the Department of State
31 Police of the new place of residence, change in employment, or
32 school.

33 If any person required to register under this Act intends

1 to establish a residence or employment outside of the State of
2 Illinois, at least 10 days before establishing that residence
3 or employment, he or she shall report in person to the law
4 enforcement agency with which he or she last registered of his
5 or her out-of-state intended residence or employment. The law
6 enforcement agency with which such person last registered
7 shall, within 3 days after the reporting in person of the
8 person required to register under this Act of an address or
9 employment change, notify the Department of State Police. The
10 Department of State Police shall forward such information to
11 the out-of-state law enforcement agency having jurisdiction in
12 the form and manner prescribed by the Department of State
13 Police.

14 Section 35. Out-of-State employee or student; duty to
15 report change. Every out-of-state student or out-of-state
16 employee must notify the agency having jurisdiction of any
17 change of employment or change of educational status, in
18 writing, within 5 days of the change. The law enforcement
19 agency shall, within 3 days after receiving the notice, enter
20 the appropriate changes into LEADS.

21 Section 40. Duration of registration. Any person who is
22 required to register under this Act shall be required to
23 register for a period of 10 years after conviction or
24 adjudication if not confined to a penal institution, hospital
25 or any other institution or facility, and if confined, for a
26 period of 10 years after parole, discharge or release from any
27 such facility. A violent offender against youth who is allowed
28 to leave a county, State, or federal facility for the purposes
29 of work release, education, or overnight visitations shall be
30 required to register within 5 days of beginning such a program.
31 Liability for registration terminates at the expiration of 10
32 years from the date of conviction or adjudication if not

1 confined to a penal institution, hospital or any other
2 institution or facility and if confined, at the expiration of
3 10 years from the date of parole, discharge or release from any
4 such facility, providing such person does not, during that
5 period, again become liable to register under the provisions of
6 this Act. Reconfinement due to a violation of parole or other
7 circumstances that relates to the original conviction or
8 adjudication shall extend the period of registration to 10
9 years after final parole, discharge, or release. The Director
10 of State Police, consistent with administrative rules, shall
11 extend for 10 years the registration period of any violent
12 offender against youth who fails to comply with the provisions
13 of this Act. The registration period for any violent offender
14 against youth who fails to comply with any provision of the Act
15 shall extend the period of registration by 10 years beginning
16 from the first date of registration after the violation. If the
17 registration period is extended, the Department of State Police
18 shall send a registered letter to the law enforcement agency
19 where the violent offender against youth resides within 3 days
20 after the extension of the registration period. The violent
21 offender against youth shall report to that law enforcement
22 agency and sign for that letter. One copy of that letter shall
23 be kept on file with the law enforcement agency of the
24 jurisdiction where the violent offender against youth resides
25 and one copy shall be returned to the Department of State
26 Police.

27 Section 45. Registration requirements. Registration as
28 required by this Act shall consist of a statement in writing
29 signed by the person giving the information that is required by
30 the Department of State Police, which may include the
31 fingerprints and must include a current photograph of the
32 person, to be updated annually. The registration information
33 must include whether the person is a violent offender against

1 youth. Within 3 days, the registering law enforcement agency
2 shall forward any required information to the Department of
3 State Police. The registering law enforcement agency shall
4 enter the information into the Law Enforcement Agencies Data
5 System (LEADS) as provided in Sections 6 and 7 of the
6 Intergovernmental Missing Child Recovery Act of 1984.

7 Section 50. Verification requirements.

8 (a) The agency having jurisdiction shall verify the address
9 of violent offenders against youth required to register with
10 their agency at least once per year. The verification must be
11 documented in LEADS in the form and manner required by the
12 Department of State Police.

13 (b) The supervising officer shall, within 15 days of
14 sentencing to probation or release from an Illinois Department
15 of Corrections facility, contact the law enforcement agency in
16 the jurisdiction which the violent offender against youth
17 designated as his or her intended residence and verify
18 compliance with the requirements of this Act. Revocation
19 proceedings shall be immediately commenced against a violent
20 offender against youth on probation, parole, or mandatory
21 supervised release who fails to comply with the requirements of
22 this Act.

23 Section 55. Public inspection of registration data. Except
24 as provided in the Child Murderer and Violent Offender Against
25 Youth Community Notification Law, the statements or any other
26 information required by this Act shall not be open to
27 inspection by the public, or by any person other than by a law
28 enforcement officer or other individual as may be authorized by
29 law and shall include law enforcement agencies of this State,
30 any other state, or of the federal government. Similar
31 information may be requested from any law enforcement agency of
32 another state or of the federal government for purposes of this

1 Act. It is a Class B misdemeanor to permit the unauthorized
2 release of any information required by this Act.

3 Section 60. Penalty. Any person who is required to register
4 under this Act who violates any of the provisions of this Act
5 and any person who is required to register under this Act who
6 seeks to change his or her name under Article 21 of the Code of
7 Civil Procedure is guilty of a Class 3 felony. Any person who
8 is convicted for a violation of this Act for a second or
9 subsequent time is guilty of a Class 2 felony. Any person who
10 is required to register under this Act who knowingly or
11 wilfully gives material information required by this Act that
12 is false is guilty of a Class 3 felony. Any person convicted of
13 a violation of any provision of this Act shall, in addition to
14 any other penalty required by law, be required to serve a
15 minimum period of 7 days confinement in the local county jail.
16 The court shall impose a mandatory minimum fine of \$500 for
17 failure to comply with any provision of this Act. These fines
18 shall be deposited into the Child Murderer and Violent Offender
19 Against Youth Registration Fund. Any violent offender against
20 youth who violates any provision of this Act may be arrested
21 and tried in any Illinois county where the violent offender
22 against youth can be located. The local police department or
23 sheriff's office is not required to determine whether the
24 person is living within its jurisdiction.

25 Section 65. Child Murderer and Violent Offender Against
26 Youth Registration Fund. There is created the Child Murderer
27 and Violent Offender Against Youth Registration Fund. Moneys in
28 the Fund shall be used to cover costs incurred by the criminal
29 justice system to administer this Act. The Department of State
30 Police shall establish and promulgate rules and procedures
31 regarding the administration of this Fund. Fifty percent of the
32 moneys in the Fund shall be allocated by the Department for

1 sheriffs' offices and police departments. The remaining moneys
2 in the Fund shall be allocated to the Illinois State Police for
3 education and administration of the Act.

4 Section 70. Access to State of Illinois databases. The
5 Department of State Police shall have access to State of
6 Illinois databases containing information that may help in the
7 identification or location of persons required to register
8 under this Act. Interagency agreements shall be implemented,
9 consistent with security and procedures established by the
10 State agency and consistent with the laws governing the
11 confidentiality of the information in the databases.
12 Information shall be used only for administration of this Act.

13 Section 75. Child Murderer and Violent Offender Against
14 Youth Community Notification Law. Sections 75 through 105 of
15 this Act may be cited as the Child Murderer and Violent
16 Offender Against Youth Community Notification Law.

17 Section 80. Definition. As used in Sections 75 through 105,
18 the following definition applies:

19 "Child care facilities" has the meaning set forth in the
20 Child Care Act of 1969, but does not include licensed foster
21 homes.

22 Section 85. Child Murderer and Violent Offender Against
23 Youth Database.

24 (a) The Department of State Police shall establish and
25 maintain a Statewide Child Murderer and Violent Offender
26 Against Youth Database for the purpose of identifying violent
27 offenders against youth and making that information available
28 to the persons specified in Section 95. The Database shall be
29 created from the Law Enforcement Agencies Data System (LEADS)
30 established under Section 6 of the Intergovernmental Missing

1 Child Recovery Act of 1984. The Department of State Police
2 shall examine its LEADS database for persons registered as
3 violent offenders against youth under this Act and shall
4 identify those who are violent offenders against youth and
5 shall add all the information, including photographs if
6 available, on those violent offenders against youth to the
7 Statewide Child Murderer and Violent Offender Against Youth
8 Database.

9 (b) The Department of State Police must make the
10 information contained in the Statewide Child Murderer and
11 Violent Offender Against Youth Database accessible on the
12 Internet by means of a hyperlink labeled "Child Murderer and
13 Violent Offender Against Youth Information" on the
14 Department's World Wide Web home page. The Department of State
15 Police must update that information as it deems necessary.

16 The Department of State Police may require that a person
17 who seeks access to the violent offender against youth
18 information submit biographical information about himself or
19 herself before permitting access to the violent offender
20 against youth information. The Department of State Police must
21 promulgate rules in accordance with the Illinois
22 Administrative Procedure Act to implement this subsection (b)
23 and those rules must include procedures to ensure that the
24 information in the database is accurate.

25 (c) The Department of State Police must develop and conduct
26 training to educate all those entities involved in the Child
27 Murderer and Violent Offender Against Youth Registration
28 Program.

29 Section 86. Verification that offense was not sexually
30 motivated. Any person who is convicted of any of the offenses
31 listed in subsection (b) of Section 5 of this Act on or after
32 the effective date of this Act, shall be required to register
33 as an offender on the Child Murderer and Violent Offender

1 Against Youth Registry if, at the time of sentencing, the
2 sentencing court verifies in writing that the offense was not
3 sexually motivated as defined in Section 10 of the Sex Offender
4 Management Board Act. If the offense was sexually motivated,
5 the offender shall be required to register pursuant to the Sex
6 Offender Registration Act.

7 Section 90. List of violent offenders against youth; list
8 of facilities, schools, and institutions of higher education.
9 The Department of State Police shall promulgate rules to
10 develop a list of violent offenders against youth covered by
11 this Act and a list of child care facilities, schools, and
12 institutions of higher education eligible to receive notice
13 under this Act, so that the list can be disseminated in a
14 timely manner to law enforcement agencies having jurisdiction.

15 Section 95. Community notification of violent offenders
16 against youth.

17 (a) The sheriff of the county, except Cook County, shall
18 disclose to the following the name, address, date of birth,
19 place of employment, school attended, and offense or
20 adjudication of all violent offenders against youth required to
21 register under Section 10 of this Act:

22 (1) The boards of institutions of higher education or
23 other appropriate administrative offices of each
24 non-public institution of higher education located in the
25 county where the violent offender against youth is required
26 to register, resides, is employed, or is attending an
27 institution of higher education; and

28 (2) School boards of public school districts and the
29 principal or other appropriate administrative officer of
30 each nonpublic school located in the county where the
31 violent offender against youth is required to register or
32 is employed; and

1 (3) Child care facilities located in the county where
2 the violent offender against youth is required to register
3 or is employed.

4 (a-2) The sheriff of Cook County shall disclose to the
5 following the name, address, date of birth, place of
6 employment, school attended, and offense or adjudication of all
7 violent offenders against youth required to register under
8 Section 10 of this Act:

9 (1) School boards of public school districts and the
10 principal or other appropriate administrative officer of
11 each nonpublic school located within the region of Cook
12 County, as those public school districts and nonpublic
13 schools are identified in LEADS, other than the City of
14 Chicago, where the violent offender against youth is
15 required to register or is employed; and

16 (2) Child care facilities located within the region of
17 Cook County, as those child care facilities are identified
18 in LEADS, other than the City of Chicago, where the violent
19 offender against youth is required to register or is
20 employed; and

21 (3) The boards of institutions of higher education or
22 other appropriate administrative offices of each
23 non-public institution of higher education located in the
24 county, other than the City of Chicago, where the violent
25 offender against youth is required to register, resides, is
26 employed, or attending an institution of higher education.

27 (a-3) The Chicago Police Department shall disclose to the
28 following the name, address, date of birth, place of
29 employment, school attended, and offense or adjudication of all
30 violent offenders against youth required to register under
31 Section 10 of this Act:

32 (1) School boards of public school districts and the
33 principal or other appropriate administrative officer of
34 each nonpublic school located in the police district where

1 the violent offender against youth is required to register
2 or is employed if the offender is required to register or
3 is employed in the City of Chicago; and

4 (2) Child care facilities located in the police
5 district where the violent offender against youth is
6 required to register or is employed if the offender is
7 required to register or is employed in the City of Chicago;
8 and

9 (3) The boards of institutions of higher education or
10 other appropriate administrative offices of each
11 non-public institution of higher education located in the
12 police district where the violent offender against youth is
13 required to register, resides, is employed, or attending an
14 institution of higher education in the City of Chicago.

15 (a-4) The Department of State Police shall provide a list
16 of violent offenders against youth required to register to the
17 Illinois Department of Children and Family Services.

18 (b) The Department of State Police and any law enforcement
19 agency may disclose, in the Department's or agency's
20 discretion, the following information to any person likely to
21 encounter a violent offender against youth:

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

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

24 (3) The offender's photograph or other such
25 information that will help identify the violent offender
26 against youth.

27 (4) Offender employment information, to protect public
28 safety.

29 (c) The name, address, date of birth, and offense or
30 adjudication for violent offenders against youth required to
31 register under Section 10 of this Act shall be open to
32 inspection by the public as provided in this Section. Every
33 municipal police department shall make available at its
34 headquarters the information on all violent offenders against

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

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

29 Section 100. Notification regarding juvenile offenders.

30 (a) The Department of State Police and any law enforcement
31 agency having jurisdiction may, in the Department's or agency's
32 discretion, only provide the information specified in
33 subsection (b) of Section 95, with respect to an adjudicated

1 juvenile delinquent, to any person when that person's safety
2 may be compromised for some reason related to the juvenile
3 violent offender against youth.

4 (b) The local law enforcement agency having jurisdiction to
5 register the juvenile violent offender against youth shall
6 ascertain from the juvenile violent offender against youth
7 whether the juvenile violent offender against youth is enrolled
8 in school; and if so, shall provide a copy of the violent
9 offender against youth registration form only to the principal
10 or chief administrative officer of the school and any guidance
11 counselor designated by him or her. The registration form shall
12 be kept separately from any and all school records maintained
13 on behalf of the juvenile violent offender against youth.

14 Section 105. Special alerts. A law enforcement agency
15 having jurisdiction may provide to the public a special alert
16 list warning parents to be aware that violent offenders against
17 youth may attempt to contact children during holidays involving
18 children, such as Halloween, Christmas, and Easter and
19 informing parents that information containing the names and
20 addresses of registered violent offenders against youth are
21 accessible on the Internet by means of a hyperlink labeled
22 "Violent Offender Against Youth Information" on the Department
23 of State Police's World Wide Web home page and are available
24 for public inspection at the agency's headquarters.

25 Section 1005. The Department of State Police Law of the
26 Civil Administrative Code of Illinois is amended by changing
27 Section 2605-35 as follows:

28 (20 ILCS 2605/2605-35) (was 20 ILCS 2605/55a-3)

29 Sec. 2605-35. Division of Operations (formerly Criminal
30 Investigation).

31 (a) The Division of Operations shall exercise the following

1 functions and those in Section 2605-30:

2 (1) Exercise the rights, powers, and duties vested by
3 law in the Department by the Illinois Horse Racing Act of
4 1975.

5 (2) Investigate the origins, activities, personnel,
6 and incidents of crime and enforce the criminal laws of
7 this State related thereto.

8 (3) Enforce all laws regulating the production, sale,
9 prescribing, manufacturing, administering, transporting,
10 having in possession, dispensing, delivering,
11 distributing, or use of controlled substances and
12 cannabis.

13 (4) Cooperate with the police of cities, villages, and
14 incorporated towns and with the police officers of any
15 county in enforcing the laws of the State and in making
16 arrests and recovering property.

17 (5) Apprehend and deliver up any person charged in this
18 State or any other state with treason or a felony or other
19 crime who has fled from justice and is found in this State.

20 (6) Investigate recipients and providers under the
21 Illinois Public Aid Code and any personnel involved in the
22 administration of the Code who are suspected of any
23 violation of the Code pertaining to fraud in the
24 administration, receipt, or provision of assistance and
25 pertaining to any violation of criminal law; and exercise
26 the functions required under Section 2605-220 in the
27 conduct of those investigations.

28 (7) Conduct other investigations as provided by law.

29 (8) Exercise the powers and perform the duties that
30 have been vested in the Department by the Sex Offender
31 Registration Act and the Sex Offender ~~and Child Murderer~~
32 Community Notification Law; and promulgate reasonable
33 rules and regulations necessitated thereby.

34 (9) Exercise other duties that may be assigned by the

1 Director in order to fulfill the responsibilities and
2 achieve the purposes of the Department.

3 (b) There is hereby established in the Division of
4 Operations the Office of Coordination of Gang Prevention,
5 hereafter referred to as the Office.

6 The Office shall consult with units of local government and
7 school districts to assist them in gang control activities and
8 to administer a system of grants to units of local government
9 and school districts that, upon application, have demonstrated
10 a workable plan to reduce gang activity in their area. The
11 grants shall not include reimbursement for personnel, nor shall
12 they exceed 75% of the total request by any applicant. The
13 grants may be calculated on a proportional basis, determined by
14 funds available to the Department for this purpose. The
15 Department has the authority to promulgate appropriate rules
16 and regulations to administer this program.

17 The Office shall establish mobile units of trained
18 personnel to respond to gang activities.

19 The Office shall also consult with and use the services of
20 religious leaders and other celebrities to assist in gang
21 control activities.

22 The Office may sponsor seminars, conferences, or any other
23 educational activity to assist communities in their gang crime
24 control activities.

25 (Source: P.A. 90-193, eff. 7-24-97; 91-239, eff. 1-1-00;
26 91-760, eff. 1-1-01.)

27 Section 1010. The State Finance Act is amended by adding
28 Section 5.663 as follows:

29 (30 ILCS 105/5.663 new)

30 Sec. 5.663. The Child Murderer and Violent Offender Against
31 Youth Registration Fund.

1 Section 1015. The School Code is amended by changing
2 Sections 10-21.9 and 34-18.5 as follows:

3 (105 ILCS 5/10-21.9) (from Ch. 122, par. 10-21.9)

4 Sec. 10-21.9. Criminal history records checks and checks of
5 the Statewide Sex Offender Database.

6 (a) Certified and noncertified applicants for employment
7 with a school district, except school bus driver applicants,
8 are required as a condition of employment to authorize a
9 fingerprint-based criminal history records check to determine
10 if such applicants have been convicted of any of the enumerated
11 criminal or drug offenses in subsection (c) of this Section or
12 have been convicted, within 7 years of the application for
13 employment with the school district, of any other felony under
14 the laws of this State or of any offense committed or attempted
15 in any other state or against the laws of the United States
16 that, if committed or attempted in this State, would have been
17 punishable as a felony under the laws of this State.
18 Authorization for the check shall be furnished by the applicant
19 to the school district, except that if the applicant is a
20 substitute teacher seeking employment in more than one school
21 district, a teacher seeking concurrent part-time employment
22 positions with more than one school district (as a reading
23 specialist, special education teacher or otherwise), or an
24 educational support personnel employee seeking employment
25 positions with more than one district, any such district may
26 require the applicant to furnish authorization for the check to
27 the regional superintendent of the educational service region
28 in which are located the school districts in which the
29 applicant is seeking employment as a substitute or concurrent
30 part-time teacher or concurrent educational support personnel
31 employee. Upon receipt of this authorization, the school
32 district or the appropriate regional superintendent, as the
33 case may be, shall submit the applicant's name, sex, race, date

1 of birth, social security number, fingerprint images, and other
2 identifiers, as prescribed by the Department of State Police,
3 to the Department. The regional superintendent submitting the
4 requisite information to the Department of State Police shall
5 promptly notify the school districts in which the applicant is
6 seeking employment as a substitute or concurrent part-time
7 teacher or concurrent educational support personnel employee
8 that the check of the applicant has been requested. The
9 Department of State Police and the Federal Bureau of
10 Investigation shall furnish, pursuant to a fingerprint-based
11 criminal history records check, records of convictions, until
12 expunged, to the president of the school board for the school
13 district that requested the check, or to the regional
14 superintendent who requested the check. The Department shall
15 charge the school district or the appropriate regional
16 superintendent a fee for conducting such check, which fee shall
17 be deposited in the State Police Services Fund and shall not
18 exceed the cost of the inquiry; and the applicant shall not be
19 charged a fee for such check by the school district or by the
20 regional superintendent. Subject to appropriations for these
21 purposes, the State Superintendent of Education shall
22 reimburse school districts and regional superintendents for
23 fees paid to obtain criminal history records checks under this
24 Section.

25 (a-5) The school district or regional superintendent shall
26 further perform a check of the Statewide Sex Offender Database,
27 as authorized by the Sex Offender ~~and Child Murderer~~ Community
28 Notification Law, for each applicant.

29 (a-6) The school district or regional superintendent shall
30 further perform a check of the Statewide Child Murderer and
31 Violent Offender Against Youth Database, as authorized by the
32 Child Murderer and Violent Offender Against Youth Community
33 Notification Law, for each applicant.

34 (b) Any information concerning the record of convictions

1 obtained by the president of the school board or the regional
2 superintendent shall be confidential and may only be
3 transmitted to the superintendent of the school district or his
4 designee, the appropriate regional superintendent if the check
5 was requested by the school district, the presidents of the
6 appropriate school boards if the check was requested from the
7 Department of State Police by the regional superintendent, the
8 State Superintendent of Education, the State Teacher
9 Certification Board or any other person necessary to the
10 decision of hiring the applicant for employment. A copy of the
11 record of convictions obtained from the Department of State
12 Police shall be provided to the applicant for employment. Upon
13 the check of the Statewide Sex Offender Database, the school
14 district or regional superintendent shall notify an applicant
15 as to whether or not the applicant has been identified in the
16 Database as a sex offender. If a check of an applicant for
17 employment as a substitute or concurrent part-time teacher or
18 concurrent educational support personnel employee in more than
19 one school district was requested by the regional
20 superintendent, and the Department of State Police upon a check
21 ascertains that the applicant has not been convicted of any of
22 the enumerated criminal or drug offenses in subsection (c) or
23 has not been convicted, within 7 years of the application for
24 employment with the school district, of any other felony under
25 the laws of this State or of any offense committed or attempted
26 in any other state or against the laws of the United States
27 that, if committed or attempted in this State, would have been
28 punishable as a felony under the laws of this State and so
29 notifies the regional superintendent and if the regional
30 superintendent upon a check ascertains that the applicant has
31 not been identified in the Sex Offender Database as a sex
32 offender, then the regional superintendent shall issue to the
33 applicant a certificate evidencing that as of the date
34 specified by the Department of State Police the applicant has

1 not been convicted of any of the enumerated criminal or drug
2 offenses in subsection (c) or has not been convicted, within 7
3 years of the application for employment with the school
4 district, of any other felony under the laws of this State or
5 of any offense committed or attempted in any other state or
6 against the laws of the United States that, if committed or
7 attempted in this State, would have been punishable as a felony
8 under the laws of this State and evidencing that as of the date
9 that the regional superintendent conducted a check of the
10 Statewide Sex Offender Database, the applicant has not been
11 identified in the Database as a sex offender. The school board
12 of any school district located in the educational service
13 region served by the regional superintendent who issues such a
14 certificate to an applicant for employment as a substitute
15 teacher in more than one such district may rely on the
16 certificate issued by the regional superintendent to that
17 applicant, or may initiate its own criminal history records
18 check of the applicant through the Department of State Police
19 and its own check of the Statewide Sex Offender Database as
20 provided in subsection (a). Any person who releases any
21 confidential information concerning any criminal convictions
22 of an applicant for employment shall be guilty of a Class A
23 misdemeanor, unless the release of such information is
24 authorized by this Section.

25 (c) No school board shall knowingly employ a person who has
26 been convicted for committing attempted first degree murder or
27 for committing or attempting to commit first degree murder or a
28 Class X felony or any one or more of the following offenses:
29 (i) those defined in Sections 11-6, 11-9, 11-14, 11-15,
30 11-15.1, 11-16, 11-17, 11-18, 11-19, 11-19.1, 11-19.2, 11-20,
31 11-20.1, 11-21, 12-13, 12-14, 12-14.1, 12-15 and 12-16 of the
32 Criminal Code of 1961; (ii) those defined in the Cannabis
33 Control Act except those defined in Sections 4(a), 4(b) and
34 5(a) of that Act; (iii) those defined in the Illinois

1 Controlled Substances Act; (iv) those defined in the
2 Methamphetamine Control and Community Protection Act; and (v)
3 any offense committed or attempted in any other state or
4 against the laws of the United States, which if committed or
5 attempted in this State, would have been punishable as one or
6 more of the foregoing offenses. Further, no school board shall
7 knowingly employ a person who has been found to be the
8 perpetrator of sexual or physical abuse of any minor under 18
9 years of age pursuant to proceedings under Article II of the
10 Juvenile Court Act of 1987.

11 (d) No school board shall knowingly employ a person for
12 whom a criminal history records check and a Statewide Sex
13 Offender Database check has not been initiated.

14 (e) Upon receipt of the record of a conviction of or a
15 finding of child abuse by a holder of any certificate issued
16 pursuant to Article 21 or Section 34-8.1 or 34-83 of the School
17 Code, the appropriate regional superintendent of schools or the
18 State Superintendent of Education shall initiate the
19 certificate suspension and revocation proceedings authorized
20 by law.

21 (f) After January 1, 1990 the provisions of this Section
22 shall apply to all employees of persons or firms holding
23 contracts with any school district including, but not limited
24 to, food service workers, school bus drivers and other
25 transportation employees, who have direct, daily contact with
26 the pupils of any school in such district. For purposes of
27 criminal history records checks and checks of the Statewide Sex
28 Offender Database on employees of persons or firms holding
29 contracts with more than one school district and assigned to
30 more than one school district, the regional superintendent of
31 the educational service region in which the contracting school
32 districts are located may, at the request of any such school
33 district, be responsible for receiving the authorization for a
34 criminal history records check prepared by each such employee

1 and submitting the same to the Department of State Police and
2 for conducting a check of the Statewide Sex Offender Database
3 for each employee. Any information concerning the record of
4 conviction and identification as a sex offender of any such
5 employee obtained by the regional superintendent shall be
6 promptly reported to the president of the appropriate school
7 board or school boards.

8 (Source: P.A. 93-418, eff. 1-1-04; 93-909, eff. 8-12-04;
9 94-219, eff. 7-14-05; 94-556, eff. 9-11-05; revised 8-19-05.)

10 (105 ILCS 5/34-18.5) (from Ch. 122, par. 34-18.5)

11 Sec. 34-18.5. Criminal history records checks and checks of
12 the Statewide Sex Offender Database.

13 (a) Certified and noncertified applicants for employment
14 with the school district are required as a condition of
15 employment to authorize a fingerprint-based criminal history
16 records check to determine if such applicants have been
17 convicted of any of the enumerated criminal or drug offenses in
18 subsection (c) of this Section or have been convicted, within 7
19 years of the application for employment with the school
20 district, of any other felony under the laws of this State or
21 of any offense committed or attempted in any other state or
22 against the laws of the United States that, if committed or
23 attempted in this State, would have been punishable as a felony
24 under the laws of this State. Authorization for the check shall
25 be furnished by the applicant to the school district, except
26 that if the applicant is a substitute teacher seeking
27 employment in more than one school district, or a teacher
28 seeking concurrent part-time employment positions with more
29 than one school district (as a reading specialist, special
30 education teacher or otherwise), or an educational support
31 personnel employee seeking employment positions with more than
32 one district, any such district may require the applicant to
33 furnish authorization for the check to the regional

1 superintendent of the educational service region in which are
2 located the school districts in which the applicant is seeking
3 employment as a substitute or concurrent part-time teacher or
4 concurrent educational support personnel employee. Upon
5 receipt of this authorization, the school district or the
6 appropriate regional superintendent, as the case may be, shall
7 submit the applicant's name, sex, race, date of birth, social
8 security number, fingerprint images, and other identifiers, as
9 prescribed by the Department of State Police, to the
10 Department. The regional superintendent submitting the
11 requisite information to the Department of State Police shall
12 promptly notify the school districts in which the applicant is
13 seeking employment as a substitute or concurrent part-time
14 teacher or concurrent educational support personnel employee
15 that the check of the applicant has been requested. The
16 Department of State Police and the Federal Bureau of
17 Investigation shall furnish, pursuant to a fingerprint-based
18 criminal history records check, records of convictions, until
19 expunged, to the president of the school board for the school
20 district that requested the check, or to the regional
21 superintendent who requested the check. The Department shall
22 charge the school district or the appropriate regional
23 superintendent a fee for conducting such check, which fee shall
24 be deposited in the State Police Services Fund and shall not
25 exceed the cost of the inquiry; and the applicant shall not be
26 charged a fee for such check by the school district or by the
27 regional superintendent. Subject to appropriations for these
28 purposes, the State Superintendent of Education shall
29 reimburse the school district and regional superintendent for
30 fees paid to obtain criminal history records checks under this
31 Section.

32 (a-5) The school district or regional superintendent shall
33 further perform a check of the Statewide Sex Offender Database,
34 as authorized by the Sex Offender ~~and Child Murderer~~ Community

1 Notification Law, for each applicant.

2 (a-6) The school district or regional superintendent shall
3 further perform a check of the Statewide Child Murderer and
4 Violent Offender Against Youth Database, as authorized by the
5 Child Murderer and Violent Offender Against Youth Community
6 Notification Law, for each applicant.

7 (b) Any information concerning the record of convictions
8 obtained by the president of the board of education or the
9 regional superintendent shall be confidential and may only be
10 transmitted to the general superintendent of the school
11 district or his designee, the appropriate regional
12 superintendent if the check was requested by the board of
13 education for the school district, the presidents of the
14 appropriate board of education or school boards if the check
15 was requested from the Department of State Police by the
16 regional superintendent, the State Superintendent of
17 Education, the State Teacher Certification Board or any other
18 person necessary to the decision of hiring the applicant for
19 employment. A copy of the record of convictions obtained from
20 the Department of State Police shall be provided to the
21 applicant for employment. Upon the check of the Statewide Sex
22 Offender Database, the school district or regional
23 superintendent shall notify an applicant as to whether or not
24 the applicant has been identified in the Database as a sex
25 offender. If a check of an applicant for employment as a
26 substitute or concurrent part-time teacher or concurrent
27 educational support personnel employee in more than one school
28 district was requested by the regional superintendent, and the
29 Department of State Police upon a check ascertains that the
30 applicant has not been convicted of any of the enumerated
31 criminal or drug offenses in subsection (c) or has not been
32 convicted, within 7 years of the application for employment
33 with the school district, of any other felony under the laws of
34 this State or of any offense committed or attempted in any

1 other state or against the laws of the United States that, if
2 committed or attempted in this State, would have been
3 punishable as a felony under the laws of this State and so
4 notifies the regional superintendent and if the regional
5 superintendent upon a check ascertains that the applicant has
6 not been identified in the Sex Offender Database as a sex
7 offender, then the regional superintendent shall issue to the
8 applicant a certificate evidencing that as of the date
9 specified by the Department of State Police the applicant has
10 not been convicted of any of the enumerated criminal or drug
11 offenses in subsection (c) or has not been convicted, within 7
12 years of the application for employment with the school
13 district, of any other felony under the laws of this State or
14 of any offense committed or attempted in any other state or
15 against the laws of the United States that, if committed or
16 attempted in this State, would have been punishable as a felony
17 under the laws of this State and evidencing that as of the date
18 that the regional superintendent conducted a check of the
19 Statewide Sex Offender Database, the applicant has not been
20 identified in the Database as a sex offender. The school board
21 of any school district located in the educational service
22 region served by the regional superintendent who issues such a
23 certificate to an applicant for employment as a substitute or
24 concurrent part-time teacher or concurrent educational support
25 personnel employee in more than one such district may rely on
26 the certificate issued by the regional superintendent to that
27 applicant, or may initiate its own criminal history records
28 check of the applicant through the Department of State Police
29 and its own check of the Statewide Sex Offender Database as
30 provided in subsection (a). Any person who releases any
31 confidential information concerning any criminal convictions
32 of an applicant for employment shall be guilty of a Class A
33 misdemeanor, unless the release of such information is
34 authorized by this Section.

1 (c) The board of education shall not knowingly employ a
2 person who has been convicted for committing attempted first
3 degree murder or for committing or attempting to commit first
4 degree murder or a Class X felony or any one or more of the
5 following offenses: (i) those defined in Sections 11-6, 11-9,
6 11-14, 11-15, 11-15.1, 11-16, 11-17, 11-18, 11-19, 11-19.1,
7 11-19.2, 11-20, 11-20.1, 11-21, 12-13, 12-14, 12-14.1, 12-15
8 and 12-16 of the Criminal Code of 1961; (ii) those defined in
9 the Cannabis Control Act, except those defined in Sections
10 4(a), 4(b) and 5(a) of that Act; (iii) those defined in the
11 Illinois Controlled Substances Act; (iv) those defined in the
12 Methamphetamine Control and Community Protection Act; and (v)
13 any offense committed or attempted in any other state or
14 against the laws of the United States, which if committed or
15 attempted in this State, would have been punishable as one or
16 more of the foregoing offenses. Further, the board of education
17 shall not knowingly employ a person who has been found to be
18 the perpetrator of sexual or physical abuse of any minor under
19 18 years of age pursuant to proceedings under Article II of the
20 Juvenile Court Act of 1987.

21 (d) The board of education shall not knowingly employ a
22 person for whom a criminal history records check and a
23 Statewide Sex Offender Database check has not been initiated.

24 (e) Upon receipt of the record of a conviction of or a
25 finding of child abuse by a holder of any certificate issued
26 pursuant to Article 21 or Section 34-8.1 or 34-83 of the School
27 Code, the board of education or the State Superintendent of
28 Education shall initiate the certificate suspension and
29 revocation proceedings authorized by law.

30 (f) After March 19, 1990, the provisions of this Section
31 shall apply to all employees of persons or firms holding
32 contracts with any school district including, but not limited
33 to, food service workers, school bus drivers and other
34 transportation employees, who have direct, daily contact with

1 the pupils of any school in such district. For purposes of
2 criminal history records checks and checks of the Statewide Sex
3 Offender Database on employees of persons or firms holding
4 contracts with more than one school district and assigned to
5 more than one school district, the regional superintendent of
6 the educational service region in which the contracting school
7 districts are located may, at the request of any such school
8 district, be responsible for receiving the authorization for a
9 criminal history records check prepared by each such employee
10 and submitting the same to the Department of State Police and
11 for conducting a check of the Statewide Sex Offender Database
12 for each employee. Any information concerning the record of
13 conviction and identification as a sex offender of any such
14 employee obtained by the regional superintendent shall be
15 promptly reported to the president of the appropriate school
16 board or school boards.

17 (Source: P.A. 93-418, eff. 1-1-04; 93-909, eff. 8-12-04;
18 94-219, eff. 7-14-05; 94-556, eff. 9-11-05; revised 8-19-05.)

19 Section 1020. The Intergovernmental Missing Child Recovery
20 Act of 1984 is amended by changing Section 6 as follows:

21 (325 ILCS 40/6) (from Ch. 23, par. 2256)

22 Sec. 6. The Department shall:

23 (a) Establish and maintain a statewide Law Enforcement
24 Agencies Data System (LEADS) for the purpose of effecting an
25 immediate law enforcement response to reports of missing
26 children. The Department shall implement an automated data
27 exchange system to compile, to maintain and to make available
28 for dissemination to Illinois and out-of-State law enforcement
29 agencies, data which can assist appropriate agencies in
30 recovering missing children.

31 (b) Establish contacts and exchange information regarding
32 lost, missing or runaway children with nationally recognized

1 "missing person and runaway" service organizations and monitor
2 national research and publicize important developments.

3 (c) Provide a uniform reporting format for the entry of
4 pertinent information regarding reports of missing children
5 into LEADS.

6 (d) Develop and implement a policy whereby a statewide or
7 regional alert would be used in situations relating to the
8 disappearances of children, based on criteria and in a format
9 established by the Department. Such a format shall include, but
10 not be limited to, the age and physical description of the
11 missing child and the suspected circumstances of the
12 disappearance.

13 (e) Notify all law enforcement agencies that reports of
14 missing persons shall be entered as soon as the minimum level
15 of data specified by the Department is available to the
16 reporting agency and that no waiting period for entry of such
17 data exists.

18 (f) Provide a procedure for prompt confirmation of the
19 receipt and entry of the missing child report into LEADS to the
20 parent or guardian of the missing child.

21 (g) Compile and retain information regarding missing
22 children in a separate data file, in a manner that allows such
23 information to be used by law enforcement and other agencies
24 deemed appropriate by the Director, for investigative
25 purposes. Such files shall be updated to reflect and include
26 information relating to the disposition of the case.

27 (h) Compile and maintain an historic data repository
28 relating to missing children in order (1) to develop and
29 improve techniques utilized by law enforcement agencies when
30 responding to reports of missing children and (2) to provide a
31 factual and statistical base for research that would address
32 the problem of missing children.

33 (i) Create a quality control program to monitor timeliness
34 of entries of missing children reports into LEADS and conduct

1 performance audits of all entering agencies.

2 (j) Prepare a periodic information bulletin concerning
3 missing children who it determines may be present in this
4 State, compiling such bulletin from information contained in
5 both the National Crime Information Center computer and from
6 reports, alerts and other information entered into LEADS or
7 otherwise compiled and retained by the Department pursuant to
8 this Act. The bulletin shall indicate the name, age, physical
9 description, suspected circumstances of disappearance if that
10 information is available, a photograph if one is available, the
11 name of the law enforcement agency investigating the case, and
12 such other information as the Director considers appropriate
13 concerning each missing child who the Department determines may
14 be present in this State. The Department shall send a copy of
15 each periodic information bulletin to the State Board of
16 Education for its use in accordance with Section 2-3.48 of the
17 School Code. The Department shall provide a copy of the
18 bulletin, upon request, to law enforcement agencies of this or
19 any other state or of the federal government, and may provide a
20 copy of the bulletin, upon request, to other persons or
21 entities, if deemed appropriate by the Director, and may
22 establish limitations on its use and a reasonable fee for so
23 providing the same, except that no fee shall be charged for
24 providing the periodic information bulletin to the State Board
25 of Education, appropriate units of local government, State
26 agencies, or law enforcement agencies of this or any other
27 state or of the federal government.

28 (k) Provide for the entry into LEADS of the names and
29 addresses of sex offenders as defined in the Sex Offender
30 Registration Act who are required to register under that Act.
31 The information shall be immediately accessible to law
32 enforcement agencies and peace officers of this State or any
33 other state or of the federal government. Similar information
34 may be requested from any other state or of the federal

1 government for purposes of this Act.

2 (1) Provide for the entry into LEADS of the names and
3 addresses of violent offenders against youth as defined in the
4 Child Murderer and Violent Offender Against Youth Registration
5 Act who are required to register under that Act. The
6 information shall be immediately accessible to law enforcement
7 agencies and peace officers of this State or any other state or
8 of the federal government. Similar information may be requested
9 from any other state or of the federal government for purposes
10 of this Act.

11 (Source: P.A. 88-76; 89-8, eff. 1-1-96.)

12 Section 1025. The Sex Offender Registration Act is amended
13 by changing Sections 2, 8, and 9 as follows:

14 (730 ILCS 150/2) (from Ch. 38, par. 222)

15 Sec. 2. Definitions.

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

18 (1) charged pursuant to Illinois law, or any
19 substantially similar federal, Uniform Code of Military
20 Justice, sister state, or foreign country law, with a sex
21 offense set forth in subsection (B) of this Section or the
22 attempt to commit an included sex offense, and:

23 (a) is convicted of such offense or an attempt to
24 commit such offense; or

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

27 (c) is found not guilty by reason of insanity
28 pursuant to Section 104-25(c) of the Code of Criminal
29 Procedure of 1963 of such offense or an attempt to
30 commit such offense; or

31 (d) is the subject of a finding not resulting in an
32 acquittal at a hearing conducted pursuant to Section

1 104-25(a) of the Code of Criminal Procedure of 1963 for
2 the alleged commission or attempted commission of such
3 offense; or

4 (e) is found not guilty by reason of insanity
5 following a hearing conducted pursuant to a federal,
6 Uniform Code of Military Justice, sister state, or
7 foreign country law substantially similar to Section
8 104-25(c) of the Code of Criminal Procedure of 1963 of
9 such offense or of the attempted commission of such
10 offense; or

11 (f) is the subject of a finding not resulting in an
12 acquittal at a hearing conducted pursuant to a federal,
13 Uniform Code of Military Justice, sister state, or
14 foreign country law substantially similar to Section
15 104-25(a) of the Code of Criminal Procedure of 1963 for
16 the alleged violation or attempted commission of such
17 offense; or

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

22 (3) subject to the provisions of Section 2 of the
23 Interstate Agreements on Sexually Dangerous Persons Act;
24 or

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

29 (5) adjudicated a juvenile delinquent as the result of
30 committing or attempting to commit an act which, if
31 committed by an adult, would constitute any of the offenses
32 specified in item (B), (C), or (C-5) of this Section or a
33 violation of any substantially similar federal, Uniform
34 Code of Military Justice, sister state, or foreign country

1 law, or found guilty under Article V of the Juvenile Court
2 Act of 1987 of committing or attempting to commit an act
3 which, if committed by an adult, would constitute any of
4 the offenses specified in item (B), (C), or (C-5) of this
5 Section or a violation of any substantially similar
6 federal, Uniform Code of Military Justice, sister state, or
7 foreign country law.

8 Convictions that result from or are connected with the same
9 act, or result from offenses committed at the same time, shall
10 be counted for the purpose of this Article as one conviction.
11 Any conviction set aside pursuant to law is not a conviction
12 for purposes of this Article.

13 For purposes of this Section, "convicted" shall have the
14 same meaning as "adjudicated". For the purposes of this
15 Article, a person who is defined as a sex offender as a result
16 of being adjudicated a juvenile delinquent under paragraph (5)
17 of this subsection (A) upon attaining 17 years of age shall be
18 considered as having committed the sex offense on or after the
19 sex offender's 17th birthday. Registration of juveniles upon
20 attaining 17 years of age shall not extend the original
21 registration of 10 years from the date of conviction.

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

23 (1) A violation of any of the following Sections of the
24 Criminal Code of 1961:

25 11-20.1 (child pornography),

26 11-6 (indecent solicitation of a child),

27 11-9.1 (sexual exploitation of a child),

28 11-9.2 (custodial sexual misconduct),

29 11-15.1 (soliciting for a juvenile prostitute),

30 11-18.1 (patronizing a juvenile prostitute),

31 11-17.1 (keeping a place of juvenile
32 prostitution),

33 11-19.1 (juvenile pimping),

34 11-19.2 (exploitation of a child),

1 12-13 (criminal sexual assault),
2 12-14 (aggravated criminal sexual assault),
3 12-14.1 (predatory criminal sexual assault of a
4 child),
5 12-15 (criminal sexual abuse),
6 12-16 (aggravated criminal sexual abuse),
7 12-33 (ritualized abuse of a child).

8 An attempt to commit any of these offenses.

9 (1.5) A violation of any of the following Sections of
10 the Criminal Code of 1961, when the victim is a person
11 under 18 years of age, the defendant is not a parent of the
12 victim, the offense was sexually motivated as defined in
13 Section 10 of the Sex Offender Management Board Act, and
14 the offense was committed on or after January 1, 1996:

15 10-1 (kidnapping),
16 10-2 (aggravated kidnapping),
17 10-3 (unlawful restraint),
18 10-3.1 (aggravated unlawful restraint).

19 ~~An attempt to commit any of these offenses.~~

20 (1.6) First degree murder under Section 9-1 of the
21 Criminal Code of 1961, when the victim was a person under
22 18 years of age and the defendant was at least 17 years of
23 age at the time of the commission of the offense, provided
24 the offense was sexually motivated as defined in Section 10
25 of the Sex Offender Management Board Act.

26 (1.7) (Blank).

27 (1.8) A violation or attempted violation of Section
28 11-11 (sexual relations within families) of the Criminal
29 Code of 1961, and the offense was committed on or after
30 June 1, 1997.

31 (1.9) Child abduction under paragraph (10) of
32 subsection (b) of Section 10-5 of the Criminal Code of 1961
33 committed by luring or attempting to lure a child under the
34 age of 16 into a motor vehicle, building, house trailer, or

1 dwelling place without the consent of the parent or lawful
2 custodian of the child for other than a lawful purpose and
3 the offense was committed on or after January 1, 1998,
4 provided the offense was sexually motivated as defined in
5 Section 10 of the Sex Offender Management Board Act.

6 (1.10) A violation or attempted violation of any of the
7 following Sections of the Criminal Code of 1961 when the
8 offense was committed on or after July 1, 1999:

9 10-4 (forcible detention, if the victim is under 18
10 years of age), provided the offense was sexually
11 motivated as defined in Section 10 of the Sex Offender
12 Management Board Act,

13 11-6.5 (indecent solicitation of an adult),

14 11-15 (soliciting for a prostitute, if the victim
15 is under 18 years of age),

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

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

20 11-19 (pimping, if the victim is under 18 years of
21 age).

22 (1.11) A violation or attempted violation of any of the
23 following Sections of the Criminal Code of 1961 when the
24 offense was committed on or after August 22, 2002:

25 11-9 (public indecency for a third or subsequent
26 conviction).

27 (1.12) A violation or attempted violation of Section
28 5.1 of the Wrongs to Children Act (permitting sexual abuse)
29 when the offense was committed on or after August 22, 2002.

30 (2) A violation of any former law of this State
31 substantially equivalent to any offense listed in
32 subsection (B) of this Section.

33 (C) A conviction for an offense of federal law, Uniform
34 Code of Military Justice, or the law of another state or a

1 foreign country that is substantially equivalent to any offense
2 listed in subsections (B), (C), and (E) of this Section shall
3 constitute a conviction for the purpose of this Article. A
4 finding or adjudication as a sexually dangerous person or a
5 sexually violent person under any federal law, Uniform Code of
6 Military Justice, or the law of another state or foreign
7 country that is substantially equivalent to the Sexually
8 Dangerous Persons Act or the Sexually Violent Persons
9 Commitment Act shall constitute an adjudication for the
10 purposes of this Article.

11 (C-5) A person at least 17 years of age at the time of the
12 commission of the offense who is convicted of first degree
13 murder under Section 9-1 of the Criminal Code of 1961, against
14 a person under 18 years of age, shall be required to register
15 for natural life. A conviction for an offense of federal,
16 Uniform Code of Military Justice, sister state, or foreign
17 country law that is substantially equivalent to any offense
18 listed in subsection (C-5) of this Section shall constitute a
19 conviction for the purpose of this Article. This subsection
20 (C-5) applies to a person who committed the offense before June
21 1, 1996 only if the person is incarcerated in an Illinois
22 Department of Corrections facility on August 20, 2004 (the
23 effective date of Public Act 93-977).

24 (D) As used in this Article, "law enforcement agency having
25 jurisdiction" means the Chief of Police in each of the
26 municipalities in which the sex offender expects to reside,
27 work, or attend school (1) upon his or her discharge, parole or
28 release or (2) during the service of his or her sentence of
29 probation or conditional discharge, or the Sheriff of the
30 county, in the event no Police Chief exists or if the offender
31 intends to reside, work, or attend school in an unincorporated
32 area. "Law enforcement agency having jurisdiction" includes
33 the location where out-of-state students attend school and
34 where out-of-state employees are employed or are otherwise

1 required to register.

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

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

7 (1) Convicted for an offense of federal, Uniform Code
8 of Military Justice, sister state, or foreign country law
9 that is substantially equivalent to any offense listed in
10 subsection (E) of this Section shall constitute a
11 conviction for the purpose of this Article. Convicted of a
12 violation or attempted violation of any of the following
13 Sections of the Criminal Code of 1961, if the conviction
14 occurred after July 1, 1999:

15 11-17.1 (keeping a place of juvenile
16 prostitution),
17 11-19.1 (juvenile pimping),
18 11-19.2 (exploitation of a child),
19 11-20.1 (child pornography),
20 12-13 (criminal sexual assault),
21 12-14 (aggravated criminal sexual assault),
22 12-14.1 (predatory criminal sexual assault of a
23 child),
24 12-16 (aggravated criminal sexual abuse),
25 12-33 (ritualized abuse of a child); or

26 (2) ~~(Blank) convicted of first degree murder under~~
27 ~~Section 9-1 of the Criminal Code of 1961, when the victim~~
28 ~~was a person under 18 years of age and the defendant was at~~
29 ~~least 17 years of age at the time of the commission of the~~
30 ~~offense; or~~

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

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

5 (5) convicted of a second or subsequent offense which
6 requires registration pursuant to this Act. The conviction
7 for the second or subsequent offense must have occurred
8 after July 1, 1999. For purposes of this paragraph (5),
9 "convicted" shall include a conviction under any
10 substantially similar Illinois, federal, Uniform Code of
11 Military Justice, sister state, or foreign country law.

12 (F) As used in this Article, "out-of-state student" means
13 any sex offender, as defined in this Section, or sexual
14 predator who is enrolled in Illinois, on a full-time or
15 part-time basis, in any public or private educational
16 institution, including, but not limited to, any secondary
17 school, trade or professional institution, or institution of
18 higher learning.

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

27 (H) As used in this Article, "school" means any public or
28 private educational institution, including, but not limited
29 to, any elementary or secondary school, trade or professional
30 institution, or institution of higher education.

31 (I) As used in this Article, "fixed residence" means any
32 and all places that a sex offender resides for an aggregate
33 period of time of 5 or more days in a calendar year.

34 (Source: P.A. 93-977, eff. 8-20-04; 93-979, eff. 8-20-04;

1 94-166, eff. 1-1-06; 94-168, eff. 1-1-06; revised 8-19-05.)

2 (730 ILCS 150/8) (from Ch. 38, par. 228)

3 Sec. 8. Registration Requirements. Registration as
4 required by this Article shall consist of a statement in
5 writing signed by the person giving the information that is
6 required by the Department of State Police, which may include
7 the fingerprints and must include a current photograph of the
8 person, to be updated annually. If the sex offender is a child
9 sex offender as defined in Section 11-9.3 or 11-9.4 of the
10 Criminal Code of 1961, he or she shall sign a statement that he
11 or she understands that according to Illinois law as a child
12 sex offender he or she may not reside within 500 feet of a
13 school, park, or playground. The offender may also not reside
14 within 500 feet of a facility providing services directed
15 exclusively toward persons under 18 years of age unless the sex
16 offender meets specified exemptions. The registration
17 information must include whether the person is a sex offender
18 as defined in the Sex Offender ~~and Child Murderer~~ Community
19 Notification Law. Within 3 days, the registering law
20 enforcement agency shall forward any required information to
21 the Department of State Police. The registering law enforcement
22 agency shall enter the information into the Law Enforcement
23 Agencies Data System (LEADS) as provided in Sections 6 and 7 of
24 the Intergovernmental Missing Child Recovery Act of 1984.

25 (Source: P.A. 93-979, eff. 8-20-04; 94-166, eff. 1-1-06.)

26 (730 ILCS 150/9) (from Ch. 38, par. 229)

27 Sec. 9. Public inspection of registration data. Except as
28 provided in the Sex Offender ~~and Child Murderer~~ Community
29 Notification Law, the statements or any other information
30 required by this Article shall not be open to inspection by the
31 public, or by any person other than by a law enforcement
32 officer or other individual as may be authorized by law and

1 shall include law enforcement agencies of this State, any other
2 state, or of the federal government. Similar information may be
3 requested from any law enforcement agency of another state or
4 of the federal government for purposes of this Act. It is a
5 Class B misdemeanor to permit the unauthorized release of any
6 information required by this Article.

7 (Source: P.A. 89-428, eff. 6-1-96; 89-462, eff. 6-1-96; 90-193,
8 eff. 7-24-97.)

9 Section 1030. The Sex Offender and Child Murderer Community
10 Notification Law is amended by changing Section 101 as follows:

11 (730 ILCS 152/101)

12 Sec. 101. Short title. This Article may be cited as the Sex
13 Offender ~~and Child Murderer~~ Community Notification Law.

14 (Source: P.A. 89-428, eff. 6-1-96; 89-462, eff. 6-1-96; 90-193,
15 eff. 7-24-97.)".