



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB5101

by Rep. Paul D. Froehlich

SYNOPSIS AS INTRODUCED:

725 ILCS 120/4.5
725 ILCS 207/75
730 ILCS 152/120

Amends the Rights of Crime Victims and Witnesses Act and the Sexually Violent Persons Commitment Act. Provides that notice to a victim, of a sex offender's release from custody, shall be made at least 60 days before release. Amends the Sex Offender Community Notification Law. Provides that notice that a sex offender is registered, residing, employed, or attending an institution of higher education in the jurisdiction shall be provided to the victim of the sex offense, upon written, facsimile transmission, or e-mail request of the victim, by the sheriff of the appropriate county or in Chicago by the Chicago Police Department.

LRB095 18111 RLC 44194 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning victim notification.

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

4 Section 5. The Rights of Crime Victims and Witnesses Act is
5 amended by changing Section 4.5 as follows:

6 (725 ILCS 120/4.5)

7 Sec. 4.5. Procedures to implement the rights of crime
8 victims. To afford crime victims their rights, law enforcement,
9 prosecutors, judges and corrections will provide information,
10 as appropriate of the following procedures:

11 (a) At the request of the crime victim, law enforcement
12 authorities investigating the case shall provide notice of the
13 status of the investigation, except where the State's Attorney
14 determines that disclosure of such information would
15 unreasonably interfere with the investigation, until such time
16 as the alleged assailant is apprehended or the investigation is
17 closed.

18 (b) The office of the State's Attorney:

19 (1) shall provide notice of the filing of information,
20 the return of an indictment by which a prosecution for any
21 violent crime is commenced, or the filing of a petition to
22 adjudicate a minor as a delinquent for a violent crime;

23 (2) shall provide notice of the date, time, and place

1 of trial;

2 (3) or victim advocate personnel shall provide
3 information of social services and financial assistance
4 available for victims of crime, including information of
5 how to apply for these services and assistance;

6 (4) shall assist in having any stolen or other personal
7 property held by law enforcement authorities for
8 evidentiary or other purposes returned as expeditiously as
9 possible, pursuant to the procedures set out in Section
10 115-9 of the Code of Criminal Procedure of 1963;

11 (5) or victim advocate personnel shall provide
12 appropriate employer intercession services to ensure that
13 employers of victims will cooperate with the criminal
14 justice system in order to minimize an employee's loss of
15 pay and other benefits resulting from court appearances;

16 (6) shall provide information whenever possible, of a
17 secure waiting area during court proceedings that does not
18 require victims to be in close proximity to defendant or
19 juveniles accused of a violent crime, and their families
20 and friends;

21 (7) shall provide notice to the crime victim of the
22 right to have a translator present at all court
23 proceedings;

24 (8) in the case of the death of a person, which death
25 occurred in the same transaction or occurrence in which
26 acts occurred for which a defendant is charged with an

1 offense, shall notify the spouse, parent, child or sibling
2 of the decedent of the date of the trial of the person or
3 persons allegedly responsible for the death;

4 (9) shall inform the victim of the right to have
5 present at all court proceedings, subject to the rules of
6 evidence, an advocate or other support person of the
7 victim's choice, and the right to retain an attorney, at
8 the victim's own expense, who, upon written notice filed
9 with the clerk of the court and State's Attorney, is to
10 receive copies of all notices, motions and court orders
11 filed thereafter in the case, in the same manner as if the
12 victim were a named party in the case; and

13 (10) at the sentencing hearing shall make a good faith
14 attempt to explain the minimum amount of time during which
15 the defendant may actually be physically imprisoned. The
16 Office of the State's Attorney shall further notify the
17 crime victim of the right to request from the Prisoner
18 Review Board information concerning the release of the
19 defendant under subparagraph (d) (1) of this Section; and

20 (11) shall request restitution at sentencing and shall
21 consider restitution in any plea negotiation, as provided
22 by law.

23 (c) At the written request of the crime victim, the office
24 of the State's Attorney shall:

25 (1) provide notice a reasonable time in advance of the
26 following court proceedings: preliminary hearing, any

1 hearing the effect of which may be the release of defendant
2 from custody, or to alter the conditions of bond and the
3 sentencing hearing. The crime victim shall also be notified
4 of the cancellation of the court proceeding in sufficient
5 time, wherever possible, to prevent an unnecessary
6 appearance in court;

7 (2) provide notice within a reasonable time after
8 receipt of notice from the custodian, of the release of the
9 defendant on bail or personal recognizance or the release
10 from detention of a minor who has been detained for a
11 violent crime;

12 (3) explain in nontechnical language the details of any
13 plea or verdict of a defendant, or any adjudication of a
14 juvenile as a delinquent for a violent crime;

15 (4) where practical, consult with the crime victim
16 before the Office of the State's Attorney makes an offer of
17 a plea bargain to the defendant or enters into negotiations
18 with the defendant concerning a possible plea agreement,
19 and shall consider the written victim impact statement, if
20 prepared prior to entering into a plea agreement;

21 (5) provide notice of the ultimate disposition of the
22 cases arising from an indictment or an information, or a
23 petition to have a juvenile adjudicated as a delinquent for
24 a violent crime;

25 (6) provide notice of any appeal taken by the defendant
26 and information on how to contact the appropriate agency

1 handling the appeal;

2 (7) provide notice of any request for post-conviction
3 review filed by the defendant under Article 122 of the Code
4 of Criminal Procedure of 1963, and of the date, time and
5 place of any hearing concerning the petition. Whenever
6 possible, notice of the hearing shall be given in advance;

7 (8) forward a copy of any statement presented under
8 Section 6 to the Prisoner Review Board to be considered by
9 the Board in making its determination under subsection (b)
10 of Section 3-3-8 of the Unified Code of Corrections.

11 (d) (1) The Prisoner Review Board shall inform a victim or
12 any other concerned citizen, upon written request, of the
13 prisoner's release on parole, mandatory supervised release,
14 electronic detention, work release, international transfer or
15 exchange, or by the custodian of the discharge of any
16 individual who was adjudicated a delinquent for a violent crime
17 from State custody and by the sheriff of the appropriate county
18 of any such person's final discharge from county custody. The
19 Prisoner Review Board, upon written request, shall provide to a
20 victim or any other concerned citizen a recent photograph of
21 any person convicted of a felony, upon his or her release from
22 custody. The Prisoner Review Board, upon written request, shall
23 inform a victim or any other concerned citizen when feasible at
24 least 7 days prior to the prisoner's release on furlough of the
25 times and dates of such furlough. Upon written request by the
26 victim or any other concerned citizen, the State's Attorney

1 shall notify the person once of the times and dates of release
2 of a prisoner sentenced to periodic imprisonment. Notification
3 shall be based on the most recent information as to victim's or
4 other concerned citizen's residence or other location
5 available to the notifying authority. For purposes of this
6 paragraph (1) of subsection (d), "concerned citizen" includes
7 relatives of the victim, friends of the victim, witnesses to
8 the crime, or any other person associated with the victim or
9 prisoner.

10 (2) When the defendant has been committed to the
11 Department of Human Services pursuant to Section 5-2-4 or
12 any other provision of the Unified Code of Corrections, the
13 victim may request to be notified by the releasing
14 authority of the defendant's discharge from State custody.

15 (3) In the event of an escape from State custody, the
16 Department of Corrections or the Department of Juvenile
17 Justice immediately shall notify the Prisoner Review Board
18 of the escape and the Prisoner Review Board shall notify
19 the victim. The notification shall be based upon the most
20 recent information as to the victim's residence or other
21 location available to the Board. When no such information
22 is available, the Board shall make all reasonable efforts
23 to obtain the information and make the notification. When
24 the escapee is apprehended, the Department of Corrections
25 or the Department of Juvenile Justice immediately shall
26 notify the Prisoner Review Board and the Board shall notify

1 the victim.

2 (4) The victim of the crime for which the prisoner has
3 been sentenced shall receive reasonable written notice not
4 less than 15 days prior to the parole hearing and may
5 submit, in writing, on film, videotape or other electronic
6 means or in the form of a recording or in person at the
7 parole hearing or if a victim of a violent crime, by
8 calling the toll-free number established in subsection (f)
9 of this Section, information for consideration by the
10 Prisoner Review Board. The victim shall be notified within
11 7 days after the prisoner has been granted parole and shall
12 be informed of the right to inspect the registry of parole
13 decisions, established under subsection (g) of Section
14 3-3-5 of the Unified Code of Corrections. The provisions of
15 this paragraph (4) are subject to the Open Parole Hearings
16 Act.

17 (5) If a statement is presented under Section 6, the
18 Prisoner Review Board shall inform the victim of any order
19 of discharge entered by the Board pursuant to Section 3-3-8
20 of the Unified Code of Corrections.

21 (6) At the written request of the victim of the crime
22 for which the prisoner was sentenced, the Prisoner Review
23 Board shall notify the victim of the death of the prisoner
24 if the prisoner died while on parole or mandatory
25 supervised release.

26 (7) When a defendant who has been committed to the

1 Department of Corrections, the Department of Juvenile
2 Justice, or the Department of Human Services is released or
3 discharged and subsequently committed to the Department of
4 Human Services as a sexually violent person and the victim
5 had requested to be notified by the releasing authority of
6 the defendant's discharge from State custody, the
7 releasing authority shall provide to the Department of
8 Human Services such information that would allow the
9 Department of Human Services to contact the victim.

10 (8) When a defendant has been convicted of a sex
11 offense as defined in Section 2 of the Sex Offender
12 Registration Act and has been sentenced to the Department
13 of Corrections or the Department of Juvenile Justice, the
14 Prisoner Review Board shall notify the victim of the sex
15 offense of the prisoner's release on parole, mandatory
16 supervised release, electronic detention, work release,
17 international transfer or exchange, or by the custodian of
18 the discharge of any individual who was adjudicated a
19 delinquent for a sex offense from State custody and by the
20 sheriff of the appropriate county of any such person's
21 final discharge from county custody. The notification
22 shall be made to the victim at least 60 days before release
23 of the sex offender.

24 (e) The officials named in this Section may satisfy some or
25 all of their obligations to provide notices and other
26 information through participation in a statewide victim and

1 witness notification system established by the Attorney
2 General under Section 8.5 of this Act.

3 (f) To permit a victim of a violent crime to provide
4 information to the Prisoner Review Board for consideration by
5 the Board at a parole hearing of a person who committed the
6 crime against the victim in accordance with clause (d)(4) of
7 this Section or at a proceeding to determine the conditions of
8 mandatory supervised release of a person sentenced to a
9 determinate sentence or at a hearing on revocation of mandatory
10 supervised release of a person sentenced to a determinate
11 sentence, the Board shall establish a toll-free number that may
12 be accessed by the victim of a violent crime to present that
13 information to the Board.

14 (Source: P.A. 94-696, eff. 6-1-06; 95-317, eff. 8-21-07.)

15 Section 10. The Sexually Violent Persons Commitment Act is
16 amended by changing Section 75 as follows:

17 (725 ILCS 207/75)

18 Sec. 75. Notice concerning conditional release, discharge,
19 escape, death, or court-ordered change in the custody status of
20 a detainee or civilly committed sexually violent person.

21 (a) As used in this Section, the term:

22 (1) "Act of sexual violence" means an act or attempted
23 act that is a basis for an allegation made in a petition
24 under paragraph (b) (1) of Section 15 of this Act.

1 (2) "Member of the family" means spouse, child,
2 sibling, parent, or legal guardian.

3 (3) "Victim" means a person against whom an act of
4 sexual violence has been committed.

5 (b) If the court places a civilly committed sexually
6 violent person on conditional release under Section 40 or 60 of
7 this Act or discharges a person under Section 65, or if a
8 detainee or civilly committed sexually violent person escapes,
9 dies, or is subject to any court-ordered change in custody
10 status of the detainee or sexually violent person, the
11 Department shall make a reasonable attempt, if he or she can be
12 found, to notify all of the following who have requested
13 notification under this Act or under the Rights of Crime
14 Victims and Witnesses Act:

15 (1) Whichever of the following persons is appropriate
16 in accordance with the provisions of subsection (a) (3):

17 (A) The victim of the act of sexual violence.

18 (B) An adult member of the victim's family, if the
19 victim died as a result of the act of sexual violence.

20 (C) The victim's parent or legal guardian, if the
21 victim is younger than 18 years old.

22 (2) The Department of Corrections or the Department of
23 Juvenile Justice.

24 (c) The notice under subsection (b) of this Section shall
25 inform the Department of Corrections or the Department of
26 Juvenile Justice and the person notified under paragraph (b) (1)

1 of this Section of the name of the person committed under this
2 Act and the date the person is placed on conditional release,
3 discharged, or if a detainee or civilly committed sexually
4 violent person escapes, dies, or is subject to any
5 court-ordered change in the custody status of the detainee or
6 sexually violent person. The Department shall send the notice,
7 postmarked at least 60 ~~7~~ days before the date the person
8 committed under this Act is placed on conditional release,
9 discharged, or if a detainee or civilly committed sexually
10 violent person escapes, dies, or is subject to any
11 court-ordered change in the custody status of the detainee or
12 sexually violent person, unless unusual circumstances do not
13 permit advance written notification, to the Department of
14 Corrections or the Department of Juvenile Justice and the
15 last-known address of the person notified under paragraph
16 (b) (1) of this Section.

17 (d) The Department shall design and prepare cards for
18 persons specified in paragraph (b) (1) of this Section to send
19 to the Department. The cards shall have space for these persons
20 to provide their names and addresses, the name of the person
21 committed under this Act and any other information the
22 Department determines is necessary. The Department shall
23 provide the cards, without charge, to the Attorney General and
24 State's Attorneys. The Attorney General and State's Attorneys
25 shall provide the cards, without charge, to persons specified
26 in paragraph (b) (1) of this Section. These persons may send

1 completed cards to the Department. All records or portions of
2 records of the Department that relate to mailing addresses of
3 these persons are not subject to inspection or copying under
4 Section 3 of the Freedom of Information Act.

5 (Source: P.A. 93-885, eff. 8-6-04; 94-696, eff. 6-1-06.)

6 Section 15. The Sex Offender Community Notification Law is
7 amended by changing Section 120 as follows:

8 (730 ILCS 152/120)

9 (Text of Section after amendment by P.A. 95-640)

10 Sec. 120. Community notification of sex offenders.

11 (a) The sheriff of the county, except Cook County, shall
12 disclose to the following the name, address, date of birth,
13 place of employment, school attended, e-mail addresses,
14 instant messaging identities, chat room identities, other
15 Internet communications identities, all Uniform Resource
16 Locators (URLs) registered or used by the sex offender, all
17 blogs and other Internet sites maintained by the sex offender
18 or to which the sex offender has uploaded any content or posted
19 any messages or information, and offense or adjudication of all
20 sex offenders required to register under Section 3 of the Sex
21 Offender Registration 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

1 county where the sex offender is required to register,
2 resides, is employed, or is attending an institution of
3 higher education;

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

8 (3) Child care facilities located in the county where
9 the sex offender is required to register or is employed;

10 ~~and~~

11 (4) Libraries located in the county where the sex
12 offender is required to register or is employed; ~~-~~

13 (5) ~~(4)~~ Public libraries located in the county where
14 the sex offender is required to register or is employed;

15 (6) ~~(5)~~ Public housing agencies located in the county
16 where the sex offender is required to register or is
17 employed;

18 (7) ~~(6)~~ The Illinois Department of Children and Family
19 Services;

20 (8) ~~(7)~~ Social service agencies providing services to
21 minors located in the county where the sex offender is
22 required to register or is employed; ~~and~~

23 (9) ~~(8)~~ Volunteer organizations providing services to
24 minors located in the county where the sex offender is
25 required to register or is employed; and ~~-~~

26 (10) A victim of a sex offense residing in the county

1 where the sex offender is required to register or is
2 employed, who is not otherwise required to be notified
3 under Section 4.5 of the Rights of Crime Victims and
4 Witnesses Act or Section 75 of the Sexually Violent Persons
5 Commitment Act.

6 (a-2) The sheriff of Cook County shall disclose to the
7 following the name, address, date of birth, place of
8 employment, school attended, e-mail addresses, instant
9 messaging identities, chat room identities, other Internet
10 communications identities, all Uniform Resource Locators
11 (URLs) registered or used by the sex offender, all blogs and
12 other Internet sites maintained by the sex offender or to which
13 the sex offender has uploaded any content or posted any
14 messages or information, and offense or adjudication of all sex
15 offenders required to register under Section 3 of the Sex
16 Offender Registration Act:

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

24 (2) Child care facilities located within the region of
25 Cook County, as those child care facilities are identified
26 in LEADS, other than the City of Chicago, where the sex

1 offender is required to register or is employed;

2 (3) The boards of institutions of higher education or
3 other appropriate administrative offices of each
4 non-public institution of higher education located in the
5 county, other than the City of Chicago, where the sex
6 offender is required to register, resides, is employed, or
7 attending an institution of higher education; ~~and~~

8 (4) Libraries located in the county, other than the
9 City of Chicago, where the sex offender is required to
10 register, resides, is employed, or is attending an
11 institution of higher education; ~~and~~

12 (5) ~~(4)~~ Public libraries located in the county, other
13 than the City of Chicago, where the sex offender is
14 required to register, resides, is employed, or attending an
15 institution of higher education;

16 (6) ~~(5)~~ Public housing agencies located in the county,
17 other than the City of Chicago, where the sex offender is
18 required to register, resides, is employed, or attending an
19 institution of higher education;

20 (7) ~~(6)~~ The Illinois Department of Children and Family
21 Services;

22 (8) ~~(7)~~ Social service agencies providing services to
23 minors located in the county, other than the City of
24 Chicago, where the sex offender is required to register,
25 resides, is employed, or attending an institution of higher
26 education; ~~and~~

1 (9) ~~(8)~~ Volunteer organizations providing services to
2 minors located in the county, other than the City of
3 Chicago, where the sex offender is required to register,
4 resides, is employed, or attending an institution of higher
5 education; and -

6 (10) A victim of a sex offense residing in the county,
7 other than the City of Chicago, where the sex offender is
8 required to register, resides, is employed, or attends an
9 institution of higher education, who is not otherwise
10 required to be notified under Section 4.5 of the Rights of
11 Crime Victims and Witnesses Act or Section 75 of the
12 Sexually Violent Persons Commitment Act.

13 (a-3) The Chicago Police Department shall disclose to the
14 following the name, address, date of birth, place of
15 employment, school attended, e-mail addresses, instant
16 messaging identities, chat room identities, other Internet
17 communications identities, all Uniform Resource Locators
18 (URLs) registered or used by the sex offender, all blogs and
19 other Internet sites maintained by the sex offender or to which
20 the sex offender has uploaded any content or posted any
21 messages or information, and offense or adjudication of all sex
22 offenders required to register under Section 3 of the Sex
23 Offender Registration Act:

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

1 the sex offender is required to register or is employed if
2 the offender is required to register or is employed in the
3 City of Chicago;

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

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

14 (4) Libraries located in the police district where the
15 sex offender is required to register or is employed if the
16 offender is required to register or is employed in the City
17 of Chicago; ~~and~~

18 (5) ~~(4)~~ Public libraries located in the police district
19 where the sex offender is required to register, resides, is
20 employed, or attending an institution of higher education
21 in the City of Chicago;

22 (6) ~~(5)~~ Public housing agencies located in the police
23 district where the sex offender is required to register,
24 resides, is employed, or attending an institution of higher
25 education in the City of Chicago;

26 (7) ~~(6)~~ The Illinois Department of Children and Family

1 Services;

2 (8) ~~(7)~~ Social service agencies providing services to
3 minors located in the police district where the sex
4 offender is required to register, resides, is employed, or
5 attending an institution of higher education in the City of
6 Chicago; ~~and~~

7 (9) ~~(8)~~ Volunteer organizations providing services to
8 minors located in the police district where the sex
9 offender is required to register, resides, is employed, or
10 attending an institution of higher education in the City of
11 Chicago; and ~~and~~

12 (10) A victim of a sex offense residing in the police
13 district where the sex offender is required to register,
14 resides, is employed, or attends an institution of higher
15 education in the City of Chicago, who is not otherwise
16 required to be notified under Section 4.5 of the Rights of
17 Crime Victims and Witnesses Act or Section 75 of the
18 Sexually Violent Persons Commitment Act.

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

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

26 (1) The offender's name, address, date of birth, e-mail

1 addresses, instant messaging identities, chat room
2 identities, and other Internet communications identities,
3 all Uniform Resource Locators (URLs) registered or used by
4 the sex offender, and all blogs and other Internet sites
5 maintained by the sex offender or to which the sex offender
6 has uploaded any content or posted any messages or
7 information.

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

9 (3) Adjudication as a sexually dangerous person.

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

12 (5) Offender employment information, to protect public
13 safety.

14 (c) The name, address, date of birth, e-mail addresses,
15 instant messaging identities, chat room identities, other
16 Internet communications identities, all Uniform Resource
17 Locators (URLs) registered or used by the sex offender, all
18 blogs and other Internet sites maintained by the sex offender
19 or to which the sex offender has uploaded any content or posted
20 any messages or information, offense or adjudication, the
21 county of conviction, license plate numbers for every vehicle
22 registered in the name of the sex offender, the age of the sex
23 offender at the time of the commission of the offense, the age
24 of the victim at the time of the commission of the offense, and
25 any distinguishing marks located on the body of the sex
26 offender for sex offenders required to register under Section 3

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

1 make available the information on all sex offenders residing
2 within any county.

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

7 (e) (Blank).

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

12 (g) A principal or teacher of a public or private
13 elementary or secondary school shall notify the parents of
14 children attending the school during school registration or
15 during parent-teacher conferences that information about sex
16 offenders is available to the public as provided in this Act.

17 (h) In order to receive notice under paragraph (10) of
18 subsection (a), paragraph (10) of subsection (a-2), or
19 paragraph (10) of subsection (a-3), the victim of the sex
20 offense must notify the appropriate sheriff or the Chicago
21 Police Department in writing, by facsimile transmission, or by
22 e-mail that the victim desires to receive such notice.

23 (i) For purposes of this Section, "victim of a sex offense"
24 means:

25 (1) the victim of the sex offense; or

26 (2) a single representative who may be the spouse,

1 parent, child, or sibling of a person killed during the
2 course of a sex offense perpetrated against the person
3 killed or the spouse, parent, child, or sibling of any
4 victim of a sex offense who is physically or mentally
5 incapable of comprehending or requesting notice.

6 (Source: P.A. 94-161, eff. 7-11-05; 94-168, eff. 1-1-06;
7 94-994, eff. 1-1-07; 95-229, eff. 8-16-07; 95-278, eff.
8 8-17-07; 95-640, eff. 6-1-08; revised 11-19-07.)