



Sen. Dan Kotowski

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1 AMENDMENT TO SENATE BILL 1013

2 AMENDMENT NO. _____. Amend Senate Bill 1013, AS AMENDED,
3 by inserting the following in its proper numeric sequence in
4 Article 1:

5 "Section 1-20. The Unified Code of Corrections is amended
6 by changing Section 5-5-3 as follows:

7 (730 ILCS 5/5-5-3) (from Ch. 38, par. 1005-5-3)

8 (Text of Section after amendment by P.A. 95-1052)

9 Sec. 5-5-3. Disposition.

10 (a) (Blank.)

11 (b) (Blank.)

12 (c) (1) (Blank.)

13 (2) A period of probation, a term of periodic
14 imprisonment or conditional discharge shall not be imposed
15 for the following offenses. The court shall sentence the
16 offender to not less than the minimum term of imprisonment

1 set forth in this Code for the following offenses, and may
2 order a fine or restitution or both in conjunction with
3 such term of imprisonment:

4 (A) First degree murder where the death penalty is
5 not imposed.

6 (B) Attempted first degree murder.

7 (C) A Class X felony.

8 (D) A violation of Section 401.1 or 407 of the
9 Illinois Controlled Substances Act, or a violation of
10 subdivision (c) (1), (c) (1.5), or (c) (2) of Section 401
11 of that Act which relates to more than 5 grams of a
12 substance containing heroin, cocaine, fentanyl, or an
13 analog thereof.

14 (E) A violation of Section 5.1 or 9 of the Cannabis
15 Control Act.

16 (F) A Class 2 or greater felony if the offender had
17 been convicted of a Class 2 or greater felony,
18 including any state or federal conviction for an
19 offense that contained, at the time it was committed,
20 the same elements as an offense now (the date of the
21 offense committed after the prior Class 2 or greater
22 felony) classified as a Class 2 or greater felony,
23 within 10 years of the date on which the offender
24 committed the offense for which he or she is being
25 sentenced, except as otherwise provided in Section
26 40-10 of the Alcoholism and Other Drug Abuse and

1 Dependency Act.

2 (F-5) A violation of Section 24-1, 24-1.1, or
3 24-1.6 of the Criminal Code of 1961 for which
4 imprisonment is prescribed in those Sections.

5 (G) Residential burglary, except as otherwise
6 provided in Section 40-10 of the Alcoholism and Other
7 Drug Abuse and Dependency Act.

8 (H) Criminal sexual assault.

9 (I) Aggravated battery of a senior citizen.

10 (J) A forcible felony if the offense was related to
11 the activities of an organized gang.

12 Before July 1, 1994, for the purposes of this
13 paragraph, "organized gang" means an association of 5
14 or more persons, with an established hierarchy, that
15 encourages members of the association to perpetrate
16 crimes or provides support to the members of the
17 association who do commit crimes.

18 Beginning July 1, 1994, for the purposes of this
19 paragraph, "organized gang" has the meaning ascribed
20 to it in Section 10 of the Illinois Streetgang
21 Terrorism Omnibus Prevention Act.

22 (K) Vehicular hijacking.

23 (L) A second or subsequent conviction for the
24 offense of hate crime when the underlying offense upon
25 which the hate crime is based is felony aggravated
26 assault or felony mob action.

1 (M) A second or subsequent conviction for the
2 offense of institutional vandalism if the damage to the
3 property exceeds \$300.

4 (N) A Class 3 felony violation of paragraph (1) of
5 subsection (a) of Section 2 of the Firearm Owners
6 Identification Card Act.

7 (O) A violation of Section 12-6.1 of the Criminal
8 Code of 1961.

9 (P) A violation of paragraph (1), (2), (3), (4),
10 (5), or (7) of subsection (a) of Section 11-20.1 of the
11 Criminal Code of 1961.

12 (Q) A violation of Section 20-1.2 or 20-1.3 of the
13 Criminal Code of 1961.

14 (R) A violation of Section 24-3A of the Criminal
15 Code of 1961.

16 (S) (Blank).

17 (T) A second or subsequent violation of the
18 Methamphetamine Control and Community Protection Act.

19 (U) A second or subsequent violation of Section
20 6-303 of the Illinois Vehicle Code committed while his
21 or her driver's license, permit, or privilege was
22 revoked because of a violation of Section 9-3 of the
23 Criminal Code of 1961, relating to the offense of
24 reckless homicide, or a similar provision of a law of
25 another state.

26 (V) A violation of paragraph (4) of subsection (c)

1 of Section 11-20.3 of the Criminal Code of 1961.

2 (W) A violation of Section 24-3.5 of the Criminal
3 Code of 1961.

4 (X) A Class 3 felony or higher violation of an
5 offense involving the corruption of a public official
6 when the offense consists of theft, fraud, extortion or
7 a violation of Article 33, 33C, or 33E of the Criminal
8 Code of 1961 and either: (1) the defendant was an
9 elected official at the time of the offense, or (2) the
10 offense involved more than \$10,000 in money or
11 property, based on either the value of any payments or
12 the value of the item that was the object of such
13 offense. However, if the prosecutor certifies to the
14 court at the time of sentencing that the defendant has
15 provided substantial assistance in the case or another
16 prosecution of substantial public importance, this
17 paragraph (X) does not apply.

18 (3) (Blank).

19 (4) A minimum term of imprisonment of not less than 10
20 consecutive days or 30 days of community service shall be
21 imposed for a violation of paragraph (c) of Section 6-303
22 of the Illinois Vehicle Code.

23 (4.1) (Blank).

24 (4.2) Except as provided in paragraphs (4.3) and (4.8)
25 of this subsection (c), a minimum of 100 hours of community
26 service shall be imposed for a second violation of Section

1 6-303 of the Illinois Vehicle Code.

2 (4.3) A minimum term of imprisonment of 30 days or 300
3 hours of community service, as determined by the court,
4 shall be imposed for a second violation of subsection (c)
5 of Section 6-303 of the Illinois Vehicle Code.

6 (4.4) Except as provided in paragraphs (4.5), (4.6),
7 and (4.9) of this subsection (c), a minimum term of
8 imprisonment of 30 days or 300 hours of community service,
9 as determined by the court, shall be imposed for a third or
10 subsequent violation of Section 6-303 of the Illinois
11 Vehicle Code.

12 (4.5) A minimum term of imprisonment of 30 days shall
13 be imposed for a third violation of subsection (c) of
14 Section 6-303 of the Illinois Vehicle Code.

15 (4.6) Except as provided in paragraph (4.10) of this
16 subsection (c), a minimum term of imprisonment of 180 days
17 shall be imposed for a fourth or subsequent violation of
18 subsection (c) of Section 6-303 of the Illinois Vehicle
19 Code.

20 (4.7) A minimum term of imprisonment of not less than
21 30 consecutive days, or 300 hours of community service,
22 shall be imposed for a violation of subsection (a-5) of
23 Section 6-303 of the Illinois Vehicle Code, as provided in
24 subsection (b-5) of that Section.

25 (4.8) A mandatory prison sentence shall be imposed for
26 a second violation of subsection (a-5) of Section 6-303 of

1 the Illinois Vehicle Code, as provided in subsection (c-5)
2 of that Section. The person's driving privileges shall be
3 revoked for a period of not less than 5 years from the date
4 of his or her release from prison.

5 (4.9) A mandatory prison sentence of not less than 4
6 and not more than 15 years shall be imposed for a third
7 violation of subsection (a-5) of Section 6-303 of the
8 Illinois Vehicle Code, as provided in subsection (d-2.5) of
9 that Section. The person's driving privileges shall be
10 revoked for the remainder of his or her life.

11 (4.10) A mandatory prison sentence for a Class 1 felony
12 shall be imposed, and the person shall be eligible for an
13 extended term sentence, for a fourth or subsequent
14 violation of subsection (a-5) of Section 6-303 of the
15 Illinois Vehicle Code, as provided in subsection (d-3.5) of
16 that Section. The person's driving privileges shall be
17 revoked for the remainder of his or her life.

18 (5) The court may sentence a corporation or
19 unincorporated association convicted of any offense to:

20 (A) a period of conditional discharge;

21 (B) a fine;

22 (C) make restitution to the victim under Section
23 5-5-6 of this Code.

24 (5.1) In addition to any other penalties imposed, and
25 except as provided in paragraph (5.2) or (5.3), a person
26 convicted of violating subsection (c) of Section 11-907 of

1 the Illinois Vehicle Code shall have his or her driver's
2 license, permit, or privileges suspended for at least 90
3 days but not more than one year, if the violation resulted
4 in damage to the property of another person.

5 (5.2) In addition to any other penalties imposed, and
6 except as provided in paragraph (5.3), a person convicted
7 of violating subsection (c) of Section 11-907 of the
8 Illinois Vehicle Code shall have his or her driver's
9 license, permit, or privileges suspended for at least 180
10 days but not more than 2 years, if the violation resulted
11 in injury to another person.

12 (5.3) In addition to any other penalties imposed, a
13 person convicted of violating subsection (c) of Section
14 11-907 of the Illinois Vehicle Code shall have his or her
15 driver's license, permit, or privileges suspended for 2
16 years, if the violation resulted in the death of another
17 person.

18 (5.4) In addition to any other penalties imposed, a
19 person convicted of violating Section 3-707 of the Illinois
20 Vehicle Code shall have his or her driver's license,
21 permit, or privileges suspended for 3 months and until he
22 or she has paid a reinstatement fee of \$100.

23 (5.5) In addition to any other penalties imposed, a
24 person convicted of violating Section 3-707 of the Illinois
25 Vehicle Code during a period in which his or her driver's
26 license, permit, or privileges were suspended for a

1 previous violation of that Section shall have his or her
2 driver's license, permit, or privileges suspended for an
3 additional 6 months after the expiration of the original
4 3-month suspension and until he or she has paid a
5 reinstatement fee of \$100.

6 (6) (Blank.)

7 (7) (Blank.)

8 (8) (Blank.)

9 (9) A defendant convicted of a second or subsequent
10 offense of ritualized abuse of a child may be sentenced to
11 a term of natural life imprisonment.

12 (10) (Blank).

13 (11) The court shall impose a minimum fine of \$1,000
14 for a first offense and \$2,000 for a second or subsequent
15 offense upon a person convicted of or placed on supervision
16 for battery when the individual harmed was a sports
17 official or coach at any level of competition and the act
18 causing harm to the sports official or coach occurred
19 within an athletic facility or within the immediate
20 vicinity of the athletic facility at which the sports
21 official or coach was an active participant of the athletic
22 contest held at the athletic facility. For the purposes of
23 this paragraph (11), "sports official" means a person at an
24 athletic contest who enforces the rules of the contest,
25 such as an umpire or referee; "athletic facility" means an
26 indoor or outdoor playing field or recreational area where

1 sports activities are conducted; and "coach" means a person
2 recognized as a coach by the sanctioning authority that
3 conducted the sporting event.

4 (12) A person may not receive a disposition of court
5 supervision for a violation of Section 5-16 of the Boat
6 Registration and Safety Act if that person has previously
7 received a disposition of court supervision for a violation
8 of that Section.

9 (13) A person convicted of or placed on court
10 supervision for an assault or aggravated assault when the
11 victim and the offender are family or household members as
12 defined in Section 103 of the Illinois Domestic Violence
13 Act of 1986 or convicted of domestic battery or aggravated
14 domestic battery may be required to attend a Partner Abuse
15 Intervention Program under protocols set forth by the
16 Illinois Department of Human Services under such terms and
17 conditions imposed by the court. The costs of such classes
18 shall be paid by the offender.

19 (d) In any case in which a sentence originally imposed is
20 vacated, the case shall be remanded to the trial court. The
21 trial court shall hold a hearing under Section 5-4-1 of the
22 Unified Code of Corrections which may include evidence of the
23 defendant's life, moral character and occupation during the
24 time since the original sentence was passed. The trial court
25 shall then impose sentence upon the defendant. The trial court
26 may impose any sentence which could have been imposed at the

1 original trial subject to Section 5-5-4 of the Unified Code of
2 Corrections. If a sentence is vacated on appeal or on
3 collateral attack due to the failure of the trier of fact at
4 trial to determine beyond a reasonable doubt the existence of a
5 fact (other than a prior conviction) necessary to increase the
6 punishment for the offense beyond the statutory maximum
7 otherwise applicable, either the defendant may be re-sentenced
8 to a term within the range otherwise provided or, if the State
9 files notice of its intention to again seek the extended
10 sentence, the defendant shall be afforded a new trial.

11 (e) In cases where prosecution for aggravated criminal
12 sexual abuse under Section 12-16 of the Criminal Code of 1961
13 results in conviction of a defendant who was a family member of
14 the victim at the time of the commission of the offense, the
15 court shall consider the safety and welfare of the victim and
16 may impose a sentence of probation only where:

17 (1) the court finds (A) or (B) or both are appropriate:

18 (A) the defendant is willing to undergo a court
19 approved counseling program for a minimum duration of 2
20 years; or

21 (B) the defendant is willing to participate in a
22 court approved plan including but not limited to the
23 defendant's:

24 (i) removal from the household;

25 (ii) restricted contact with the victim;

26 (iii) continued financial support of the

1 family;

2 (iv) restitution for harm done to the victim;

3 and

4 (v) compliance with any other measures that
5 the court may deem appropriate; and

6 (2) the court orders the defendant to pay for the
7 victim's counseling services, to the extent that the court
8 finds, after considering the defendant's income and
9 assets, that the defendant is financially capable of paying
10 for such services, if the victim was under 18 years of age
11 at the time the offense was committed and requires
12 counseling as a result of the offense.

13 Probation may be revoked or modified pursuant to Section
14 5-6-4; except where the court determines at the hearing that
15 the defendant violated a condition of his or her probation
16 restricting contact with the victim or other family members or
17 commits another offense with the victim or other family
18 members, the court shall revoke the defendant's probation and
19 impose a term of imprisonment.

20 For the purposes of this Section, "family member" and
21 "victim" shall have the meanings ascribed to them in Section
22 12-12 of the Criminal Code of 1961.

23 (f) (Blank.)

24 (g) Whenever a defendant is convicted of an offense under
25 Sections 11-14, 11-15, 11-15.1, 11-16, 11-17, 11-18, 11-18.1,
26 11-19, 11-19.1, 11-19.2, 12-13, 12-14, 12-14.1, 12-15 or 12-16

1 of the Criminal Code of 1961, the defendant shall undergo
2 medical testing to determine whether the defendant has any
3 sexually transmissible disease, including a test for infection
4 with human immunodeficiency virus (HIV) or any other identified
5 causative agent of acquired immunodeficiency syndrome (AIDS).
6 Any such medical test shall be performed only by appropriately
7 licensed medical practitioners and may include an analysis of
8 any bodily fluids as well as an examination of the defendant's
9 person. Except as otherwise provided by law, the results of
10 such test shall be kept strictly confidential by all medical
11 personnel involved in the testing and must be personally
12 delivered in a sealed envelope to the judge of the court in
13 which the conviction was entered for the judge's inspection in
14 camera. Acting in accordance with the best interests of the
15 victim and the public, the judge shall have the discretion to
16 determine to whom, if anyone, the results of the testing may be
17 revealed. The court shall notify the defendant of the test
18 results. The court shall also notify the victim if requested by
19 the victim, and if the victim is under the age of 15 and if
20 requested by the victim's parents or legal guardian, the court
21 shall notify the victim's parents or legal guardian of the test
22 results. The court shall provide information on the
23 availability of HIV testing and counseling at Department of
24 Public Health facilities to all parties to whom the results of
25 the testing are revealed and shall direct the State's Attorney
26 to provide the information to the victim when possible. A

1 State's Attorney may petition the court to obtain the results
2 of any HIV test administered under this Section, and the court
3 shall grant the disclosure if the State's Attorney shows it is
4 relevant in order to prosecute a charge of criminal
5 transmission of HIV under Section 12-16.2 of the Criminal Code
6 of 1961 against the defendant. The court shall order that the
7 cost of any such test shall be paid by the county and may be
8 taxed as costs against the convicted defendant.

9 (g-5) When an inmate is tested for an airborne communicable
10 disease, as determined by the Illinois Department of Public
11 Health including but not limited to tuberculosis, the results
12 of the test shall be personally delivered by the warden or his
13 or her designee in a sealed envelope to the judge of the court
14 in which the inmate must appear for the judge's inspection in
15 camera if requested by the judge. Acting in accordance with the
16 best interests of those in the courtroom, the judge shall have
17 the discretion to determine what if any precautions need to be
18 taken to prevent transmission of the disease in the courtroom.

19 (h) Whenever a defendant is convicted of an offense under
20 Section 1 or 2 of the Hypodermic Syringes and Needles Act, the
21 defendant shall undergo medical testing to determine whether
22 the defendant has been exposed to human immunodeficiency virus
23 (HIV) or any other identified causative agent of acquired
24 immunodeficiency syndrome (AIDS). Except as otherwise provided
25 by law, the results of such test shall be kept strictly
26 confidential by all medical personnel involved in the testing

1 and must be personally delivered in a sealed envelope to the
2 judge of the court in which the conviction was entered for the
3 judge's inspection in camera. Acting in accordance with the
4 best interests of the public, the judge shall have the
5 discretion to determine to whom, if anyone, the results of the
6 testing may be revealed. The court shall notify the defendant
7 of a positive test showing an infection with the human
8 immunodeficiency virus (HIV). The court shall provide
9 information on the availability of HIV testing and counseling
10 at Department of Public Health facilities to all parties to
11 whom the results of the testing are revealed and shall direct
12 the State's Attorney to provide the information to the victim
13 when possible. A State's Attorney may petition the court to
14 obtain the results of any HIV test administered under this
15 Section, and the court shall grant the disclosure if the
16 State's Attorney shows it is relevant in order to prosecute a
17 charge of criminal transmission of HIV under Section 12-16.2 of
18 the Criminal Code of 1961 against the defendant. The court
19 shall order that the cost of any such test shall be paid by the
20 county and may be taxed as costs against the convicted
21 defendant.

22 (i) All fines and penalties imposed under this Section for
23 any violation of Chapters 3, 4, 6, and 11 of the Illinois
24 Vehicle Code, or a similar provision of a local ordinance, and
25 any violation of the Child Passenger Protection Act, or a
26 similar provision of a local ordinance, shall be collected and

1 disbursed by the circuit clerk as provided under Section 27.5
2 of the Clerks of Courts Act.

3 (j) In cases when prosecution for any violation of Section
4 11-6, 11-8, 11-9, 11-11, 11-14, 11-15, 11-15.1, 11-16, 11-17,
5 11-17.1, 11-18, 11-18.1, 11-19, 11-19.1, 11-19.2, 11-20.1,
6 11-21, 12-13, 12-14, 12-14.1, 12-15, or 12-16 of the Criminal
7 Code of 1961, any violation of the Illinois Controlled
8 Substances Act, any violation of the Cannabis Control Act, or
9 any violation of the Methamphetamine Control and Community
10 Protection Act results in conviction, a disposition of court
11 supervision, or an order of probation granted under Section 10
12 of the Cannabis Control Act, Section 410 of the Illinois
13 Controlled Substance Act, or Section 70 of the Methamphetamine
14 Control and Community Protection Act of a defendant, the court
15 shall determine whether the defendant is employed by a facility
16 or center as defined under the Child Care Act of 1969, a public
17 or private elementary or secondary school, or otherwise works
18 with children under 18 years of age on a daily basis. When a
19 defendant is so employed, the court shall order the Clerk of
20 the Court to send a copy of the judgment of conviction or order
21 of supervision or probation to the defendant's employer by
22 certified mail. If the employer of the defendant is a school,
23 the Clerk of the Court shall direct the mailing of a copy of
24 the judgment of conviction or order of supervision or probation
25 to the appropriate regional superintendent of schools. The
26 regional superintendent of schools shall notify the State Board

1 of Education of any notification under this subsection.

2 (j-5) A defendant at least 17 years of age who is convicted
3 of a felony and who has not been previously convicted of a
4 misdemeanor or felony and who is sentenced to a term of
5 imprisonment in the Illinois Department of Corrections shall as
6 a condition of his or her sentence be required by the court to
7 attend educational courses designed to prepare the defendant
8 for a high school diploma and to work toward a high school
9 diploma or to work toward passing the high school level Test of
10 General Educational Development (GED) or to work toward
11 completing a vocational training program offered by the
12 Department of Corrections. If a defendant fails to complete the
13 educational training required by his or her sentence during the
14 term of incarceration, the Prisoner Review Board shall, as a
15 condition of mandatory supervised release, require the
16 defendant, at his or her own expense, to pursue a course of
17 study toward a high school diploma or passage of the GED test.
18 The Prisoner Review Board shall revoke the mandatory supervised
19 release of a defendant who wilfully fails to comply with this
20 subsection (j-5) upon his or her release from confinement in a
21 penal institution while serving a mandatory supervised release
22 term; however, the inability of the defendant after making a
23 good faith effort to obtain financial aid or pay for the
24 educational training shall not be deemed a wilful failure to
25 comply. The Prisoner Review Board shall recommit the defendant
26 whose mandatory supervised release term has been revoked under

1 this subsection (j-5) as provided in Section 3-3-9. This
2 subsection (j-5) does not apply to a defendant who has a high
3 school diploma or has successfully passed the GED test. This
4 subsection (j-5) does not apply to a defendant who is
5 determined by the court to be developmentally disabled or
6 otherwise mentally incapable of completing the educational or
7 vocational program.

8 (k) (Blank.)

9 (l) (A) Except as provided in paragraph (C) of subsection
10 (l), whenever a defendant, who is an alien as defined by
11 the Immigration and Nationality Act, is convicted of any
12 felony or misdemeanor offense, the court after sentencing
13 the defendant may, upon motion of the State's Attorney,
14 hold sentence in abeyance and remand the defendant to the
15 custody of the Attorney General of the United States or his
16 or her designated agent to be deported when:

17 (1) a final order of deportation has been issued
18 against the defendant pursuant to proceedings under
19 the Immigration and Nationality Act, and

20 (2) the deportation of the defendant would not
21 deprecate the seriousness of the defendant's conduct
22 and would not be inconsistent with the ends of justice.

23 Otherwise, the defendant shall be sentenced as
24 provided in this Chapter V.

25 (B) If the defendant has already been sentenced for a
26 felony or misdemeanor offense, or has been placed on

1 probation under Section 10 of the Cannabis Control Act,
2 Section 410 of the Illinois Controlled Substances Act, or
3 Section 70 of the Methamphetamine Control and Community
4 Protection Act, the court may, upon motion of the State's
5 Attorney to suspend the sentence imposed, commit the
6 defendant to the custody of the Attorney General of the
7 United States or his or her designated agent when:

8 (1) a final order of deportation has been issued
9 against the defendant pursuant to proceedings under
10 the Immigration and Nationality Act, and

11 (2) the deportation of the defendant would not
12 deprecate the seriousness of the defendant's conduct
13 and would not be inconsistent with the ends of justice.

14 (C) This subsection (1) does not apply to offenders who
15 are subject to the provisions of paragraph (2) of
16 subsection (a) of Section 3-6-3.

17 (D) Upon motion of the State's Attorney, if a defendant
18 sentenced under this Section returns to the jurisdiction of
19 the United States, the defendant shall be recommitted to
20 the custody of the county from which he or she was
21 sentenced. Thereafter, the defendant shall be brought
22 before the sentencing court, which may impose any sentence
23 that was available under Section 5-5-3 at the time of
24 initial sentencing. In addition, the defendant shall not be
25 eligible for additional good conduct credit for
26 meritorious service as provided under Section 3-6-6.

1 (m) A person convicted of criminal defacement of property
2 under Section 21-1.3 of the Criminal Code of 1961, in which the
3 property damage exceeds \$300 and the property damaged is a
4 school building, shall be ordered to perform community service
5 that may include cleanup, removal, or painting over the
6 defacement.

7 (n) The court may sentence a person convicted of a
8 violation of Section 12-19, 12-21, or 16-1.3 of the Criminal
9 Code of 1961 (i) to an impact incarceration program if the
10 person is otherwise eligible for that program under Section
11 5-8-1.1, (ii) to community service, or (iii) if the person is
12 an addict or alcoholic, as defined in the Alcoholism and Other
13 Drug Abuse and Dependency Act, to a substance or alcohol abuse
14 program licensed under that Act.

15 (o) Whenever a person is convicted of a sex offense as
16 defined in Section 2 of the Sex Offender Registration Act, the
17 defendant's driver's license or permit shall be subject to
18 renewal on an annual basis in accordance with the provisions of
19 license renewal established by the Secretary of State.

20 (Source: P.A. 94-72, eff. 1-1-06; 94-556, eff. 9-11-05; 94-993,
21 eff. 1-1-07; 94-1035, eff. 7-1-07; 95-188, eff. 8-16-07;
22 95-259, eff. 8-17-07; 95-331, eff. 8-21-07; 95-377, eff.
23 1-1-08; 95-579, eff. 6-1-08; 95-876, eff. 8-21-08; 95-882, eff.
24 1-1-09; 95-1052, eff. 7-1-09.)".