



Sen. James F. Clayborne, Jr.

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1 AMENDMENT TO SENATE BILL 2462

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2462 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Sex Offender Registration Act is amended by  
5 changing Section 3 as follows:

6 (730 ILCS 150/3)

7 Sec. 3. Duty to register.

8 (a) A sex offender, as defined in Section 2 of this Act, or  
9 sexual predator shall, within the time period prescribed in  
10 subsections (b) and (c), register in person and provide  
11 accurate information as required by the Department of State  
12 Police. Such information shall include a current photograph,  
13 current address, current place of employment, the employer's  
14 telephone number, school attended, all e-mail addresses,  
15 instant messaging identities, chat room identities, and other  
16 Internet communications identities that the sex offender uses

1 or plans to use, all Uniform Resource Locators (URLs)  
2 registered or used by the sex offender, all blogs and other  
3 Internet sites maintained by the sex offender or to which the  
4 sex offender has uploaded any content or posted any messages or  
5 information, extensions of the time period for registering as  
6 provided in this Article and, if an extension was granted, the  
7 reason why the extension was granted and the date the sex  
8 offender was notified of the extension. The information shall  
9 also include a copy of the terms and conditions of parole or  
10 release signed by the sex offender and given to the sex  
11 offender by his or her supervising officer, the county of  
12 conviction, license plate numbers for every vehicle registered  
13 in the name of the sex offender, the age of the sex offender at  
14 the time of the commission of the offense, the age of the  
15 victim at the time of the commission of the offense, and any  
16 distinguishing marks located on the body of the sex offender. A  
17 sex offender convicted under Section 11-6, 11-20.1, 11-20.3, or  
18 11-21 of the Criminal Code of 1961 shall provide all Internet  
19 protocol (IP) addresses in his or her residence, registered in  
20 his or her name, accessible at his or her place of employment,  
21 or otherwise under his or her control or custody. The sex  
22 offender or sexual predator shall register:

23 (1) with the chief of police in the municipality in  
24 which he or she resides or is temporarily domiciled for a  
25 period of time of 5 or more days, unless the municipality  
26 is the City of Chicago, in which case he or she shall

1 register at the Chicago Police Department Headquarters; or

2 (2) with the sheriff in the county in which he or she  
3 resides or is temporarily domiciled for a period of time of  
4 5 or more days in an unincorporated area or, if  
5 incorporated, no police chief exists.

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

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

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

18 For purposes of this Article, the place of residence or  
19 temporary domicile is defined as any and all places where the  
20 sex offender resides for an aggregate period of time of 5 or  
21 more days during any calendar year. Any person required to  
22 register under this Article who lacks a fixed address or  
23 temporary domicile must notify, in person, the agency of  
24 jurisdiction of his or her last known address within 3 days  
25 after ceasing to have a fixed residence.

26 Any person who lacks a fixed residence must report weekly,

1 in person, with the sheriff's office of the county in which he  
2 or she is located in an unincorporated area, or with the chief  
3 of police in the municipality in which he or she is located.  
4 The agency of jurisdiction will document each weekly  
5 registration to include all the locations where the person has  
6 stayed during the past 7 days.

7 The sex offender or sexual predator shall provide accurate  
8 information as required by the Department of State Police. That  
9 information shall include the sex offender's or sexual  
10 predator's current place of employment.

11 (a-5) An out-of-state student or out-of-state employee  
12 shall, within 3 days after beginning school or employment in  
13 this State, register in person and provide accurate information  
14 as required by the Department of State Police. Such information  
15 will include current place of employment, school attended, and  
16 address in state of residence. A sex offender convicted under  
17 Section 11-6, 11-20.1, 11-20.3, or 11-21 of the Criminal Code  
18 of 1961 shall provide all Internet protocol (IP) addresses in  
19 his or her residence, registered in his or her name, accessible  
20 at his or her place of employment, or otherwise under his or  
21 her control or custody. 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

1 the municipality is the City of Chicago, in which case he  
2 or she shall register at the Chicago Police Department  
3 Headquarters; or

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

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

14 (a-10) Any law enforcement agency registering sex  
15 offenders or sexual predators in accordance with subsections  
16 (a) or (a-5) of this Section shall forward to the Attorney  
17 General a copy of sex offender registration forms from persons  
18 convicted under Section 11-6, 11-20.1, 11-20.3, or 11-21 of the  
19 Criminal Code of 1961, including periodic and annual  
20 registrations under Section 6 of this Act.

21 (b) Any sex offender, as defined in Section 2 of this Act,  
22 or sexual predator, regardless of any initial, prior, or other  
23 registration, shall, within 3 days of beginning school, or  
24 establishing a residence, place of employment, or temporary  
25 domicile in any county, register in person as set forth in  
26 subsection (a) or (a-5).

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

3           (1) Any person registered under the Habitual Child Sex  
4 Offender Registration Act or the Child Sex Offender  
5 Registration Act prior to January 1, 1996, shall be deemed  
6 initially registered as of January 1, 1996; however, this  
7 shall not be construed to extend the duration of  
8 registration set forth in Section 7.

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

13           (2.5) Except as provided in subsection (c)(4), any  
14 person who has not been notified of his or her  
15 responsibility to register shall be notified by a criminal  
16 justice entity of his or her responsibility to register.  
17 Upon notification the person must then register within 3  
18 days of notification of his or her requirement to register.  
19 If notification is not made within the offender's 10 year  
20 registration requirement, and the Department of State  
21 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           (3) Except as provided in subsection (c)(4), any person  
25 convicted on or after January 1, 1996, shall register in  
26 person within 3 days after the entry of the sentencing

1 order based upon his or her conviction.

2 (4) Any person unable to comply with the registration  
3 requirements of this Article because he or she is confined,  
4 institutionalized, or imprisoned in Illinois on or after  
5 January 1, 1996, shall register in person within 3 days of  
6 discharge, parole or release.

7 (5) The person shall provide positive identification  
8 and documentation that substantiates proof of residence at  
9 the registering address.

10 (6) The person shall pay a \$20 initial registration fee  
11 and a \$10 annual renewal fee. The fees shall be used by the  
12 registering agency for official purposes. The agency shall  
13 establish procedures to document receipt and use of the  
14 funds. The law enforcement agency having jurisdiction may  
15 waive the registration fee if it determines that the person  
16 is indigent and unable to pay the registration fee. Ten  
17 dollars for the initial registration fee and \$5 of the  
18 annual renewal fee shall be used by the registering agency  
19 for official purposes. Ten dollars of the initial  
20 registration fee and \$5 of the annual fee shall be  
21 deposited into the Sex Offender Management Board Fund under  
22 Section 19 of the Sex Offender Management Board Act. Money  
23 deposited into the Sex Offender Management Board Fund shall  
24 be administered by the Sex Offender Management Board and  
25 shall be used to fund practices endorsed or required by the  
26 Sex Offender Management Board Act including but not limited

1 to sex offenders evaluation, treatment, or monitoring  
2 programs that are or may be developed, as well as for  
3 administrative costs, including staff, incurred by the  
4 Board.

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

13 (Source: P.A. 94-166, eff. 1-1-06; 94-168, eff. 1-1-06; 94-994,  
14 eff. 1-1-07; 95-229, eff. 8-16-07; 95-579, eff. 6-1-08; 95-640,  
15 eff. 6-1-08; 95-658, eff. 10-11-07; 95-876, eff. 8-21-08.)".