

1 AN ACT concerning criminal law.

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

4 Section 1. This Act may be cited as Andrea's Law.

5 Section 5. The Unified Code of Corrections is amended by
6 adding Section 3-6-3.2 as follows:

7 (730 ILCS 5/3-6-3.2 new)

8 Sec. 3-6-3.2. Statewide First Degree Murderer Database.

9 (a) The Department of State Police shall establish and
10 maintain a Statewide First Degree Murderer Database for the
11 purpose of identifying persons convicted of first degree murder
12 who were not released from a Department facility more than 10
13 years before the effective date of this amendatory Act of the
14 97th General Assembly, and who have been released from a penal
15 institution or other facility after the completion of their
16 confinement and making that information available to the
17 public. The Database shall be created from information obtained
18 from the first degree murderer and submitted to the Department
19 of State Police. The first degree murderer described in this
20 subsection (a) shall be required to be registered with the
21 Department of State Police. If that person is not in the
22 custody of the Department of Corrections on the effective date

1 of this amendatory Act of the 97th General Assembly, he or she
2 must register within 90 days of the effective date of this
3 amendatory Act of the 97th General Assembly or within 3 days
4 after having been notified of the duty to register by the
5 Department of Corrections or any law enforcement officer,
6 whichever is sooner. A first degree murderer as defined in this
7 subsection (a) who is on parole, mandatory supervised release,
8 probation, or conditional discharge for a conviction for any
9 felony or misdemeanor offense shall be notified of his or her
10 duty to register by his or her supervising officer. The
11 supervising officer shall require the person to read and sign
12 such form as may be required by the Department of State Police
13 stating that the duty to register and the procedure for
14 registration have been explained to him or her and that he or
15 she understands the procedure for registration. He or she shall
16 register within 3 days after notification by his or her
17 supervising officer. Any person unable to comply with the
18 registration requirements of this amendatory Act of the 97th
19 General Assembly shall register in person within 3 days after
20 discharge, parole, or release. The first degree murderer
21 defined in this subsection (a) shall register in person with
22 the Department of State Police and provide accurate information
23 as required by the Department of State Police. Such information
24 shall include a current photograph, current address, current
25 place of employment, the employer's telephone number, school
26 attended, all e-mail addresses, instant messaging identities,

1 chat room identities, and other Internet communications
2 identities that the first degree murderer uses or plans to use,
3 all Uniform Resource Locators (URLs) registered or used by the
4 first degree murderer, all blogs and other Internet sites
5 maintained by the first degree murderer or to which the first
6 degree murderer has uploaded any content or posted any messages
7 or information, extensions of the time period for registering
8 as provided in this Section and, if an extension was granted,
9 the reason why the extension was granted and the date the first
10 degree murderer was notified of the extension. The information
11 shall also include the county of conviction, license plate
12 numbers for every vehicle registered in the name of the first
13 degree murderer, the age of the first degree murderer at the
14 time of the commission of the offense, the age of the victim at
15 the time of the commission of the offense, and any
16 distinguishing marks located on the body of the first degree
17 murderer. This information shall be included in the Database.
18 The first degree murderer shall submit in person to the
19 Department any changes in the information described in this
20 subsection (a).

21 (b) The Department of State Police must make the
22 information contained in the Statewide First Degree Murderer
23 Database accessible on the Internet by means of a hyperlink
24 labeled "First Degree Murderer Information" on the
25 Department's World Wide Web home page. The Department must make
26 the information contained in the Statewide First Degree

1 Murderer Database searchable via a mapping system which
2 identifies first degree murderers described in subsection (a)
3 living within 5 miles of an identified address. The Department
4 of State Police must update that information as it deems
5 necessary. The Department of State Police may require that a
6 person who seeks access to the first degree murderer
7 information submit biographical information about himself or
8 herself before permitting access to the first degree murderer
9 information. The Department of State Police must promulgate
10 rules in accordance with the Illinois Administrative Procedure
11 Act to implement this subsection (b) and those rules must
12 include procedures to ensure that the information in the
13 database is accurate.

14 (c) The Department of State Police shall require a person
15 described in subsection (a) to register with the Department for
16 a period of 10 years following release. The Department shall
17 establish the procedures for registration.

18 (d) Any person who is required to register under this
19 Section who violates any of the provisions of this Section and
20 any person who is required to register under this Section who
21 seeks to change his or her name under Article 21 of the Code of
22 Civil Procedure is guilty of a Class 3 felony. Any person who
23 is convicted for a violation of this Section for a second or
24 subsequent time is guilty of a Class 2 felony. Any person who
25 is required to register under this Section who knowingly or
26 wilfully gives material information required by this Section

1 that is false is guilty of a Class 3 felony. Any person
2 convicted of a violation of any provision of this Section
3 shall, in addition to any other penalty required by law, be
4 required to serve a minimum period of 7 days confinement in the
5 local county jail. The court shall impose a mandatory minimum
6 fine of \$500 for failure to comply with any provision of this
7 Section.