



Rep. Michelle Mussman

Filed: 5/9/2011

09700SB1040ham001

LRB097 04757 RLC 55071 a

1 AMENDMENT TO SENATE BILL 1040

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1040 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Sex Offender Registration Act is amended by  
5 changing Sections 2, 3, 6, 7, 8, and 11 and by adding Section  
6 10.1 as follows:

7 (730 ILCS 150/2) (from Ch. 38, par. 222)

8 (Text of Section after amendment by P.A. 96-1551)

9 Sec. 2. Definitions.

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

12 (1) charged pursuant to Illinois law, or any  
13 substantially similar federal, Uniform Code of Military  
14 Justice, sister state, law of another jurisdiction, tribe,  
15 territory, District of Columbia, or foreign country law,  
16 with a sex offense set forth in subsection (B) of this

1 Section or the attempt to commit an included sex offense,  
2 and:

3 (a) is convicted of such offense or an attempt to  
4 commit such offense, conspiracy to commit the offense,  
5 or solicitation to commit the offense; or

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

8 (c) is found not guilty by reason of insanity  
9 pursuant to Section 104-25(c) of the Code of Criminal  
10 Procedure of 1963 of such offense or an attempt to  
11 commit such offense; or

12 (d) is the subject of a finding not resulting in an  
13 acquittal at a hearing conducted pursuant to Section  
14 104-25(a) of the Code of Criminal Procedure of 1963 for  
15 the alleged commission or attempted commission of such  
16 offense; or

17 (e) is found not guilty by reason of insanity  
18 following a hearing conducted pursuant to a federal,  
19 Uniform Code of Military Justice, sister state, or  
20 foreign country law substantially similar to Section  
21 104-25(c) of the Code of Criminal Procedure of 1963 of  
22 such offense or of the attempted commission of such  
23 offense; or

24 (f) is the subject of a finding not resulting in an  
25 acquittal at a hearing conducted pursuant to a federal,  
26 Uniform Code of Military Justice, sister state, or

1 foreign country law substantially similar to Section  
2 104-25(a) of the Code of Criminal Procedure of 1963 for  
3 the alleged violation or attempted commission of such  
4 offense; or

5 (g) receives a disposition of court supervision,  
6 deferred sentence, deferred adjudication, or a similar  
7 disposition for the offense, an attempt to commit the  
8 offense, conspiracy to commit the offense, and  
9 solicitation to commit the offense; or

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

14 (3) subject to the provisions of Section 2 of the  
15 Interstate Agreements on Sexually Dangerous Persons Act;  
16 or

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

21 (5) adjudicated a juvenile delinquent as the result of  
22 committing or attempting to commit an act which, if  
23 committed by an adult, would constitute any of the offenses  
24 specified in item (B), (C), or (C-5) of this Section or a  
25 violation of any substantially similar federal, Uniform  
26 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".

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

16 (1) A violation, attempted violation of, conspiracy to  
17 commit, or solicitation to commit a violation of any of the  
18 following Sections of the Criminal Code of 1961:

19 10-5.1 (luring a minor) for a second or subsequent  
20 conviction,

21 11-20.1 (child pornography),

22 11-20.1B or 11-20.3 (aggravated child  
23 pornography),

24 11-6 (indecent solicitation of a child),

25 11-9.1 (sexual exploitation of a child),

26 11-9.2 (custodial sexual misconduct),

1           11-9.5 (sexual misconduct with a person with a  
2           disability),  
3           11-14.4 (promoting juvenile prostitution),  
4           11-15.1 (soliciting for a juvenile prostitute),  
5           11-18.1 (patronizing a juvenile prostitute),  
6           11-17.1 (keeping a place of juvenile  
7           prostitution),  
8           11-19.1 (juvenile pimping),  
9           11-19.2 (exploitation of a child),  
10          11-25 (grooming),  
11          11-26 (traveling to meet a minor),  
12          11-1.20 or 12-13 (criminal sexual assault),  
13          11-1.30 or 12-14 (aggravated criminal sexual  
14          assault),  
15          11-1.40 or 12-14.1 (predatory criminal sexual  
16          assault of a child),  
17          11-1.50 or 12-15 (criminal sexual abuse),  
18          11-1.60 or 12-16 (aggravated criminal sexual  
19          abuse),  
20          12-33 (ritualized abuse of a child),  
21          26-4 (unauthorized video recording and live video  
22          transmission), if the victim is under the age of 18.

23           An attempt to commit any of these offenses.

24           (1.5) A violation of any of the following Sections of  
25           the Criminal Code of 1961, when the victim is a person  
26           under 18 years of age, the defendant is not a parent of the

1 victim, ~~the offense was sexually motivated as defined in~~  
2 ~~Section 10 of the Sex Offender Management Board Act,~~ and  
3 the offense was committed on or after January 1, 1996:

4 10-1 (kidnapping),

5 10-2 (aggravated kidnapping),

6 10-3 (unlawful restraint),

7 10-3.1 (aggravated unlawful restraint).

8 (1.6) First degree murder under Section 9-1 of the  
9 Criminal Code of 1961, when the victim was a person under  
10 18 years of age and the defendant was at least 17 years of  
11 age at the time of the commission of the offense, provided  
12 the offense was sexually motivated as defined in Section 10  
13 of the Sex Offender Management Board Act.

14 (1.7) (Blank).

15 (1.8) A violation or attempted violation of Section  
16 11-11 (sexual relations within families) of the Criminal  
17 Code of 1961, and the offense was committed on or after  
18 June 1, 1997.

19 (1.9) Child abduction under paragraph (10) of  
20 subsection (b) of Section 10-5 of the Criminal Code of 1961  
21 committed by luring or attempting to lure a child under the  
22 age of 16 into a motor vehicle, building, house trailer, or  
23 dwelling place without the consent of the parent or lawful  
24 custodian of the child for other than a lawful purpose and  
25 the offense was committed on or after January 1, 1998,  
26 ~~provided the offense was sexually motivated as defined in~~

1 ~~Section 10 of the Sex Offender Management Board Act.~~

2 (1.10) A violation or attempted violation of any of the  
3 following Sections of the Criminal Code of 1961 when the  
4 offense was committed on or after July 1, 1999:

5 10-4 (forcible detention, if the victim is under 18  
6 years of age), provided the offense was sexually  
7 motivated as defined in Section 10 of the Sex Offender  
8 Management Board Act,

9 11-6.5 (indecent solicitation of an adult),

10 11-14.3 that involves soliciting for a prostitute,  
11 or 11-15 (soliciting for a prostitute, if the victim is  
12 under 18 years of age),

13 subdivision (a) (2) (A) or (a) (2) (B) of Section  
14 11-14.3, or Section 11-16 (pandering, if the victim is  
15 under 18 years of age),

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

18 subdivision (a) (2) (C) of Section 11-14.3, or  
19 Section 11-19 (pimping, if the victim is under 18 years  
20 of age).

21 (1.11) A violation or attempted violation of any of the  
22 following Sections of the Criminal Code of 1961 when the  
23 offense was committed on or after August 22, 2002:

24 11-9 or 11-30 (public indecency for a third or  
25 subsequent conviction).

26 (1.12) A violation or attempted violation of Section

1 5.1 of the Wrongs to Children Act or Section 11-9.1A of the  
2 Criminal Code of 1961 (permitting sexual abuse) when the  
3 offense was committed on or after August 22, 2002.

4 (2) A violation, attempted violation of, conspiracy to  
5 commit, or solicitation to commit a violation of any former  
6 law of this State substantially equivalent to any offense  
7 listed in subsection (B) of this Section.

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), (C), (E), and (E-5) of this Section  
12 shall constitute a conviction for the purpose of this Article.  
13 A finding or adjudication as a sexually dangerous person or a  
14 sexually violent person under any federal law, Uniform Code of  
15 Military Justice, or the law of another state or foreign  
16 country that is substantially equivalent to the Sexually  
17 Dangerous Persons Act or the Sexually Violent Persons  
18 Commitment Act shall constitute an adjudication for the  
19 purposes of this Article.

20 (C-1) A violation, attempted violation of, conspiracy to  
21 commit, or solicitation to commit a violation of any of the  
22 following Sections of Title 18 of the U.S. Code:

23 (A) 1591 (sex trafficking of children),

24 (B) 1801 (video voyeurism of a minor),

25 (C) 2241 (aggravated sexual abuse),

26 (D) 2242 (sexual abuse),



- 1           (E) 2243 (sexual abuse of a minor or ward),  
2           (F) 2244 (abusive sexual contact),  
3           (G) 2245 (offenses resulting in death),  
4           (H) 2251 (sexual exploitation of children),  
5           (I) 2251A (selling or buying of children),  
6           (J) 2252 (material involving the sexual exploitation  
7 of minors),  
8           (K) 2252A (material containing child pornography),  
9           (L) 2252B (misleading domain names on the Internet),  
10          (M) 2252C (misleading words or digital images on the  
11 Internet),  
12          (N) 2260 (production of sexually explicit depictions  
13 of a minor for import into the United States),  
14          (O) 2421 (transportation of a minor for illegal sexual  
15 activity),  
16          (P) 2422 (coercion and enticement of a minor for  
17 illegal sexual activity),  
18          (Q) 2423 (transportation of minors for illegal sexual  
19 activity, travel with the intent to engage in illicit  
20 sexual conduct with a minor, engaging in illicit sexual  
21 conduct in foreign places),  
22          (R) 2424 (failure to file a factual statement about an  
23 alien individual),  
24          (S) 2425 (transmitting information about a minor to  
25 further criminal sexual conduct),  
26          (T) A violation of any former federal law substantially

1           equivalent to any offense in this subsection (C-1).

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

15           (D) As used in this Article, "law enforcement agency having  
16 jurisdiction" means the Chief of Police in each of the  
17 municipalities in which the sex offender expects to reside,  
18 work, or attend school (1) upon his or her discharge, parole or  
19 release or (2) during the service of his or her sentence of  
20 probation or conditional discharge, or the Sheriff of the  
21 county, in the event no Police Chief exists or if the offender  
22 intends to reside, work, or attend school in an unincorporated  
23 area. "Law enforcement agency having jurisdiction" includes  
24 the location where out-of-state students attend school and  
25 where out-of-state employees are employed or are otherwise  
26 required to register.

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

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

6 (1) Convicted for an offense, conspiracy to commit the  
7 offense, or solicitation to commit the offense of federal,  
8 Uniform Code of Military Justice, sister state, or foreign  
9 country law that is substantially equivalent to any offense  
10 listed in subsection (E) or (E-5) of this Section shall  
11 constitute a conviction for the purpose of this Article.  
12 Convicted of a violation or attempted violation of any of  
13 the following Sections of the Criminal Code of 1961, if the  
14 conviction occurred after July 1, 1999:

15 11-14.4 that involves keeping a place of juvenile  
16 prostitution, or 11-17.1 (keeping a place of juvenile  
17 prostitution),

18 subdivision (a) (2) or (a) (3) of Section 11-14.4,  
19 or Section 11-19.1 (juvenile pimping),

20 subdivision (a) (4) of Section 11-14.4, or Section  
21 11-19.2 (exploitation of a child),

22 11-20.1 (child pornography),

23 11-20.1B or 11-20.3 (aggravated child  
24 pornography),

25 11-1.20 or 12-13 (criminal sexual assault),

26 11-1.30 or 12-14 (aggravated criminal sexual

1 assault),

2 11-1.40 or 12-14.1 (predatory criminal sexual  
3 assault of a child),

4 11-1.60 or 12-16 (aggravated criminal sexual  
5 abuse),

6 12-33 (ritualized abuse of a child);

7 (2) (blank);

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

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

16 (5) convicted of a second or subsequent offense which  
17 requires registration pursuant to this Act. The conviction  
18 for the second or subsequent offense must have occurred  
19 after July 1, 1999. For purposes of this paragraph (5),  
20 "convicted" shall include a conviction under any  
21 substantially similar Illinois, federal, Uniform Code of  
22 Military Justice, sister state, or foreign country law; ~~or~~

23 (6) convicted of a second or subsequent offense of  
24 luring a minor under Section 10-5.1 of the Criminal Code of  
25 1961; or -

26 (7) a violation of any of the following Sections of

1           Title 18 of the U.S. Code:

2                     2241 (aggravated sexual abuse),

3                     2242 (sexual abuse),

4                     2244 (abusive sexual contact).

5           (E-5) As used in this Article, "sexual predator" also means  
6 a person convicted of a violation or attempted violation,  
7 conspiracy to commit the offense, or solicitation to commit the  
8 offense of any of the following Sections of the Criminal Code  
9 of 1961:

10           (1) Section 9-1 (first degree murder, when the victim  
11 was a person under 18 years of age and the defendant was at  
12 least 17 years of age at the time of the commission of the  
13 offense, provided the offense was sexually motivated as  
14 defined in Section 10 of the Sex Offender Management Board  
15 Act);

16           (2) Section 11-9.5 (sexual misconduct with a person  
17 with a disability);

18           (3) when the victim is a person under 18 years of age,  
19 the defendant is not a parent of the victim, the offense  
20 was sexually motivated as defined in Section 10 of the Sex  
21 Offender Management Board Act, and the offense was  
22 committed on or after January 1, 1996: (A) Section 10-1  
23 (kidnapping), (B) Section 10-2 (aggravated kidnapping),  
24 (C) Section 10-3 (unlawful restraint), and (D) Section  
25 10-3.1 (aggravated unlawful restraint); and

26           (4) Section 10-5(b)(10) (child abduction committed by

1 luring or attempting to lure a child under the age of 16  
2 into a motor vehicle, building, house trailer, or dwelling  
3 place without the consent of the parent or lawful custodian  
4 of the child for other than a lawful purpose and the  
5 offense was committed on or after January 1, 1998, provided  
6 the offense was sexually motivated as defined in Section 10  
7 of the Sex Offender Management Board Act).

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

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

23 (H) As used in this Article, "school" means any public or  
24 private educational institution, including, but not limited  
25 to, any elementary or secondary school, trade or professional  
26 institution, or institution of higher education.

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

4 (J) As used in this Article, "Internet protocol address"  
5 means the string of numbers by which a location on the Internet  
6 is identified by routers or other computers connected to the  
7 Internet.

8 (K) As used in this Article, "temporary domicile" means any  
9 and all places where the sex offender resides for an aggregate  
10 period of time of 3 or more days during any calendar year.

11 (L) As used in this Article, "conviction" means any  
12 conviction of any such offense, an attempt to commit such  
13 offense, conspiracy to commit the offense, solicitation to  
14 commit the offense, or adjudication.

15 (Source: P.A. 95-331, eff. 8-21-07; 95-579, eff. 6-1-08;  
16 95-625, eff. 6-1-08; 95-658, eff. 10-11-07; 95-876, eff.  
17 8-21-08; 96-301, eff. 8-11-09; 96-1089, eff. 1-1-11; 96-1551,  
18 eff. 7-1-11.)

19 (730 ILCS 150/3)

20 (Text of Section after amendment by P.A. 96-1551)

21 Sec. 3. Duty to register.

22 (a) A sex offender, as defined in Section 2 of this Act, or  
23 sexual predator shall, within the time period prescribed in  
24 subsections (b) and (c), register in person and provide  
25 accurate information as required by the Department of State

1 Police. Such information shall include a current photograph,  
2 current address, temporary domicile information (including  
3 address of temporary domicile and dates of temporary domicile),  
4 current place of employment, the sex offender's or sexual  
5 predator's telephone number, including cellular telephone  
6 number, the employer's telephone number, day labor employment  
7 information, school attended, telephone numbers (including  
8 land line telephone number, cellular telephone numbers, and  
9 voice over Internet Protocol numbers), all e-mail addresses,  
10 instant messaging identities, chat room identities, and other  
11 Internet communications identities that the sex offender uses  
12 or plans to use, all Uniform Resource Locators (URLs)  
13 registered or used by the sex offender, all blogs and other  
14 Internet sites maintained by the sex offender or to which the  
15 sex offender has uploaded any content or posted any messages or  
16 information, ~~extensions of the time period for registering as~~  
17 ~~provided in this Article and, if an extension was granted, the~~  
18 ~~reason why the extension was granted and the date the sex~~  
19 ~~offender was notified of the extension.~~ The information shall  
20 also include a copy of the terms and conditions of parole or  
21 release signed by the sex offender and given to the sex  
22 offender by his or her supervising officer, the county of  
23 conviction, license plate numbers and registration number for  
24 every land, aircraft or watercraft vehicle owned or operated by  
25 ~~registered in the name of~~ the sex offender, the age of the sex  
26 offender at the time of the commission of the offense, the age



1 of the victim at the time of the commission of the offense, and  
2 any distinguishing marks located on the body of the sex  
3 offender. The information shall also include any nicknames,  
4 aliases, pseudonyms, ethnic or tribal names by which the  
5 offender is commonly known. A photocopy of a valid driver's  
6 license or identification card must also be provided at the  
7 time of registration. Passports, immigration documents, and  
8 any occupational licenses shall also be submitted. A sex  
9 offender convicted under Section 11-6, 11-20.1, 11-20.1B,  
10 11-20.3, or 11-21 of the Criminal Code of 1961 shall provide  
11 all Internet protocol (IP) addresses in his or her residence,  
12 registered in his or her name, accessible at his or her place  
13 of employment, or otherwise under his or her control or  
14 custody. If the sex offender is a child sex offender as defined  
15 in Section 11-9.3 or 11-9.4 of the Criminal Code of 1961, the  
16 sex offender shall report to the registering agency whether he  
17 or she is living in a household with a child under 18 years of  
18 age who is not his or her own child, provided that his or her  
19 own child is not the victim of the sex offense. The sex  
20 offender or sexual predator shall register:

21 (1) with the chief of police in the municipality in  
22 which he or she resides or is temporarily domiciled for a  
23 period of time of 3 or more days, unless the municipality  
24 is the City of Chicago, in which case he or she shall  
25 register at the Chicago Police Department Headquarters; or

26 (2) with the sheriff in the county in which he or she

1           resides or is temporarily domiciled for a period of time of  
2           3 or more days in an unincorporated area or, if  
3           incorporated, no police chief exists.

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

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

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

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

24           A sex offender or sexual predator who is temporarily absent  
25           from his or her current address of registration for 3 or more  
26           days shall notify the law enforcement agency having

1 jurisdiction of his or her current registration, including the  
2 itinerary for travel, in the manner provided in Section 6 of  
3 this Act for notification to the law enforcement agency having  
4 jurisdiction of change of address.

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 sex offender or sexual predator shall provide accurate  
13 information as required by the Department of State Police. That  
14 information shall include the sex offender's or sexual  
15 predator's current place of employment.

16 (a-5) An out-of-state student or out-of-state employee  
17 shall, within 3 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. A sex offender convicted under  
22 Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or 11-21 of the  
23 Criminal Code of 1961 shall provide all Internet protocol (IP)  
24 addresses in his or her residence, registered in his or her  
25 name, accessible at his or her place of employment, or  
26 otherwise under his or her control or custody. The out-of-state

1 student or out-of-state employee shall register:

2 (1) with the chief of police in the municipality in  
3 which he or she attends school or is employed for a period  
4 of time of 5 or more days or for an aggregate period of  
5 time of more than 30 days during any calendar year, unless  
6 the municipality is the City of Chicago, in which case he  
7 or she shall register at the Chicago Police Department  
8 Headquarters; or

9 (2) with the sheriff in the county in which he or she  
10 attends school or is employed for a period of time of 5 or  
11 more days or for an aggregate period of time of more than  
12 30 days during any calendar year in an unincorporated area  
13 or, if incorporated, no police chief exists.

14 The out-of-state student or out-of-state employee shall  
15 provide accurate information as required by the Department of  
16 State Police. That information shall include the out-of-state  
17 student's current place of school attendance or the  
18 out-of-state employee's current place of employment.

19 (a-10) Any law enforcement agency registering sex  
20 offenders or sexual predators in accordance with subsections  
21 (a) or (a-5) of this Section shall forward to the Attorney  
22 General a copy of sex offender registration forms from persons  
23 convicted under Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or  
24 11-21 of the Criminal Code of 1961, including periodic and  
25 annual registrations under Section 6 of this Act.

26 (b) Any sex offender, as defined in Section 2 of this Act,

1 or sexual predator, regardless of any initial, prior, or other  
2 registration, shall, within 3 days of beginning school, or  
3 establishing a residence, place of employment, or temporary  
4 domicile in any county, register in person as set forth in  
5 subsection (a) or (a-5).

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

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

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

18 (2.5) Except as provided in subsection (c)(4), any  
19 person who has not been notified of his or her  
20 responsibility to register shall be notified by a criminal  
21 justice entity of his or her responsibility to register.  
22 Upon notification the person must then register within 3  
23 days of notification of his or her requirement to register.  
24 If notification is not made within the offender's 10 year  
25 registration requirement, and the Department of State  
26 Police determines no evidence exists or indicates the

1 offender attempted to avoid registration, the offender  
2 will no longer be required to register under this Act.

3 (3) Except as provided in subsection (c)(4), any person  
4 convicted on or after January 1, 1996, shall register in  
5 person within 3 days after the entry of the sentencing  
6 order based upon his or her conviction.

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

12 (5) The person shall provide positive identification  
13 and documentation that substantiates proof of residence at  
14 the registering address.

15 (6) The person shall pay a \$100 initial registration  
16 fee and a \$100 annual renewal fee. The fees shall be used  
17 by the registering agency for official purposes. The agency  
18 shall establish procedures to document receipt and use of  
19 the funds. The law enforcement agency having jurisdiction  
20 may waive the registration fee if it determines that the  
21 person is indigent and unable to pay the registration fee.  
22 Thirty dollars for the initial registration fee and \$30 of  
23 the annual renewal fee shall be used by the registering  
24 agency for official purposes. Ten dollars of the initial  
25 registration fee and \$10 of the annual fee shall be  
26 deposited into the Sex Offender Management Board Fund under

1 Section 19 of the Sex Offender Management Board Act. Money  
2 deposited into the Sex Offender Management Board Fund shall  
3 be administered by the Sex Offender Management Board and  
4 shall be used to fund practices endorsed or required by the  
5 Sex Offender Management Board Act including but not limited  
6 to sex offenders evaluation, treatment, or monitoring  
7 programs that are or may be developed, as well as for  
8 administrative costs, including staff, incurred by the  
9 Board. Thirty dollars of the initial registration fee and  
10 \$30 of the annual renewal fee shall be deposited into the  
11 Sex Offender Registration Fund and shall be used by the  
12 Department of State Police to maintain and update the  
13 Illinois State Police Sex Offender Registry. Thirty  
14 dollars of the initial registration fee and \$30 of the  
15 annual renewal fee shall be deposited into the Attorney  
16 General Sex Offender Awareness, Training, and Education  
17 Fund. Moneys deposited into the Fund shall be used by the  
18 Attorney General to administer the I-SORT program and to  
19 alert and educate the public, victims, and witnesses of  
20 their rights under various victim notification laws and for  
21 training law enforcement agencies, State's Attorneys, and  
22 medical providers of their legal duties concerning the  
23 prosecution and investigation of sex offenses.

24 (d) Within 3 days after obtaining or changing employment  
25 and, if employed on January 1, 2000, within 5 days after that  
26 date, a person required to register under this Section must

1 report, in person to the law enforcement agency having  
2 jurisdiction, the business name and address where he or she is  
3 employed. If the person has multiple businesses or work  
4 locations, every business and work location must be reported to  
5 the law enforcement agency having jurisdiction.

6 (Source: P.A. 95-229, eff. 8-16-07; 95-579, eff. 6-1-08;  
7 95-640, eff. 6-1-08; 95-658, eff. 10-11-07; 95-876, eff.  
8 8-21-08; 96-1094, eff. 1-1-11; 96-1096, eff. 1-1-11; 96-1097,  
9 eff. 1-1-11; 96-1102, eff. 1-1-11; 96-1104, eff. 1-1-11;  
10 96-1551, eff. 7-1-11.)

11 (730 ILCS 150/6)

12 Sec. 6. Duty to report; change of address, school, or  
13 employment; duty to inform. A person who has been adjudicated  
14 to be a sexually dangerous person or is a sexually violent  
15 person and is later released, or found to be no longer sexually  
16 dangerous or no longer a sexually violent person and  
17 discharged, or convicted of a violation of this Act or any  
18 federal failure to register offense or any other jurisdiction's  
19 registration Act after July 1, 2005 or is a sexual predator,  
20 shall report in person to the law enforcement agency with whom  
21 he or she last registered no later than 90 days after the date  
22 of his or her last registration and every 90 days thereafter  
23 and at such other times at the request of the law enforcement  
24 agency not to exceed 4 times a year. Such sexually dangerous or  
25 sexually violent person must report all new or changed e-mail



1 addresses, all new or changed instant messaging identities, all  
2 new or changed chat room identities, and all other new or  
3 changed Internet communications identities that the sexually  
4 dangerous or sexually violent person uses or plans to use, all  
5 new or changed Uniform Resource Locators (URLs) registered or  
6 used by the sexually dangerous or sexually violent person, and  
7 all new or changed blogs and other Internet sites maintained by  
8 the sexually dangerous or sexually violent person or to which  
9 the sexually dangerous or sexually violent person has uploaded  
10 any content or posted any messages or information. Any person  
11 who lacks a fixed residence must report weekly, in person, to  
12 the appropriate law enforcement agency where the sex offender  
13 is located.

14 Any ~~other~~ person who is required to register under this  
15 Article who is convicted or adjudicated of a misdemeanor  
16 offense shall report in person to the appropriate law  
17 enforcement agency with whom he or she last registered within  
18 one year from the date of last registration and every year  
19 thereafter and at such other times at the request of the law  
20 enforcement agency not to exceed 4 times a year.

21 Any other person who is required to register under this  
22 Article shall be required to register for a period of 25 years  
23 after conviction or adjudication if not confined to a penal  
24 institution, hospital or any other institution or facility, and  
25 if confined, for a period of 25 years after parole, discharge  
26 or release from any such facility. Any such person required to

1 register for a period of 25 years shall report in person to the  
2 law enforcement agency with whom he or she last registered no  
3 later than 6 months after the date of his or her last  
4 registration and every 6 months thereafter for the duration of  
5 his or her registration.

6 If any person required to register under this Article lacks  
7 a fixed residence or temporary domicile, he or she must notify,  
8 in person, the agency of jurisdiction of his or her last known  
9 address within 3 days after ceasing to have a fixed residence  
10 and if the offender leaves the last jurisdiction of residence,  
11 he or she, must within 3 days after leaving register in person  
12 with the new agency of jurisdiction. If any other person  
13 required to register under this Article changes his or her  
14 residence address, place of employment, telephone number,  
15 cellular telephone number, or school, he or she shall report in  
16 person, to the law enforcement agency with whom he or she last  
17 registered, his or her new address, change in employment,  
18 telephone number, cellular telephone number, or school, all new  
19 or changed e-mail addresses, all new or changed instant  
20 messaging identities, all new or changed chat room identities,  
21 and all other new or changed Internet communications identities  
22 that the sex offender uses or plans to use, all new or changed  
23 Uniform Resource Locators (URLs) registered or used by the sex  
24 offender, and all new or changed blogs and other Internet sites  
25 maintained by the sex offender or to which the sex offender has  
26 uploaded any content or posted any messages or information, and

1 register, in person, with the appropriate law enforcement  
2 agency within the time period specified in Section 3. If the  
3 sex offender is a child sex offender as defined in Section  
4 11-9.3 or 11-9.4 of the Criminal Code of 1961, the sex offender  
5 shall within 3 days after beginning to reside in a household  
6 with a child under 18 years of age who is not his or her own  
7 child, provided that his or her own child is not the victim of  
8 the sex offense, report that information to the registering law  
9 enforcement agency. The law enforcement agency shall, within 3  
10 days of the reporting in person by the person required to  
11 register under this Article, notify the Department of State  
12 Police of the new place of residence, change in employment,  
13 telephone number, cellular telephone number, or school.

14 If any person required to register under this Article  
15 intends to establish a residence or employment outside of the  
16 State of Illinois, at least 3 ~~10~~ days before establishing that  
17 residence or employment, he or she shall report in person to  
18 the law enforcement agency with which he or she last registered  
19 of his or her out-of-state intended residence or employment.  
20 The law enforcement agency with which such person last  
21 registered shall, within 3 days after the reporting in person  
22 of the person required to register under this Article of an  
23 address or employment change, notify the Department of State  
24 Police. The Department of State Police shall forward such  
25 information to the out-of-state law enforcement agency having  
26 jurisdiction in the form and manner prescribed by the

1 Department of State Police.

2 (Source: P.A. 95-229, eff. 8-16-07; 95-331, eff. 8-21-07;  
3 95-640, eff. 6-1-08; 95-876, eff. 8-21-08; 96-1094, eff.  
4 1-1-11; 96-1104, eff. 1-1-11; revised 9-2-10.)

5 (730 ILCS 150/7) (from Ch. 38, par. 227)

6 Sec. 7. Duration of registration. A person who has been  
7 adjudicated to be sexually dangerous and is later released or  
8 found to be no longer sexually dangerous and discharged, shall  
9 register for the period of his or her natural life. A sexually  
10 violent person or sexual predator shall register for the period  
11 of his or her natural life after conviction or adjudication if  
12 not confined to a penal institution, hospital, or other  
13 institution or facility, and if confined, for the period of his  
14 or her natural life after parole, discharge, or release from  
15 any such facility. A person who becomes subject to registration  
16 under this Article who has previously been subject to  
17 registration under this Article or under the Child Murderer and  
18 Violent Offender Against Youth Registration Act or similar  
19 registration requirements of other jurisdictions shall  
20 register for the period of his or her natural life if not  
21 confined to a penal institution, hospital, or other institution  
22 or facility, and if confined, for the period of his or her  
23 natural life after parole, discharge, or release from any such  
24 facility. Any ~~other~~ person who is required to register under  
25 this Article who is convicted or adjudicated of a misdemeanor

1 sex offense shall be required to register for a period of 15 ~~10~~  
2 years after conviction or adjudication if not confined to a  
3 penal institution, hospital or any other institution or  
4 facility, and if confined, for a period of 15 ~~10~~ years after  
5 parole, discharge or release from any such facility. Any other  
6 person who is required to register under this Article shall be  
7 required to register for a period of 25 years after conviction  
8 or adjudication if not confined to a penal institution,  
9 hospital or any other institution or facility, and if confined,  
10 for a period of 25 years after parole, discharge or release  
11 from any such facility. Any such person required to register  
12 for a period of 25 years shall report in person to the law  
13 enforcement agency with whom he or she last registered no later  
14 than 6 months after the date of his or her last registration  
15 and every 6 months thereafter for the duration of his or her  
16 registration. A sex offender who is allowed to leave a county,  
17 State, or federal facility for the purposes of work release,  
18 education, or overnight visitations shall be required to  
19 register within 3 days of beginning such a program. ~~Liability~~  
20 ~~for registration terminates at the expiration of 10 years from~~  
21 ~~the date of conviction or adjudication if not confined to a~~  
22 ~~penal institution, hospital or any other institution or~~  
23 ~~facility and if confined, at the expiration of 10 years from~~  
24 ~~the date of parole, discharge or release from any such~~  
25 ~~facility, providing such person does not, during that period,~~  
26 ~~again become liable to register under the provisions of this~~

1 ~~Article.~~ Reconfinement due to a violation of parole or other  
2 circumstances that relates to the original conviction or  
3 adjudication shall extend the period of registration to ~~10~~  
4 ~~years~~ after final parole, discharge, or release. Reconfinement  
5 due to a violation of parole or other circumstances that do not  
6 relate to the original conviction or adjudication shall toll  
7 the running of the balance of the ~~10-year~~ period of  
8 registration, which shall not commence running until after  
9 final parole, discharge, or release. ~~The Director of State~~  
10 ~~Police, consistent with administrative rules, shall extend for~~  
11 ~~10 years the registration period of any sex offender, as~~  
12 ~~defined in Section 2 of this Act, who fails to comply with the~~  
13 ~~provisions of this Article.~~ The registration period for any sex  
14 offender who is convicted of a violation of this Act, federal  
15 registration laws or any jurisdiction's registration laws  
16 shall register for the period of his or her natural life after  
17 conviction or adjudication for the violation if not confined to  
18 a penal institution, hospital, or other institution or  
19 facility, and if confined, for the period of his or her natural  
20 life after parole, discharge, or release from any such facility  
21 ~~fails to comply with any provision of the Act shall extend the~~  
22 ~~period of registration by 10 years beginning from the first~~  
23 ~~date of registration after the violation. If the registration~~  
24 ~~period is extended, the Department of State Police shall send a~~  
25 ~~registered letter to the law enforcement agency where the sex~~  
26 ~~offender resides within 3 days after the extension of the~~

1 ~~registration period. The sex offender shall report to that law~~  
2 ~~enforcement agency and sign for that letter. One copy of that~~  
3 ~~letter shall be kept on file with the law enforcement agency of~~  
4 ~~the jurisdiction where the sex offender resides and one copy~~  
5 ~~shall be returned to the Department of State Police.~~

6 (Source: P.A. 94-166, eff. 1-1-06; 94-168, eff. 1-1-06; 95-169,  
7 eff. 8-14-07; 95-331, eff. 8-21-07; 95-513, eff. 6-1-08;  
8 95-640, eff. 6-1-08; 95-876, eff. 8-21-08.)

9 (730 ILCS 150/8) (from Ch. 38, par. 228)

10 Sec. 8. Registration Requirements. Registration as  
11 required by this Article shall consist of a statement in  
12 writing signed by the person giving the information that is  
13 required by the Department of State Police, which shall ~~may~~  
14 include the fingerprints, palm prints (subject to  
15 appropriation of funding by the General Assembly) and must  
16 include a current photograph of the person, to be updated at  
17 each registration ~~annually~~. If the sex offender is a child sex  
18 offender as defined in Section 11-9.3 or 11-9.4 of the Criminal  
19 Code of 1961, he or she shall sign a statement that he or she  
20 understands that according to Illinois law as a child sex  
21 offender he or she may not reside within 500 feet of a school,  
22 park, or playground. The offender may also not reside within  
23 500 feet of a facility providing services directed exclusively  
24 toward persons under 18 years of age unless the sex offender  
25 meets specified exemptions. ~~The registration information must~~

1 ~~include whether the person is a sex offender as defined in the~~  
2 ~~Sex Offender Community Notification Law.~~ Within 3 days, the  
3 registering law enforcement agency shall forward any required  
4 information to the Department of State Police. The registering  
5 law enforcement agency shall enter the information into the Law  
6 Enforcement Agencies Data System (LEADS) as provided in  
7 Sections 6 and 7 of the Intergovernmental Missing Child  
8 Recovery Act of 1984.

9 (Source: P.A. 93-979, eff. 8-20-04; 94-166, eff. 1-1-06;  
10 94-945, eff. 6-27-06.)

11 (730 ILCS 150/10.1 new)

12 Sec. 10.1. Non-Compliant Sex Offenders.

13 (a) If the registering law enforcement agency determines a  
14 sex offender or juvenile sex offender to be non-compliant with  
15 the registration requirements under this Act, the agency shall:

16 (1) Update LEADS to reflect the sex offender or  
17 juvenile sex offender's non-compliant status.

18 (2) Notify the Department of State Police within 3  
19 calendar days of determining a sex offender or juvenile sex  
20 offender is non-compliant.

21 (3) Make reasonable efforts to locate the  
22 non-compliant sex offender or juvenile sex offender.

23 (4) If unsuccessful in locating the non-compliant sex  
24 offender or juvenile sex offender, attempt to secure an  
25 arrest warrant based on his or her failure to comply with



1       requirements of this Act and enter the sex offender or  
2       juvenile sex offender into the National Crime Information  
3       Center Wanted Person File.

4       (b) The Department of State Police must, within 3 calendar  
5       days of receiving notice of a non-compliant sex offender or  
6       juvenile sex offender:

7           (1) Ensure that the sex offender or juvenile sex  
8           offender's status in LEADS is updated to reflect his or her  
9           non-compliant status.

10          (2) Provide notice to the United States Marshals  
11          Service of the sex offender or juvenile sex offender's  
12          non-compliance and any identifying information as may be  
13          requested by the United States Marshals Service.

14          (3) Provide assistance to Illinois law enforcement  
15          agencies to locate and apprehend non-compliant sex  
16          offenders.

17          (4) Update the Public Adam Walsh Sex Offender Registry  
18          regarding sex offenders or registry-mandated juvenile sex  
19          offenders.

20          (5) Send updated information to the National Sex  
21          Offender Registry regarding sex offenders or  
22          registry-mandated juvenile sex offenders.

23       (c) If the Department of State Police receives notice from  
24       another jurisdiction that a sex offender or juvenile sex  
25       offender intends to reside, be employed, or attend school in  
26       Illinois and that offender fails to register as required in

1 this Act, the Department of State Police must inform the  
2 jurisdiction that provided the notification that the sex  
3 offender failed to appear for registration.

4 (730 ILCS 150/11)

5 Sec. 11. Sex offender registration fund. There is created  
6 the Sex Offender Registration Fund. Moneys in the Fund shall be  
7 used to cover costs incurred by the criminal justice system to  
8 administer this Article. The Department of State Police shall  
9 establish and promulgate rules and procedures regarding the  
10 administration of this Fund. The moneys deposited into this  
11 Fund shall be used by the Department of State Police to  
12 maintain and update the Illinois State Police Sex Offender  
13 Registry and ~~Fifty percent of the moneys in the Fund shall be~~  
14 ~~allocated by the Department for sheriffs' offices and police~~  
15 ~~departments. The remaining moneys in the Fund shall be~~  
16 ~~allocated to the Illinois State Police Sex Offender~~  
17 ~~Registration Unit~~ for education and administration of any  
18 Section of the Act.

19 (Source: P.A. 93-979, eff. 8-20-04.)

20 Section 10. The Sex Offender Community Notification Law is  
21 amended by changing Section 116 as follows:

22 (730 ILCS 152/116)

23 Sec. 116. Missing Sex Offender Database.

1           (a) The Department of State Police shall establish and  
2 maintain a Statewide Missing Sex Offender Database for the  
3 purpose of identifying missing sex offenders and making that  
4 information available to the persons specified in Sections 120  
5 and 125 of this Law. The Database shall be created from the Law  
6 Enforcement Agencies Data System (LEADS) established under  
7 Section 6 of the Intergovernmental Missing Child Recovery Act  
8 of 1984. The Department of State Police shall examine its LEADS  
9 database for persons registered as sex offenders under the Sex  
10 Offender Registration Act and shall identify those who are sex  
11 offenders and who have not complied with the provisions of  
12 Section 6 of that Act or whose address can not be verified  
13 under Section 8-5 of that Act and shall add all the  
14 information, including photographs if available, on those  
15 missing sex offenders to the Statewide Sex Offender Database.

16           (b) The Department of State Police must make the  
17 information contained in the Statewide Missing Sex Offender  
18 Database accessible on the Internet by means of a hyperlink  
19 labeled "Missing Sex Offender Information" on the Department's  
20 World Wide Web home page and on the Attorney General's I-SORT  
21 page. The Department of State Police must update that  
22 information as it deems necessary. The Internet page shall also  
23 include information that rewards may be ~~are~~ available to  
24 persons who inform the Department of State Police or a local  
25 law enforcement agency of the whereabouts of a missing sex  
26 offender.

1           The Department of State Police may require that a person  
2 who seeks access to the missing sex offender information submit  
3 biographical information about himself or herself before  
4 permitting access to the missing sex offender information. The  
5 Department of State Police must promulgate rules in accordance  
6 with the Illinois Administrative Procedure Act to implement  
7 this subsection (b) and those rules must include procedures to  
8 ensure that the information in the database is accurate.

9           (c) The Department of State Police, Sex Offender  
10 Registration Unit, must develop and conduct training to educate  
11 all those entities involved in the Missing Sex Offender  
12 Registration Program.

13           (Source: P.A. 95-817, eff. 8-14-08.)

14           Section 15. The Child Murderer and Violent Offender Against  
15 Youth Registration Act is amended by changing Section 5 as  
16 follows:

17           (730 ILCS 154/5)

18           Sec. 5. Definitions.

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

21           (1) charged pursuant to Illinois law, or any  
22 substantially similar federal, Uniform Code of Military  
23 Justice, sister state, or foreign country law, with a  
24 violent offense against youth set forth in subsection (b)

1 of this Section or the attempt to commit an included  
2 violent offense against youth, and:

3 (A) is convicted of such offense or an attempt to  
4 commit such offense; or

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

7 (C) is found not guilty by reason of insanity  
8 pursuant to subsection (c) of Section 104-25 of the  
9 Code of Criminal Procedure of 1963 of such offense or  
10 an attempt to commit such offense; or

11 (D) is the subject of a finding not resulting in an  
12 acquittal at a hearing conducted pursuant to  
13 subsection (a) of Section 104-25 of the Code of  
14 Criminal Procedure of 1963 for the alleged commission  
15 or attempted commission of such offense; or

16 (E) is found not guilty by reason of insanity  
17 following a hearing conducted pursuant to a federal,  
18 Uniform Code of Military Justice, sister state, or  
19 foreign country law substantially similar to  
20 subsection (c) of Section 104-25 of the Code of  
21 Criminal Procedure of 1963 of such offense or of the  
22 attempted commission of such offense; or

23 (F) is the subject of a finding not resulting in an  
24 acquittal at a hearing conducted pursuant to a federal,  
25 Uniform Code of Military Justice, sister state, or  
26 foreign country law substantially similar to

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

4 (2) adjudicated a juvenile delinquent as the result of  
5 committing or attempting to commit an act which, if  
6 committed by an adult, would constitute any of the offenses  
7 specified in subsection (b) or (c-5) of this Section or a  
8 violation of any substantially similar federal, Uniform  
9 Code of Military Justice, sister state, or foreign country  
10 law, or found guilty under Article V of the Juvenile Court  
11 Act of 1987 of committing or attempting to commit an act  
12 which, if committed by an adult, would constitute any of  
13 the offenses specified in subsection (b) or (c-5) of this  
14 Section or a violation of any substantially similar  
15 federal, Uniform Code of Military Justice, sister state, or  
16 foreign country law.

17 Convictions that result from or are connected with the same  
18 act, or result from offenses committed at the same time, shall  
19 be counted for the purpose of this Act as one conviction. Any  
20 conviction set aside pursuant to law is not a conviction for  
21 purposes of this Act.

22 For purposes of this Section, "convicted" shall have the  
23 same meaning as "adjudicated". For the purposes of this Act, a  
24 person who is defined as a violent offender against youth as a  
25 result of being adjudicated a juvenile delinquent under  
26 paragraph (2) of this subsection (a) upon attaining 17 years of

1 age shall be considered as having committed the violent offense  
2 against youth on or after the 17th birthday of the violent  
3 offender against youth. Registration of juveniles upon  
4 attaining 17 years of age shall not extend the original  
5 registration of 10 years from the date of conviction.

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

8 (1) A violation of any of the following Sections of the  
9 Criminal Code of 1961, when the victim is a person under 18  
10 years of age and the offense was committed on or after  
11 January 1, 1996:

12 ~~10-1 (kidnapping),~~

13 ~~10-2 (aggravated kidnapping),~~

14 ~~10-3 (unlawful restraint),~~

15 ~~10-3.1 (aggravated unlawful restraint),~~

16 12-3.2 (domestic battery),

17 12-3.3 (aggravated domestic battery),

18 12-4 (aggravated battery),

19 12-4.1 (heinous battery),

20 12-4.3 (aggravated battery of a child),

21 12-4.4 (aggravated battery of an unborn child),

22 12-33 (ritualized abuse of a child).

23 An attempt to commit any of these offenses.

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

1 age at the time of the commission of the offense.

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

9 (4) A violation or attempted violation of ~~any of~~ the  
10 following Section ~~Sections~~ of the Criminal Code of 1961  
11 when the offense was committed on or after July 1, 1999:

12 10-4 (forcible detention, if the victim is under 18  
13 years of age).

14 (4.1) Involuntary manslaughter under Section 9-3 of  
15 the Criminal Code of 1961 where baby shaking was the  
16 proximate cause of death of the victim of the offense.

17 (4.2) Endangering the life or health of a child under  
18 Section 12-21.6 of the Criminal Code of 1961 that results  
19 in the death of the child where baby shaking was the  
20 proximate cause of the death of the child.

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

24 (c) A conviction for an offense of federal law, Uniform  
25 Code of Military Justice, or the law of another state or a  
26 foreign country that is substantially equivalent to any offense



1 listed in subsections (b) and (c-5) of this Section shall  
2 constitute a conviction for the purpose of this Act.

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

15 (c-6) The registration of a person who was registered under  
16 this Act before the effective date of this amendatory Act of  
17 the 97th General Assembly for the commission of the offense of  
18 kidnapping, aggravated kidnapping, unlawful restraint, or  
19 aggravated unlawful restraint when the victim was a person  
20 under 18 years of age or for child abduction committed by  
21 luring or attempting to lure a child under the age of 16 into a  
22 motor vehicle, building, house trailer, or dwelling place  
23 without the consent of the parent or lawful custodian of the  
24 child for other than a lawful purpose, shall be transferred to  
25 the Sex Offender Registry created under the Sex Offender  
26 Registration Act on the effective date of this amendatory Act

1 of the 97th General Assembly. On and after the effective date  
2 of this amendatory Act of the 97th General Assembly,  
3 registration of a person who commits any of the offenses  
4 described in this subsection (c-6) shall be under the Sex  
5 Offender Registration Act and not this Act.

6 (d) As used in this Act, "law enforcement agency having  
7 jurisdiction" means the Chief of Police in each of the  
8 municipalities in which the violent offender against youth  
9 expects to reside, work, or attend school (1) upon his or her  
10 discharge, parole or release or (2) during the service of his  
11 or her sentence of probation or conditional discharge, or the  
12 Sheriff of the county, in the event no Police Chief exists or  
13 if the offender intends to reside, work, or attend school in an  
14 unincorporated area. "Law enforcement agency having  
15 jurisdiction" includes the location where out-of-state  
16 students attend school and where out-of-state employees are  
17 employed or are otherwise required to register.

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

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

1 (g) As used in this Act, "out-of-state employee" means any  
2 violent offender against youth who works in Illinois,  
3 regardless of whether the individual receives payment for  
4 services performed, for a period of time of 10 or more days or  
5 for an aggregate period of time of 30 or more days during any  
6 calendar year. Persons who operate motor vehicles in the State  
7 accrue one day of employment time for any portion of a day  
8 spent in Illinois.

9 (h) As used in this Act, "school" means any public or  
10 private educational institution, including, but not limited  
11 to, any elementary or secondary school, trade or professional  
12 institution, or institution of higher education.

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

16 (j) As used in this Act, "baby shaking" means the vigorous  
17 shaking of an infant or a young child that may result in  
18 bleeding inside the head and cause one or more of the following  
19 conditions: irreversible brain damage; blindness, retinal  
20 hemorrhage, or eye damage; cerebral palsy; hearing loss; spinal  
21 cord injury, including paralysis; seizures; learning  
22 disability; central nervous system injury; closed head injury;  
23 rib fracture; subdural hematoma; or death.

24 (Source: P.A. 96-1115, eff. 1-1-11; 96-1294, eff. 7-26-10;  
25 revised 9-2-10.)".