



Sen. William R. Haine

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LRB097 19888 RLC 67053 a

1 AMENDMENT TO SENATE BILL 3359

2 AMENDMENT NO. _____. Amend Senate Bill 3359 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 Sections
6 7-5 and 10.1 as follows:

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

8 Sec. 2. Definitions.

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

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

1 and:

2 (a) is convicted of such offense or an attempt to
3 commit such offense, conspiracy to commit the offense,
4 or solicitation to commit the 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 Section 104-25(c) of the Code of Criminal
9 Procedure of 1963 of such offense or an attempt to
10 commit such offense; or

11 (d) is the subject of a finding not resulting in an
12 acquittal at a hearing conducted pursuant to Section
13 104-25(a) of the Code of Criminal Procedure of 1963 for
14 the alleged commission or attempted commission of such
15 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 Section
20 104-25(c) of the Code of Criminal Procedure of 1963 of
21 such offense or of the attempted commission of such
22 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 Section

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

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

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

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

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

20 (5) adjudicated a juvenile delinquent as the result of
21 committing or attempting to commit an act which, if
22 committed by an adult, would constitute any of the offenses
23 specified in item (B), (C), or (C-5) of this Section or a
24 violation of any substantially similar federal, Uniform
25 Code of Military Justice, sister state, or foreign country
26 law, or found guilty under Article V of the Juvenile Court

1 Act of 1987 of committing or attempting to commit an act
2 which, if committed by an adult, would constitute any of
3 the offenses specified in item (B), (C), or (C-5) of this
4 Section or a violation of any substantially similar
5 federal, Uniform Code of Military Justice, sister state, or
6 foreign country law.

7 Convictions that result from or are connected with the same
8 act, or result from offenses committed at the same time, shall
9 be counted for the purpose of this Article as one conviction.
10 Any conviction set aside pursuant to law is not a conviction
11 for purposes of this Article.

12 For purposes of this Section, "convicted" shall have the
13 same meaning as "adjudicated".

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

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

18 10-5.1 (luring a minor) for a second or subsequent
19 conviction,

20 11-20.1 (child pornography),

21 11-20.1B or 11-20.3 (aggravated child
22 pornography),

23 11-6 (indecent solicitation of a child),

24 11-9.1 (sexual exploitation of a child),

25 11-9.2 (custodial sexual misconduct),

26 11-9.5 (sexual misconduct with a person with a

1 disability),
2 11-14.4 (promoting juvenile prostitution),
3 11-15.1 (soliciting for a juvenile prostitute),
4 11-18.1 (patronizing a juvenile prostitute),
5 11-17.1 (keeping a place of juvenile
6 prostitution),
7 11-19.1 (juvenile pimping),
8 11-19.2 (exploitation of a child),
9 11-25 (grooming),
10 11-26 (traveling to meet a minor),
11 11-1.20 or 12-13 (criminal sexual assault),
12 11-1.30 or 12-14 (aggravated criminal sexual
13 assault),
14 11-1.40 or 12-14.1 (predatory criminal sexual
15 assault of a child),
16 11-1.50 or 12-15 (criminal sexual abuse),
17 11-1.60 or 12-16 (aggravated criminal sexual
18 abuse),
19 12-33 (ritualized abuse of a child) ~~1.~~

20 An attempt to commit any of these offenses.

21 26-4 (unauthorized video recording and live video
22 transmission), if the victim is under the age of 18.

23 (1.5) A violation of any of the following Sections of
24 the Criminal Code of 1961, when the victim is a person
25 under 18 years of age, the defendant is not a parent of the
26 victim, ~~the offense was sexually motivated as defined in~~

1 ~~Section 10 of the Sex Offender Management Board Act,~~ and
2 the offense was committed on or after January 1, 1996:

3 10-1 (kidnapping),

4 10-2 (aggravated kidnapping),

5 10-3 (unlawful restraint),

6 10-3.1 (aggravated unlawful restraint).

7 If the offense was committed before January 1, 1996, it
8 is a sex offense requiring registration only when the
9 person is convicted of any felony after July 1, 2011, and
10 paragraph (2.1) of subsection (c) of Section 3 of this Act
11 applies.

12 (1.6) First degree murder under Section 9-1 of the
13 Criminal Code of 1961, provided the offense was sexually
14 motivated as defined in Section 10 of the Sex Offender
15 Management Board Act.

16 (1.7) (Blank).

17 (1.8) A violation or attempted violation of Section
18 11-11 (sexual relations within families) of the Criminal
19 Code of 1961, and the offense was committed on or after
20 June 1, 1997. If the offense was committed before June 1,
21 1997, it is a sex offense requiring registration only when
22 the person is convicted of any felony after July 1, 2011,
23 and paragraph (2.1) of subsection (c) of Section 3 of this
24 Act applies.

25 (1.9) Child abduction under paragraph (10) of
26 subsection (b) of Section 10-5 of the Criminal Code of 1961

1 committed by luring or attempting to lure a child under the
2 age of 16 into a motor vehicle, building, house trailer, or
3 dwelling place without the consent of the parent or lawful
4 custodian of the child for other than a lawful purpose and
5 the offense was committed on or after January 1, 1998,
6 ~~provided the offense was sexually motivated as defined in~~
7 ~~Section 10 of the Sex Offender Management Board Act.~~ If the
8 offense was committed before January 1, 1998, it is a sex
9 offense requiring registration only when the person is
10 convicted of any felony after July 1, 2011, and paragraph
11 (2.1) of subsection (c) of Section 3 of this Act applies.

12 (1.10) A violation or attempted violation of any of the
13 following Sections of the Criminal Code of 1961 when the
14 offense was committed on or after July 1, 1999:

15 10-4 (forcible detention, if the victim is under 18
16 years of age), provided the offense was sexually
17 motivated as defined in Section 10 of the Sex Offender
18 Management Board Act,

19 11-6.5 (indecent solicitation of an adult),

20 11-14.3 that involves soliciting for a prostitute,
21 or 11-15 (soliciting for a prostitute, if the victim is
22 under 18 years of age),

23 subdivision (a) (2) (A) or (a) (2) (B) of Section
24 11-14.3, or Section 11-16 (pandering, if the victim is
25 under 18 years of age),

26 11-18 (patronizing a prostitute, if the victim is

1 under 18 years of age),

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

5 If the offense was committed before July 1, 1999, it is
6 a sex offense requiring registration only when the person
7 is convicted of any felony after July 1, 2011, and
8 paragraph (2.1) of subsection (c) of Section 3 of this Act
9 applies.

10 (1.11) A violation or attempted violation of any of the
11 following Sections of the Criminal Code of 1961 when the
12 offense was committed on or after August 22, 2002:

13 11-9 or 11-30 (public indecency for a third or
14 subsequent conviction).

15 If the third or subsequent conviction was imposed
16 before August 22, 2002, it is a sex offense requiring
17 registration only when the person is convicted of any
18 felony after July 1, 2011, and paragraph (2.1) of
19 subsection (c) of Section 3 of this Act applies.

20 (1.12) A violation or attempted violation of Section
21 5.1 of the Wrongs to Children Act or Section 11-9.1A of the
22 Criminal Code of 1961 (permitting sexual abuse) when the
23 offense was committed on or after August 22, 2002. If the
24 offense was committed before August 22, 2002, it is a sex
25 offense requiring registration only when the person is
26 convicted of any felony after July 1, 2011, and paragraph

1 (2.1) of subsection (c) of Section 3 of this Act applies.

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

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

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

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

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

23 (C) 2241 (aggravated sexual abuse),

24 (D) 2242 (sexual abuse),

25 (E) 2243 (sexual abuse of a minor or ward),

26 (F) 2244 (abusive sexual contact),

1 (G) 2245 (offenses resulting in death),

2 (H) 2251 (sexual exploitation of children),

3 (I) 2251A (selling or buying of children),

4 (J) 2252 (material involving the sexual exploitation
5 of minors),

6 (K) 2252A (material containing child pornography),

7 (L) 2252B (misleading domain names on the Internet),

8 (M) 2252C (misleading words or digital images on the
9 Internet),

10 (N) 2260 (production of sexually explicit depictions
11 of a minor for import into the United States),

12 (O) 2421 (transportation of a minor for illegal sexual
13 activity),

14 (P) 2422 (coercion and enticement of a minor for
15 illegal sexual activity),

16 (Q) 2423 (transportation of minors for illegal sexual
17 activity, travel with the intent to engage in illicit
18 sexual conduct with a minor, engaging in illicit sexual
19 conduct in foreign places),

20 (R) 2424 (failure to file a factual statement about an
21 alien individual),

22 (S) 2425 (transmitting information about a minor to
23 further criminal sexual conduct),

24 (T) A violation of any former federal law substantially
25 equivalent to any offense in this subsection (C-1).

26 (C-5) A person at least 17 years of age at the time of the

1 commission of the offense who is convicted of first degree
2 murder under Section 9-1 of the Criminal Code of 1961, against
3 a person under 18 years of age, shall be required to register
4 for natural life. A conviction for an offense of federal,
5 Uniform Code of Military Justice, sister state, or foreign
6 country law that is substantially equivalent to any offense
7 listed in subsection (C-5) of this Section shall constitute a
8 conviction for the purpose of this Article. This subsection
9 (C-5) applies to a person who committed the offense before June
10 1, 1996 if: (i) the person is incarcerated in an Illinois
11 Department of Corrections facility on August 20, 2004 (the
12 effective date of Public Act 93-977), or (ii) subparagraph (i)
13 does not apply and the person is convicted of any felony after
14 July 1, 2011, and paragraph (2.1) of subsection (c) of Section
15 3 of this Act applies.

16 (C-6) A person who is convicted or adjudicated delinquent
17 of first degree murder as defined in Section 9-1 of the
18 Criminal Code of 1961, against a person 18 years of age or
19 over, shall be required to register for his or her natural
20 life. A conviction for an offense of federal, Uniform Code of
21 Military Justice, sister state, or foreign country law that is
22 substantially equivalent to any offense listed in subsection
23 (C-6) of this Section shall constitute a conviction for the
24 purpose of this Article. This subsection (C-6) does not apply
25 to those individuals released from incarceration more than 10
26 years prior to January 1, 2012 (the effective date of Public

1 ~~Act 97-154) this amendatory Act of the 97th General Assembly.~~

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

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

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

19 (1) Convicted for an offense, conspiracy to commit the
20 offense, or solicitation to commit the offense of federal,
21 Uniform Code of Military Justice, sister state, or foreign
22 country law that is substantially equivalent to any offense
23 listed in subsection (E) or (E-5) of this Section shall
24 constitute a conviction for the purpose of this Article.
25 Convicted of a violation or attempted violation of any of
26 the following Sections of the Criminal Code of 1961:

1 11-14.4 that involves keeping a place of juvenile
2 prostitution, or 11-17.1 (keeping a place of juvenile
3 prostitution),

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

6 subdivision (a)(4) of Section 11-14.4, or Section
7 11-19.2 (exploitation of a child),

8 11-20.1 (child pornography),

9 11-20.1B or 11-20.3 (aggravated child
10 pornography),

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

12 11-1.30 or 12-14 (aggravated criminal sexual
13 assault),

14 11-1.40 or 12-14.1 (predatory criminal sexual
15 assault of a child),

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

18 12-33 (ritualized abuse of a child);

19 (2) (blank);

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

24 (4) found to be a sexually violent person pursuant to
25 the Sexually Violent Persons Commitment Act or any
26 substantially similar federal, Uniform Code of Military

1 Justice, sister state, or foreign country law;

2 (5) convicted of a second or subsequent offense which
3 requires registration pursuant to this Act. For purposes of
4 this paragraph (5), "convicted" shall include a conviction
5 under any substantially similar Illinois, federal, Uniform
6 Code of Military Justice, sister state, or foreign country
7 law;

8 (6) convicted of a second or subsequent offense of
9 luring a minor under Section 10-5.1 of the Criminal Code of
10 1961; ~~or~~

11 (7) if the person was convicted of an offense set forth
12 in this subsection (E) on or before July 1, 1999, the
13 person is a sexual predator for whom registration is
14 required only when the person is convicted of a felony
15 offense after July 1, 2011, and paragraph (2.1) of
16 subsection (c) of Section 3 of this Act applies; or ~~or~~

17 (8) a violation of any of the following Sections of
18 Title 18 of the U.S. Code:

19 2241 (aggravated sexual abuse),

20 2242 (sexual abuse),

21 2244 (abusive sexual contact).

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

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

7 (2) Section 11-9.5 (sexual misconduct with a person
8 with a disability);

9 (3) when the victim is a person under 18 years of age,
10 the defendant is not a parent of the victim, the offense
11 was sexually motivated as defined in Section 10 of the Sex
12 Offender Management Board Act, and the offense was
13 committed on or after January 1, 1996: (A) Section 10-1
14 (kidnapping), (B) Section 10-2 (aggravated kidnapping),
15 (C) Section 10-3 (unlawful restraint), and (D) Section
16 10-3.1 (aggravated unlawful restraint); and

17 (4) Section 10-5(b)(10) (child abduction committed by
18 luring or attempting to lure a child under the age of 16
19 into a motor vehicle, building, house trailer, or dwelling
20 place without the consent of the parent or lawful custodian
21 of the child for other than a lawful purpose and the
22 offense was committed on or after January 1, 1998, provided
23 the offense was sexually motivated as defined in Section 10
24 of the Sex Offender Management Board Act).

25 (E-10) As used in this Article, "sexual predator" also
26 means a person required to register in another State due to a

1 conviction, adjudication or other action of any court
2 triggering an obligation to register as a sex offender, sexual
3 predator, or substantially similar status under the laws of
4 that State.

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

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

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

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

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

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

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

12 (Source: P.A. 96-301, eff. 8-11-09; 96-1089, eff. 1-1-11;
13 96-1551, eff. 7-1-11; 97-154, eff. 1-1-12; 97-578, eff. 1-1-12;
14 revised 9-27-11.)

15 (730 ILCS 150/3)

16 Sec. 3. Duty to register.

17 (a) A sex offender, as defined in Section 2 of this Act, or
18 sexual predator shall, within the time period prescribed in
19 subsections (b) and (c), register in person and provide
20 accurate information as required by the Department of State
21 Police. Such information shall include a current photograph,
22 current address, temporary domicile information (including
23 address of temporary domicile and dates of temporary domicile),
24 current place of employment, the sex offender's or sexual
25 predator's telephone numbers (including land line telephone

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

1 license or identification card must also be provided at the
2 time of registration. Passports, immigration documents, and
3 any occupational licenses shall also be submitted. A sex
4 offender convicted under Section 11-6, 11-20.1, 11-20.1B,
5 11-20.3, or 11-21 of the Criminal Code of 1961 shall provide
6 all Internet protocol (IP) addresses in his or her residence,
7 registered in his or her name, accessible at his or her place
8 of employment, or otherwise under his or her control or
9 custody. If the sex offender is a child sex offender as defined
10 in Section 11-9.3 or 11-9.4 of the Criminal Code of 1961, the
11 sex offender shall report to the registering agency whether he
12 or she is living in a household with a child under 18 years of
13 age who is not his or her own child, provided that his or her
14 own child is not the victim of the sex offense. The sex
15 offender or sexual predator shall register:

16 (1) with the chief of police in the municipality in
17 which he or she resides or is temporarily domiciled for a
18 period of time of 3 or more days, unless the municipality
19 is the City of Chicago, in which case he or she shall
20 register at the Chicago Police Department Headquarters; or

21 (2) with the sheriff in the county in which he or she
22 resides or is temporarily domiciled for a period of time of
23 3 or more days in an unincorporated area or, if
24 incorporated, no police chief exists.

25 If the sex offender or sexual predator is employed at or
26 attends an institution of higher education, he or she shall

1 also register:

2 (i) with:

3 (A) the chief of police in the municipality in
4 which he or she is employed at or attends an
5 institution of higher education, unless the
6 municipality is the City of Chicago, in which case he
7 or she shall register at the Chicago Police Department
8 Headquarters; or

9 (B) the sheriff in the county in which he or she is
10 employed or attends an institution of higher education
11 located in an unincorporated area, or if incorporated,
12 no police chief exists; and

13 (ii) with the public safety or security director of the
14 institution of higher education which he or she is employed
15 at or attends.

16 The registration fees shall only apply to the municipality
17 or county of primary registration, and not to campus
18 registration.

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

1 A sex offender or sexual predator who is temporarily absent
2 from his or her current address of registration for 3 or more
3 days shall notify the law enforcement agency having
4 jurisdiction of his or her current registration, including the
5 itinerary for travel, in the manner provided in Section 6 of
6 this Act for notification to the law enforcement agency having
7 jurisdiction of change of address.

8 Any person who lacks a fixed residence must report weekly,
9 in person, with the sheriff's office of the county in which he
10 or she is located in an unincorporated area, or with the chief
11 of police in the municipality in which he or she is located.
12 The agency of jurisdiction will document each weekly
13 registration to include all the locations where the person has
14 stayed during the past 7 days.

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

19 (a-5) An out-of-state student or out-of-state employee
20 shall, within 3 days after beginning school or employment in
21 this State, register in person and provide accurate information
22 as required by the Department of State Police. Such information
23 will include current place of employment, school attended, and
24 address in state of residence. A sex offender convicted under
25 Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or 11-21 of the
26 Criminal Code of 1961 shall provide all Internet protocol (IP)

1 addresses in his or her residence, registered in his or her
2 name, accessible at his or her place of employment, or
3 otherwise under his or her control or custody. The out-of-state
4 student or out-of-state employee shall register:

5 (1) with:

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

13 (B) the sheriff in the county in which he or she
14 attends school or is employed for a period of time of 5
15 or more days or for an aggregate period of time of more
16 than 30 days during any calendar year in an
17 unincorporated area or, if incorporated, no police
18 chief exists; and

19 (2) with the public safety or security director of the
20 institution of higher education he or she is employed at or
21 attends for a period of time of 5 or more days or for an
22 aggregate period of time of more than 30 days during a
23 calendar year.

24 The registration fees shall only apply to the municipality
25 or county of primary registration, and not to campus
26 registration.

1 The out-of-state student or out-of-state employee shall
2 provide accurate information as required by the Department of
3 State Police. That information shall include the out-of-state
4 student's current place of school attendance or the
5 out-of-state employee's current place of employment.

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

13 (b) Any sex offender, as defined in Section 2 of this Act,
14 or sexual predator, regardless of any initial, prior, or other
15 registration, shall, within 3 days of beginning school, or
16 establishing a residence, place of employment, or temporary
17 domicile in any county, register in person as set forth in
18 subsection (a) or (a-5).

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

21 (1) Any person registered under the Habitual Child Sex
22 Offender Registration Act or the Child Sex Offender
23 Registration Act prior to January 1, 1996, shall be deemed
24 initially registered as of January 1, 1996; however, this
25 shall not be construed to extend the duration of
26 registration set forth in Section 7.

1 (2) Except as provided in subsection (c)(2.1) or
2 (c)(4), any person convicted or adjudicated prior to
3 January 1, 1996, whose liability for registration under
4 Section 7 has not expired, shall register in person prior
5 to January 31, 1996.

6 (2.1) A sex offender or sexual predator, who has never
7 previously been required to register under this Act, has a
8 duty to register if the person has been convicted of any
9 felony offense after July 1, 2011. A person who previously
10 was required to register under this Act for a period of 10
11 years and successfully completed that registration period
12 has a duty to register if: (i) the person has been
13 convicted of any felony offense after July 1, 2011, and
14 (ii) the offense for which the 10 year registration was
15 served currently requires a registration period of more
16 than 10 years. Notification of an offender's duty to
17 register under this subsection shall be pursuant to Section
18 5-7 of this Act.

19 (2.5) Except as provided in subsection (c)(4), any
20 person who has not been notified of his or her
21 responsibility to register shall be notified by a criminal
22 justice entity of his or her responsibility to register.
23 Upon notification the person must then register within 3
24 days of notification of his or her requirement to register.
25 Except as provided in subsection (c)(2.1), if notification
26 is not made within the offender's 10 year registration

1 requirement, and the Department of State Police determines
2 no evidence exists or indicates the offender attempted to
3 avoid registration, the offender will no longer be required
4 to register under this Act.

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

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

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

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

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

26 (d) Within 3 days after obtaining or changing employment

1 and, if employed on January 1, 2000, within 5 days after that
2 date, a person required to register under this Section must
3 report, in person to the law enforcement agency having
4 jurisdiction, the business name and address where he or she is
5 employed. If the person has multiple businesses or work
6 locations, every business and work location must be reported to
7 the law enforcement agency having jurisdiction.

8 (Source: P.A. 96-1094, eff. 1-1-11; 96-1096, eff. 1-1-11;
9 96-1097, eff. 1-1-11; 96-1102, eff. 1-1-11; 96-1104, eff.
10 1-1-11; 96-1551, eff. 7-1-11; 97-155, eff 1-1-12; 97-333, eff.
11 8-12-11; 97-578, eff. 1-1-12; revised 9-15-11.)

12 (730 ILCS 150/6)

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

1 sexually violent person must report all new or changed e-mail
2 addresses, all new or changed instant messaging identities, all
3 new or changed chat room identities, and all other new or
4 changed Internet communications identities that the sexually
5 dangerous or sexually violent person uses or plans to use, all
6 new or changed Uniform Resource Locators (URLs) registered or
7 used by the sexually dangerous or sexually violent person, and
8 all new or changed blogs and other Internet sites maintained by
9 the sexually dangerous or sexually violent person or to which
10 the sexually dangerous or sexually violent person has uploaded
11 any content or posted any messages or information. Any person
12 who lacks a fixed residence must report weekly, in person, to
13 the appropriate law enforcement agency where the sex offender
14 is located. Any ~~other~~ person who is required to register under
15 this 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. Any other
21 person who is required to register under this Article shall be
22 required to register for a period of 25 years after conviction
23 or adjudication if not confined to a penal institution,
24 hospital or any other institution or facility, and if confined,
25 for a period of 25 years after parole, discharge or release
26 from any such facility. Any such person required to register

1 for a period of 25 years shall report in person to the law
2 enforcement agency with whom he or she last registered no later
3 than 6 months after the date of his or her last registration
4 and every 6 months thereafter for the duration of his or her
5 registration. If any person required to register under this
6 Article lacks a fixed residence or temporary domicile, he or
7 she must notify, in person, the agency of jurisdiction of his
8 or her last known address within 3 days after ceasing to have a
9 fixed residence and if the offender leaves the last
10 jurisdiction of residence, he or she, must within 3 days after
11 leaving register in person with the new agency of jurisdiction.
12 If any other person required to register under this Article
13 changes his or her residence address, place of employment,
14 telephone number, cellular telephone number, or school, he or
15 she shall report in person, to the law enforcement agency with
16 whom he or she last registered, his or her new address, change
17 in employment, telephone number, cellular telephone number, or
18 school, all new or changed e-mail addresses, all new or changed
19 instant messaging identities, all new or changed chat room
20 identities, and all other new or changed Internet
21 communications identities that the sex offender uses or plans
22 to use, all new or changed Uniform Resource Locators (URLs)
23 registered or used by the sex offender, and all new or changed
24 blogs and other Internet sites maintained by the sex offender
25 or to which the sex offender has uploaded any content or posted
26 any messages or information, and register, in person, with the

1 appropriate law enforcement agency within the time period
2 specified in Section 3. If the sex offender is a child sex
3 offender as defined in Section 11-9.3 or 11-9.4 of the Criminal
4 Code of 1961, the sex offender shall within 3 days after
5 beginning to reside in a household with a child under 18 years
6 of age who is not his or her own child, provided that his or her
7 own child is not the victim of the sex offense, report that
8 information to the registering law enforcement agency. The law
9 enforcement agency shall, within 3 days of the reporting in
10 person by the person required to register under this Article,
11 notify the Department of State Police of the new place of
12 residence, change in employment, telephone number, cellular
13 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. 96-1094, eff. 1-1-11; 96-1104, eff. 1-1-11;
3 97-333, eff. 8-12-11.)

4 (730 ILCS 150/7) (from Ch. 38, par. 227)

5 Sec. 7. Duration of registration. A person who has been
6 adjudicated to be sexually dangerous and is later released or
7 found to be no longer sexually dangerous and discharged, shall
8 register for the period of his or her natural life. A sexually
9 violent person or sexual predator shall register for the period
10 of his or her natural life after conviction or adjudication if
11 not confined to a penal institution, hospital, or other
12 institution or facility, and if confined, for the period of his
13 or her natural life after parole, discharge, or release from
14 any such facility. A person who becomes subject to registration
15 under paragraph (2.1) of subsection (c) of Section 3 of this
16 Article who has previously been subject to registration under
17 this Article shall register for the period currently required
18 for the offense for which the person was previously registered
19 if not confined to a penal institution, hospital, or other
20 institution or facility, and if confined, for the same period
21 after parole, discharge, or release from any such facility.
22 Except as otherwise provided in this Section, a person who
23 becomes subject to registration under this Article who has
24 previously been subject to registration under this Article or
25 under the Murderer and Violent Offender Against Youth

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

1 program. ~~Liability for registration terminates at the~~
2 ~~expiration of 10 years from the date of conviction or~~
3 ~~adjudication if not confined to a penal institution, hospital~~
4 ~~or any other institution or facility and if confined, at the~~
5 ~~expiration of 10 years from the date of parole, discharge or~~
6 ~~release from any such facility, providing such person does not,~~
7 ~~during that period, again become liable to register under the~~
8 ~~provisions of this Article.~~ Reconfinement due to a violation of
9 parole or other circumstances that relates to the original
10 conviction or adjudication shall extend the period of
11 registration to ~~10 years~~ after final parole, discharge, or
12 release. Reconfinement due to a violation of parole, a
13 conviction reviving registration, or other circumstances that
14 do not relate to the original conviction or adjudication shall
15 toll the running of the balance of the ~~10 year~~ period of
16 registration, which shall not commence running until after
17 final parole, discharge, or release. ~~The Director of State~~
18 ~~Police, consistent with administrative rules, shall extend for~~
19 ~~10 years the registration period of any sex offender, as~~
20 ~~defined in Section 2 of this Act, who fails to comply with the~~
21 ~~provisions of this Article.~~ The registration period for any sex
22 offender who is convicted of a violation of this Act, federal
23 registration laws or any jurisdiction's registration laws
24 shall register for the period of his or her natural life after
25 conviction or adjudication for the violation if not confined to
26 a penal institution, hospital, or other institution or

1 facility, and if confined, for the period of his or her natural
2 life after parole, discharge, or release from any such
3 facility. ~~fails to comply with any provision of the Act shall~~
4 ~~extend the period of registration by 10 years beginning from~~
5 ~~the first date of registration after the violation. If the~~
6 ~~registration period is extended, the Department of State Police~~
7 ~~shall send a registered letter to the law enforcement agency~~
8 ~~where the sex offender resides within 3 days after the~~
9 ~~extension of the registration period. The sex offender shall~~
10 ~~report to that law enforcement agency and sign for that letter.~~
11 ~~One copy of that letter shall be kept on file with the law~~
12 ~~enforcement agency of the jurisdiction where the sex offender~~
13 ~~resides and one copy shall be returned to the Department of~~
14 ~~State Police.~~

15 (Source: P.A. 97-154, eff. 1-1-12; 97-578, eff. 1-1-12; revised
16 10-4-11.)

17 (730 ILCS 150/7-5 new)

18 Sec. 7-5. Termination of duty to register.

19 (a) Any person required to register under Section 3 of
20 this Act for a conviction of criminal sexual abuse under
21 subsection (c) of Section 11-1.50 of the Criminal Code of 1961,
22 may petition the court in the county of conviction for the
23 termination of the term of registration no less than 10 years
24 after his or her initial registration pursuant to Section 3 of
25 this Act.

1 (b) The court may upon a hearing on the petition for
2 termination of registration, terminate registration if the
3 court finds that the registrant poses no risk to the community
4 by a preponderance of the evidence based upon the factors set
5 forth in subsection (c).

6 (c) To determine whether a registrant poses a risk to the
7 community as required by subsection (b), the court shall
8 consider the following factors:

9 (1) a risk assessment performed by an evaluator
10 approved by the Sex Offender Management Board;

11 (2) the sex offender history of the registrant;

12 (3) evidence of the registrant's rehabilitation;

13 (4) the age of the registrant at the time of the
14 offense;

15 (5) information related to the registrant's mental,
16 physical, educational, and social history;

17 (6) victim impact statements; and

18 (7) any other factors deemed relevant by the court.

19 (d) At the hearing set forth in subsections (b) and (c), a
20 registrant may be represented by counsel and may present a risk
21 assessment conducted by an evaluator who is a licensed
22 psychiatrist, psychologist, or other mental health
23 professional, and who has demonstrated clinical experience in
24 sex offender treatment.

25 (e) After a registrant completes the term of his or her
26 registration, his or her name, address, and all other

1 identifying information shall be removed from all State and
2 local registries.

3 (f) This Section applies retroactively to cases in which
4 sex offenders who registered or were required to register
5 before the effective date of this amendatory Act of the 97th
6 General Assembly. On or after the effective date of this
7 amendatory Act of the 97th General Assembly, a person convicted
8 before the effective date of this amendatory Act of the 97th
9 General Assembly may request a hearing regarding status of
10 registration by filing a Petition Requesting Registration
11 Status with the clerk of the court in the county of conviction.
12 Upon receipt of the Petition Requesting Registration Status,
13 the clerk of the court shall provide notice to the parties and
14 set the Petition for hearing pursuant to subsections (b)
15 through (d) of this Section.

16 (g) This Section does not apply to the following
17 registrants:

18 (1) Registrants convicted in another state or a tribe,
19 a territory, the District of Columbia, or a foreign
20 country;

21 (2) Registrants convicted of any misdemeanor or felony
22 offense other than criminal sexual abuse under subsection
23 (c) of Section 11-1.50 of the Criminal Code of 1961; and

24 (3) Registrants with a second or subsequent conviction
25 of criminal sexual abuse under subsection (c) of Section
26 11-1.50 of the Criminal Code of 1961.

1 (730 ILCS 150/8) (from Ch. 38, par. 228)

2 Sec. 8. Registration and DNA submission requirements.

3 (a) Registration. Registration as required by this Article
4 shall consist of a statement in writing signed by the person
5 giving the information that is required by the Department of
6 State Police, which shall ~~may~~ include the fingerprints, palm
7 prints (subject to appropriation of funding by the General
8 Assembly) and must include a current photograph of the person,
9 to be updated at each registration ~~annually~~. If the sex
10 offender is a child sex offender as defined in Section 11-9.3
11 or 11-9.4 of the Criminal Code of 1961, he or she shall sign a
12 statement that he or she understands that according to Illinois
13 law as a child sex offender he or she may not reside within 500
14 feet of a school, park, or playground. The offender may also
15 not reside within 500 feet of a facility providing services
16 directed exclusively toward persons under 18 years of age
17 unless the sex offender meets specified exemptions. ~~The~~
18 ~~registration information must include whether the person is a~~
19 ~~sex offender as defined in the Sex Offender Community~~
20 ~~Notification Law.~~ Within 3 days, the registering law
21 enforcement agency shall forward any required information to
22 the Department of State Police. The registering law enforcement
23 agency shall enter the information into the Law Enforcement
24 Agencies Data System (LEADS) as provided in Sections 6 and 7 of
25 the Intergovernmental Missing Child Recovery Act of 1984.

1 (b) DNA submission. Every person registering as a sex
2 offender pursuant to this Act, regardless of the date of
3 conviction or the date of initial registration who is required
4 to submit specimens of blood, saliva, or tissue for DNA
5 analysis as required by subsection (a) of Section 5-4-3 of the
6 Unified Code of Corrections shall submit the specimens as
7 required by that Section. Registered sex offenders who have
8 previously submitted a DNA specimen which has been uploaded to
9 the Illinois DNA database shall not be required to submit an
10 additional specimen pursuant to this Section.

11 (Source: P.A. 97-383, eff. 1-1-12.)

12 (730 ILCS 150/10.1 new)

13 Sec. 10.1. Non-Compliant Sex Offenders.

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

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

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

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

24 (4) If unsuccessful in locating the non-compliant sex
25 offender or juvenile sex offender, attempt to secure an

1 arrest warrant based on his or her failure to comply with
2 requirements of this Act and enter the sex offender or
3 juvenile sex offender into the National Crime Information
4 Center Wanted Person File.

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

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

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

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

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

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

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

1 Illinois and that offender fails to register as required in
2 this Act, the Department of State Police must inform the
3 jurisdiction that provided the notification that the sex
4 offender failed to appear for registration.

5 (730 ILCS 150/11)

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

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

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

23 (730 ILCS 152/116)

1 Sec. 116. Missing Sex Offender Database.

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

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

1 offender.

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

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

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

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

18 (730 ILCS 154/5)

19 Sec. 5. Definitions.

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

22 (1) charged pursuant to Illinois law, or any
23 substantially similar federal, Uniform Code of Military
24 Justice, sister state, or foreign country law, with a

1 violent offense against youth set forth in subsection (b)
2 of this Section or the attempt to commit an included
3 violent offense against youth, and:

4 (A) is convicted of such offense or an attempt to
5 commit such 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 subsection (c) of Section 104-25 of the
10 Code of Criminal Procedure of 1963 of such offense or
11 an attempt to commit such offense; or

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

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

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

23 For purposes of this Section, "convicted" shall have the
24 same meaning as "adjudicated". For the purposes of this Act, a
25 person who is defined as a violent offender against youth as a
26 result of being adjudicated a juvenile delinquent under

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

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

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

13 ~~10-1 (kidnapping),~~

14 ~~10-2 (aggravated kidnapping),~~

15 ~~10-3 (unlawful restraint),~~

16 ~~10-3.1 (aggravated unlawful restraint).~~

17 ~~An attempt to commit any of these offenses.~~

18 (2) First degree murder under Section 9-1 of the
19 Criminal Code of 1961, when the victim was a person under
20 18 years of age and the defendant was at least 17 years of
21 age at the time of the commission of the offense.

22 (3) (Blank). ~~Child abduction under paragraph (10) of~~
23 ~~subsection (b) of Section 10-5 of the Criminal Code of 1961~~
24 ~~committed by luring or attempting to lure a child under the~~
25 ~~age of 16 into a motor vehicle, building, house trailer, or~~
26 ~~dwelling place without the consent of the parent or lawful~~

1 ~~custodian of the child for other than a lawful purpose and~~
2 ~~the offense was committed on or after January 1, 1998.~~

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

6 10-4 (forcible detention, if the victim is under 18
7 years of age).

8 (4.1) Involuntary manslaughter under Section 9-3 of
9 the Criminal Code of 1961 where baby shaking was the
10 proximate cause of death of the victim of the offense.

11 (4.2) Endangering the life or health of a child under
12 Section 12-21.6 of the Criminal Code of 1961 that results
13 in the death of the child where baby shaking was the
14 proximate cause of the death of the child.

15 (4.3) Domestic battery resulting in bodily harm under
16 Section 12-3.2 of the Criminal Code of 1961 when the
17 defendant was 18 years or older and the victim was under 18
18 years of age and the offense was committed on or after July
19 26, 2010.

20 (4.4) A violation or attempted violation of any of the
21 following Sections or clauses of the Criminal Code of 1961
22 when the victim was under 18 years of age and the offense
23 was committed on or after (1) July 26, 2000 if the
24 defendant was 18 years of age or older or (2) July 26, 2010
25 and the defendant was under the age of 18:

26 12-3.3 (aggravated domestic battery),

1 12-3.05(a)(1), 12-3.05(d)(2), 12-3.05(f)(1),
2 12-4(a), 12-4(b)(1) or 12-4(b)(14) (aggravated
3 battery),
4 12-3.05(a)(2) or 12-4.1 (heinous battery),
5 12-3.05(b) or 12-4.3 (aggravated battery of a
6 child),
7 12-3.1(a-5) or 12-4.4 (aggravated battery of an
8 unborn child),
9 12-33 (ritualized abuse of a child).

10 (4.5) A violation or attempted violation of any of the
11 following Sections of the Criminal Code of 1961 when the
12 victim was under 18 years of age and the offense was
13 committed on or after (1) August 1, 2001 if the defendant
14 was 18 years of age or older or (2) August 1, 2011 and the
15 defendant was under the age of 18:

16 12-3.05(e)(1), (2), (3), or (4) or 12-4.2
17 (aggravated battery with a firearm),
18 12-3.05(e)(5), (6), (7), or (8) or 12-4.2-5
19 (aggravated battery with a machine gun),
20 12-11 (home invasion).

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

24 (b-5) For the purposes of this Section, "first degree
25 murder of an adult" means first degree murder under Section 9-1
26 of the Criminal Code of 1961 when the victim was a person 18

1 years of age or older at the time of the commission of the
2 offense.

3 (c) A conviction for an offense of federal law, Uniform
4 Code of Military Justice, or the law of another state or a
5 foreign country that is substantially equivalent to any offense
6 listed in subsections (b) and (c-5) of this Section shall
7 constitute a conviction for the purpose of this Act.

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

20 (c-6) A person who is convicted or adjudicated delinquent
21 of first degree murder of an adult shall be required to
22 register for a period of 10 years after conviction or
23 adjudication if not confined to a penal institution, hospital,
24 or any other institution or facility, and if confined, for a
25 period of 10 years after parole, discharge, or release from any
26 such facility. A conviction for an offense of federal, Uniform

1 Code of Military Justice, sister state, or foreign country law
2 that is substantially equivalent to any offense listed in
3 subsection (c-6) of this Section shall constitute a conviction
4 for the purpose of this Act. This subsection (c-6) does not
5 apply to those individuals released from incarceration more
6 than 10 years prior to January 1, 2012 (the effective date of
7 Public Act 97-154) ~~this amendatory Act of the 97th General~~
8 ~~Assembly.~~

9 (c-7) The registration of a person who was registered under
10 this Act before the effective date of this amendatory Act of
11 the 97th General Assembly for the commission of the offense of
12 kidnapping, aggravated kidnapping, unlawful restraint, or
13 aggravated unlawful restraint when the victim was a person
14 under 18 years of age or for child abduction committed by
15 luring or attempting to lure a child under the age of 16 into a
16 motor vehicle, building, house trailer, or dwelling place
17 without the consent of the parent or lawful custodian of the
18 child for other than a lawful purpose, shall be transferred to
19 the Sex Offender Registry created under the Sex Offender
20 Registration Act on the effective date of this amendatory Act
21 of the 97th General Assembly. On and after the effective date
22 of this amendatory Act of the 97th General Assembly,
23 registration of a person who commits any of the offenses
24 described in this subsection (c-7) shall be under the Sex
25 Offender Registration Act and not this Act.

26 (d) As used in this Act, "law enforcement agency having

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

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

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

21 (g) As used in this Act, "out-of-state employee" means any
22 violent offender against youth who works in Illinois,
23 regardless of whether the individual receives payment for
24 services performed, for a period of time of 10 or more days or
25 for an aggregate period of time of 30 or more days during any
26 calendar year. Persons who operate motor vehicles in the State

1 accrue one day of employment time for any portion of a day
2 spent in Illinois.

3 (h) As used in this Act, "school" means any public or
4 private educational institution, including, but not limited
5 to, any elementary or secondary school, trade or professional
6 institution, or institution of higher education.

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

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

18 (Source: P.A. 96-1115, eff. 1-1-11; 96-1294, eff. 7-26-10;
19 97-154, eff. 1-1-12; 97-333, eff. 8-12-11; 97-432, eff.
20 8-16-11; revised 10-4-11.)

21 Section 99. Effective date. This Act takes effect January
22 1, 2013."