

**98TH GENERAL ASSEMBLY****State of Illinois****2013 and 2014****SB3383**

Introduced 2/14/2014, by Sen. William R. Haine

SYNOPSIS AS INTRODUCED:

See Index

Amends the Sex Offender Registration Act. Adds various offenses requiring registration as a sex offender. Provides that a person who is required to register under the Act, other than: (1) a person who has been adjudicated to be sexually dangerous and later released, (2) a sexually violent person or sexual predator, (3) a person who becomes subject to registration under the Act who has previously been subject to registration under the Act or under the Child Murderer and Violent Offender Against Youth Registration Act or similar registration requirements of other jurisdictions, or (4) a person who is convicted or adjudicated of a misdemeanor sex offense, shall be required to register for a period of 25 years after conviction or adjudication if not confined to a penal institution, hospital or any other institution or facility, and if confined, for a period of 25 years after parole, discharge or release from any of those facilities. Amends the Sex Offender Community Notification Law. Provides that the Missing Sex Offender Information on the Internet page of the Department of State Police shall also include information that rewards may be (rather than are) available to persons who inform the Department of State Police or a local law enforcement agency of the whereabouts of a missing sex offender. Amends the Child Murderer and Violent Offender Against Youth Registration Act to make conforming changes.

LRB098 19897 RLC 55116 b

1 AN ACT concerning criminal law.

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

4 Section 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,
17 and:

18 (a) is convicted of such offense or an attempt to
19 commit such offense, conspiracy to commit the offense,
20 or solicitation to commit the offense; or

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

23 (c) is found not guilty by reason of insanity

1 pursuant to Section 104-25(c) of the Code of Criminal
2 Procedure of 1963 of such offense or an attempt to
3 commit such offense; or

4 (d) is the subject of a finding not resulting in an
5 acquittal at a hearing conducted pursuant to Section
6 104-25(a) of the Code of Criminal Procedure of 1963 for
7 the alleged commission or attempted commission of such
8 offense; or

9 (e) is found not guilty by reason of insanity
10 following a hearing conducted pursuant to a federal,
11 Uniform Code of Military Justice, sister state, or
12 foreign country law substantially similar to Section
13 104-25(c) of the Code of Criminal Procedure of 1963 of
14 such offense or of the attempted commission of such
15 offense; or

16 (f) is the subject of a finding not resulting in an
17 acquittal at 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(a) of the Code of Criminal Procedure of 1963 for
21 the alleged violation or attempted commission of such
22 offense; or

23 (2) declared as a sexually dangerous person pursuant to
24 the Illinois Sexually Dangerous Persons Act, or any
25 substantially similar federal, Uniform Code of Military
26 Justice, sister state, or foreign country law; or

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

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

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

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

26 For purposes of this Section, "convicted" shall have the

1 same meaning as "adjudicated".

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

3 (1) A violation, attempted violation of, conspiracy to
4 commit, or solicitation to commit a violation of any of the
5 following Sections of the Criminal Code of 1961 or the
6 Criminal Code of 2012:

7 10-5.1 (luring a minor) for a second or subsequent
8 conviction,

9 11-20.1 (child pornography),

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

12 11-6 (indecent solicitation of a child),

13 11-9.1 (sexual exploitation of a child),

14 11-9.2 (custodial sexual misconduct),

15 11-9.5 (sexual misconduct with a person with a
16 disability),

17 11-14.4 (promoting juvenile prostitution),

18 11-15.1 (soliciting for a juvenile prostitute),

19 11-18.1 (patronizing a juvenile prostitute),

20 11-17.1 (keeping a place of juvenile
21 prostitution),

22 11-19.1 (juvenile pimping),

23 11-19.2 (exploitation of a child),

24 11-25 (grooming),

25 11-26 (traveling to meet a minor),

26 11-1.20 or 12-13 (criminal sexual assault),

1 11-1.30 or 12-14 (aggravated criminal sexual
2 assault),

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

5 11-1.50 or 12-15 (criminal sexual abuse),

6 11-1.60 or 12-16 (aggravated criminal sexual
7 abuse),

8 12-33 (ritualized abuse of a child).

9 An attempt to commit any of these offenses.

10 26-4 (unauthorized video recording and live video
11 transmission), if the victim is under the age of 18.

12 (1.5) A violation of any of the following Sections of
13 the Criminal Code of 1961 or the Criminal Code of 2012,
14 when the victim is a person under 18 years of age, the
15 defendant is not a parent of the victim, ~~the offense was~~
16 ~~sexually motivated as defined in Section 10 of the Sex~~
17 ~~Offender Evaluation and Treatment Act,~~ and the offense was
18 committed on or after January 1, 1996:

19 10-1 (kidnapping),

20 10-2 (aggravated kidnapping),

21 10-3 (unlawful restraint),

22 10-3.1 (aggravated unlawful restraint).

23 If the offense was committed before January 1, 1996, it
24 is a sex offense requiring registration only when the
25 person is convicted of any felony after July 1, 2011, and
26 paragraph (2.1) of subsection (c) of Section 3 of this Act

1 applies.

2 (1.6) First degree murder under Section 9-1 of the
3 Criminal Code of 1961 or the Criminal Code of 2012,
4 provided the offense was sexually motivated as defined in
5 Section 10 of the Sex Offender Management Board Act.

6 (1.7) (Blank).

7 (1.8) A violation or attempted violation of Section
8 11-11 (sexual relations within families) of the Criminal
9 Code of 1961 or the Criminal Code of 2012, and the offense
10 was committed on or after June 1, 1997. If the offense was
11 committed before June 1, 1997, it is a sex offense
12 requiring registration only when the person is convicted of
13 any felony after July 1, 2011, and paragraph (2.1) of
14 subsection (c) of Section 3 of this Act applies.

15 (1.9) Child abduction under paragraph (10) of
16 subsection (b) of Section 10-5 of the Criminal Code of 1961
17 or the Criminal Code of 2012 committed by luring or
18 attempting to lure a child under the age of 16 into a motor
19 vehicle, building, house trailer, or dwelling place
20 without the consent of the parent or lawful custodian of
21 the child for other than a lawful purpose and the offense
22 was committed on or after January 1, 1998, ~~provided the~~
23 ~~offense was sexually motivated as defined in Section 10 of~~
24 ~~the Sex Offender Management Board Act.~~ If the offense was
25 committed before January 1, 1998, it is a sex offense
26 requiring registration only when the person is convicted of

1 any felony after July 1, 2011, and paragraph (2.1) of
2 subsection (c) of Section 3 of this Act applies.

3 (1.10) A violation or attempted violation of any of the
4 following Sections of the Criminal Code of 1961 or the
5 Criminal Code of 2012 when the offense was committed on or
6 after July 1, 1999:

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

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

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

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

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

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

23 If the offense was committed before July 1, 1999, it is
24 a sex offense requiring registration only when the person
25 is convicted of any felony after July 1, 2011, and
26 paragraph (2.1) of subsection (c) of Section 3 of this Act

1 applies.

2 (1.11) A violation or attempted violation of any of the
3 following Sections of the Criminal Code of 1961 or the
4 Criminal Code of 2012 when the offense was committed on or
5 after August 22, 2002:

6 11-9 or 11-30 (public indecency for a third or
7 subsequent conviction).

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

13 (1.12) A violation or attempted violation of Section
14 5.1 of the Wrongs to Children Act or Section 11-9.1A of the
15 Criminal Code of 1961 or the Criminal Code of 2012
16 (permitting sexual abuse) when the offense was committed on
17 or after August 22, 2002. If the offense was committed
18 before August 22, 2002, it is a sex offense requiring
19 registration only when the person is convicted of any
20 felony after July 1, 2011, and paragraph (2.1) of
21 subsection (c) of Section 3 of this Act applies.

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

26 (C) A conviction for an offense of federal law, Uniform

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

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

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

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

17 (C) 2241 (aggravated sexual abuse),

18 (D) 2242 (sexual abuse),

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

20 (F) 2244 (abusive sexual contact),

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

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

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

24 (J) 2252 (material involving the sexual exploitation
25 of minors),

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

- 1 (L) 2252B (misleading domain names on the Internet),
2 (M) 2252C (misleading words or digital images on the
3 Internet),
4 (N) 2260 (production of sexually explicit depictions
5 of a minor for import into the United States),
6 (O) 2421 (transportation of a minor for illegal sexual
7 activity),
8 (P) 2422 (coercion and enticement of a minor for
9 illegal sexual activity),
10 (Q) 2423 (transportation of minors for illegal sexual
11 activity, travel with the intent to engage in illicit
12 sexual conduct with a minor, engaging in illicit sexual
13 conduct in foreign places),
14 (R) 2424 (failure to file a factual statement about an
15 alien individual),
16 (S) 2425 (transmitting information about a minor to
17 further criminal sexual conduct),
18 (T) A violation of any former federal law substantially
19 equivalent to any offense in this subsection (C-1).

20 (C-5) A person at least 17 years of age at the time of the
21 commission of the offense who is convicted of first degree
22 murder under Section 9-1 of the Criminal Code of 1961 or the
23 Criminal Code of 2012, against a person under 18 years of age,
24 shall be required to register for natural life. A conviction
25 for an offense of federal, Uniform Code of Military Justice,
26 sister state, or foreign country law that is substantially

1 equivalent to any offense listed in subsection (C-5) of this
2 Section shall constitute a conviction for the purpose of this
3 Article. This subsection (C-5) applies to a person who
4 committed the offense before June 1, 1996 if: (i) the person is
5 incarcerated in an Illinois Department of Corrections facility
6 on August 20, 2004 (the effective date of Public Act 93-977),
7 or (ii) subparagraph (i) does not apply and the person is
8 convicted of any felony after July 1, 2011, and paragraph (2.1)
9 of subsection (c) of Section 3 of this Act applies.

10 (C-6) A person who is convicted or adjudicated delinquent
11 of first degree murder as defined in Section 9-1 of the
12 Criminal Code of 1961 or the Criminal Code of 2012, against a
13 person 18 years of age or over, shall be required to register
14 for his or her natural life. A conviction for an offense of
15 federal, Uniform Code of Military Justice, sister state, or
16 foreign country law that is substantially equivalent to any
17 offense listed in subsection (C-6) of this Section shall
18 constitute a conviction for the purpose of this Article. This
19 subsection (C-6) does not apply to those individuals released
20 from incarceration more than 10 years prior to January 1, 2012
21 (the effective date of Public Act 97-154).

22 (D) As used in this Article, "law enforcement agency having
23 jurisdiction" means the Chief of Police in each of the
24 municipalities in which the sex offender expects to reside,
25 work, or attend school (1) upon his or her discharge, parole or
26 release or (2) during the service of his or her sentence of

1 probation or conditional discharge, or the Sheriff of the
2 county, in the event no Police Chief exists or if the offender
3 intends to reside, work, or attend school in an unincorporated
4 area. "Law enforcement agency having jurisdiction" includes
5 the location where out-of-state students attend school and
6 where out-of-state employees are employed or are otherwise
7 required to register.

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

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

13 (1) Convicted for an offense, conspiracy to commit the
14 offense, or solicitation to commit the offense of federal,
15 Uniform Code of Military Justice, sister state, or foreign
16 country law that is substantially equivalent to any offense
17 listed in subsection (E) or (E-5) of this Section shall
18 constitute a conviction for the purpose of this Article.
19 Convicted of a violation or attempted violation of any of
20 the following Sections of the Criminal Code of 1961 or the
21 Criminal Code of 2012:

22 10-5.1 (luring of a minor),

23 11-14.4 that involves keeping a place of juvenile
24 prostitution, or 11-17.1 (keeping a place of juvenile
25 prostitution),

26 subdivision (a) (2) or (a) (3) of Section 11-14.4,

1 or Section 11-19.1 (juvenile pimping),
2 subdivision (a) (4) of Section 11-14.4, or Section
3 11-19.2 (exploitation of a child),
4 11-20.1 (child pornography),
5 11-20.1B or 11-20.3 (aggravated child
6 pornography),
7 11-1.20 or 12-13 (criminal sexual assault),
8 11-1.30 or 12-14 (aggravated criminal sexual
9 assault),
10 11-1.40 or 12-14.1 (predatory criminal sexual
11 assault of a child),
12 11-1.60 or 12-16 (aggravated criminal sexual
13 abuse),
14 12-33 (ritualized abuse of a child);
15 (2) (blank);
16 (3) declared as a sexually dangerous person pursuant to
17 the Sexually Dangerous Persons Act or any substantially
18 similar federal, Uniform Code of Military Justice, sister
19 state, or foreign country law;
20 (4) found to be a sexually violent person pursuant to
21 the Sexually Violent Persons Commitment Act or any
22 substantially similar federal, Uniform Code of Military
23 Justice, sister state, or foreign country law;
24 (5) convicted of a second or subsequent offense which
25 requires registration pursuant to this Act. For purposes of
26 this paragraph (5), "convicted" shall include a conviction

1 under any substantially similar Illinois, federal, Uniform
2 Code of Military Justice, sister state, or foreign country
3 law;

4 (6) (blank); ~~or~~

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

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

13 2241 (aggravated sexual abuse),

14 2242 (sexual abuse),

15 2244 (abusive sexual contact).

16 (E-5) As used in this Article, "sexual predator" also means
17 a person convicted of a violation or attempted violation,
18 conspiracy to commit the offense, or solicitation to commit the
19 offense of any of the following Sections of the Criminal Code
20 of 1961 or the Criminal Code of 2012:

21 (1) Section 9-1 (first degree murder, when the victim
22 was a person under 18 years of age and the defendant was at
23 least 17 years of age at the time of the commission of the
24 offense, provided the offense was sexually motivated as
25 defined in Section 10 of the Sex Offender Management Board
26 Act);

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

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

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

19 (E-10) As used in this Article, "sexual predator" also
20 means a person required to register in another State due to a
21 conviction, adjudication or other action of any court
22 triggering an obligation to register as a sex offender, sexual
23 predator, or substantially similar status under the laws of
24 that State.

25 (F) As used in this Article, "out-of-state student" means
26 any sex offender, as defined in this Section, or sexual

1 predator who is enrolled in Illinois, on a full-time or
2 part-time basis, in any public or private educational
3 institution, including, but not limited to, any secondary
4 school, trade or professional institution, or institution of
5 higher learning.

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

14 (H) As used in this Article, "school" means any public or
15 private educational institution, including, but not limited
16 to, any elementary or secondary school, trade or professional
17 institution, or institution of higher education.

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

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

25 (K) As used in this Article, "temporary domicile" means any
26 and all places where the sex offender resides for an aggregate

1 period of time of 3 or more days during any calendar year.

2 (L) As used in this Article, "conviction" means any
3 conviction of the offense, an attempt to commit the offense,
4 conspiracy to commit the offense, solicitation to commit the
5 offense, or adjudication.

6 (M) An offense involving consensual sexual conduct in
7 violation of subsection (c) of Section 11-1.50 of the Criminal
8 Code of 2012 is not a sex offense for the purposes of this
9 Section if the victim was at least 13 years of age and the
10 offender was not more than 4 years older than the victim, and
11 the court makes a factual finding that:

12 (1) the sexual conduct was not the result of compulsion
13 or undue influence; and

14 (2) the offender is not a risk of re-offending based
15 on:

16 (A) a risk assessment performed by an evaluator
17 approved by the Sex Offender Management Board;

18 (B) the sex offender history of the offender;

19 (C) information related to the registrant's
20 mental, physical, educational, and social history;

21 (D) victim impact statements; and

22 (E) any other factors deemed relevant by the court.

23 (Source: P.A. 96-301, eff. 8-11-09; 96-1089, eff. 1-1-11;
24 96-1551, eff. 7-1-11; 97-154, eff. 1-1-12; 97-578, eff. 1-1-12;
25 97-1073, eff. 1-1-13; 97-1098, eff. 1-1-13; 97-1109, eff.
26 1-1-13; 97-1150, eff. 1-25-13.)

1 (730 ILCS 150/3)

2 Sec. 3. Duty to register.

3 (a) A sex offender, as defined in Section 2 of this Act, or
4 sexual predator shall, within the time period prescribed in
5 subsections (b) and (c), register in person and provide
6 accurate information as required by the Department of State
7 Police. Such information shall include a current photograph,
8 current address, temporary domicile information (including
9 address of temporary domicile and dates of temporary domicile),
10 current place of employment, the sex offender's or sexual
11 predator's telephone numbers (including land line telephone
12 number, cellular telephone numbers, and voice over Internet
13 Protocol numbers) ~~telephone number, including cellular~~
14 ~~telephone number,~~ the employer's telephone number, day labor
15 employment information, school attended, all e-mail addresses,
16 instant messaging identities, chat room identities, and other
17 Internet communications identities that the sex offender uses
18 or plans to use, all Uniform Resource Locators (URLs)
19 registered or used by the sex offender, all blogs and other
20 Internet sites maintained by the sex offender or to which the
21 sex offender has uploaded any content or posted any messages or
22 information, ~~extensions of the time period for registering as~~
23 ~~provided in this Article and, if an extension was granted, the~~
24 ~~reason why the extension was granted and the date the sex~~
25 ~~offender was notified of the extension.~~ The information shall

1 also include a copy of the terms and conditions of parole or
2 release signed by the sex offender and given to the sex
3 offender by his or her supervising officer or aftercare
4 specialist, the county of conviction, license plate numbers and
5 registration number for every land, aircraft or watercraft
6 vehicle owned or operated by ~~registered in the name of~~ the sex
7 offender, the age of the sex offender at the time of the
8 commission of the offense, the age of the victim at the time of
9 the commission of the offense, and any distinguishing marks
10 located on the body of the sex offender. The information shall
11 also include any nicknames, aliases, pseudonyms, ethnic or
12 tribal names by which the offender is commonly known. A
13 photocopy of a valid driver's license or identification card
14 must also be provided at the time of registration. Passports,
15 immigration documents, and any occupational licenses shall
16 also be submitted. A sex offender convicted under Section 11-6,
17 11-20.1, 11-20.1B, 11-20.3, or 11-21 of the Criminal Code of
18 1961 or the Criminal Code of 2012 shall provide all Internet
19 protocol (IP) addresses in his or her residence, registered in
20 his or her name, accessible at his or her place of employment,
21 or otherwise under his or her control or custody. If the sex
22 offender is a child sex offender as defined in Section 11-9.3
23 or 11-9.4 of the Criminal Code of 1961 or the Criminal Code of
24 2012, the sex offender shall report to the registering agency
25 whether he or she is living in a household with a child under
26 18 years of age who is not his or her own child, provided that

1 his or her own child is not the victim of the sex offense. The
2 sex offender or sexual predator shall register:

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

8 (2) with the sheriff in the county in which he or she
9 resides or is temporarily domiciled for a period of time of
10 3 or more days in an unincorporated area or, if
11 incorporated, no police chief exists.

12 If the sex offender or sexual predator is employed at or
13 attends an institution of higher education, he or she shall
14 also register:

15 (i) with:

16 (A) the chief of police in the municipality in
17 which he or she is employed at or attends an
18 institution of higher education, unless the
19 municipality is the City of Chicago, in which case he
20 or she shall register at the Chicago Police Department
21 Headquarters; or

22 (B) the sheriff in the county in which he or she is
23 employed or attends an institution of higher education
24 located in an unincorporated area, or if incorporated,
25 no police chief exists; and

26 (ii) with the public safety or security director of the

1 institution of higher education which he or she is employed
2 at or attends.

3 The registration fees shall only apply to the municipality
4 or county of primary registration, and not to campus
5 registration.

6 For purposes of this Article, the place of residence or
7 temporary domicile is defined as any and all places where the
8 sex offender resides for an aggregate period of time of 3 or
9 more days during any calendar year. Any person required to
10 register under this Article who lacks a fixed address or
11 temporary domicile must notify, in person, the agency of
12 jurisdiction of his or her last known address within 3 days
13 after ceasing to have a fixed residence.

14 A sex offender or sexual predator who is temporarily absent
15 from his or her current address of registration for 3 or more
16 days shall notify the law enforcement agency having
17 jurisdiction of his or her current registration, including the
18 itinerary for travel, in the manner provided in Section 6 of
19 this Act for notification to the law enforcement agency having
20 jurisdiction of change of address.

21 Any person who lacks a fixed residence must report weekly,
22 in person, with the sheriff's office of the county in which he
23 or she is located in an unincorporated area, or with the chief
24 of police in the municipality in which he or she is located.
25 The agency of jurisdiction will document each weekly
26 registration to include all the locations where the person has

1 stayed during the past 7 days.

2 The sex offender or sexual predator shall provide accurate
3 information as required by the Department of State Police. That
4 information shall include the sex offender's or sexual
5 predator's current place of employment.

6 (a-5) An out-of-state student or out-of-state employee
7 shall, within 3 days after beginning school or employment in
8 this State, register in person and provide accurate information
9 as required by the Department of State Police. Such information
10 will include current place of employment, school attended, and
11 address in state of residence. A sex offender convicted under
12 Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or 11-21 of the
13 Criminal Code of 1961 or the Criminal Code of 2012 shall
14 provide all Internet protocol (IP) addresses in his or her
15 residence, registered in his or her name, accessible at his or
16 her place of employment, or otherwise under his or her control
17 or custody. The out-of-state student or out-of-state employee
18 shall register:

19 (1) with:

20 (A) the chief of police in the municipality in
21 which he or she attends school or is employed for a
22 period of time of 5 or more days or for an aggregate
23 period of time of more than 30 days during any calendar
24 year, unless the municipality is the City of Chicago,
25 in which case he or she shall register at the Chicago
26 Police Department Headquarters; or

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

7 (2) with the public safety or security director of the
8 institution of higher education he or she is employed at or
9 attends for a period of time of 5 or more days or for an
10 aggregate period of time of more than 30 days during a
11 calendar year.

12 The registration fees shall only apply to the municipality
13 or county of primary registration, and not to campus
14 registration.

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

20 (a-10) Any law enforcement agency registering sex
21 offenders or sexual predators in accordance with subsections
22 (a) or (a-5) of this Section shall forward to the Attorney
23 General a copy of sex offender registration forms from persons
24 convicted under Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or
25 11-21 of the Criminal Code of 1961 or the Criminal Code of
26 2012, including periodic and annual registrations under

1 Section 6 of this Act.

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

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

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

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

21 (2.1) A sex offender or sexual predator, who has never
22 previously been required to register under this Act, has a
23 duty to register if the person has been convicted of any
24 felony offense after July 1, 2011. A person who previously
25 was required to register under this Act for a period of 10
26 years and successfully completed that registration period

1 has a duty to register if: (i) the person has been
2 convicted of any felony offense after July 1, 2011, and
3 (ii) the offense for which the 10 year registration was
4 served currently requires a registration period of more
5 than 10 years. Notification of an offender's duty to
6 register under this subsection shall be pursuant to Section
7 5-7 of this Act.

8 (2.5) Except as provided in subsection (c)(4), any
9 person who has not been notified of his or her
10 responsibility to register shall be notified by a criminal
11 justice entity of his or her responsibility to register.
12 Upon notification the person must then register within 3
13 days of notification of his or her requirement to register.
14 Except as provided in subsection (c)(2.1), if notification
15 is not made within the offender's 10 year registration
16 requirement, and the Department of State Police determines
17 no evidence exists or indicates the offender attempted to
18 avoid registration, the offender will no longer be required
19 to register under this Act.

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

24 (4) Any person unable to comply with the registration
25 requirements of this Article because he or she is confined,
26 institutionalized, or imprisoned in Illinois on or after

1 January 1, 1996, shall register in person within 3 days of
2 discharge, parole or release.

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

6 (6) The person shall pay a \$100 initial registration
7 fee and a \$100 annual renewal fee to the registering law
8 enforcement agency having jurisdiction. The registering
9 agency may waive the registration fee if it determines that
10 the person is indigent and unable to pay the registration
11 fee. Thirty-five dollars for the initial registration fee
12 and \$35 of the annual renewal fee shall be retained and
13 used by the registering agency for official purposes.
14 Having retained \$35 of the initial registration fee and \$35
15 of the annual renewal fee, the registering agency shall
16 remit the remainder of the fee to State agencies within 30
17 days of receipt for deposit into the State funds as
18 follows:

19 (A) Five dollars of the initial registration fee
20 and \$5 of the annual fee shall be remitted to the State
21 Treasurer who shall deposit the moneys into the Sex
22 Offender Management Board Fund under Section 19 of the
23 Sex Offender Management Board Act. Money deposited
24 into the Sex Offender Management Board Fund shall be
25 administered by the Sex Offender Management Board and
26 shall be used by the Board to comply with the

1 provisions of the Sex Offender Management Board Act.

2 (B) Thirty dollars of the initial registration fee
3 and \$30 of the annual renewal fee shall be remitted to
4 the Department of State Police which shall deposit the
5 moneys into the Sex Offender Registration Fund and
6 shall be used by the Department of State Police to
7 maintain and update the Illinois State Police Sex
8 Offender Registry.

9 (C) Thirty dollars of the initial registration fee
10 and \$30 of the annual renewal fee shall be remitted to
11 the Attorney General who shall deposit the moneys into
12 the Attorney General Sex Offender Awareness, Training,
13 and Education Fund. Moneys deposited into the Fund
14 shall be used by the Attorney General to administer the
15 I-SORT program and to alert and educate the public,
16 victims, and witnesses of their rights under various
17 victim notification laws and for training law
18 enforcement agencies, State's Attorneys, and medical
19 providers of their legal duties concerning the
20 prosecution and investigation of sex offenses.

21 The registering agency shall establish procedures to
22 document the receipt and remittance of the \$100 initial
23 registration fee and \$100 annual renewal fee.

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. 97-155, eff 1-1-12; 97-333, eff. 8-12-11; 97-578,
7 eff. 1-1-12; 97-1098, eff. 1-1-13; 97-1109, eff. 1-1-13;
8 97-1150, eff. 1-25-13; 98-558, eff. 1-1-14; 98-612, eff.
9 12-27-13.)

10 (730 ILCS 150/6)

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

1 new or changed chat room identities, and all other new or
2 changed Internet communications identities that the sexually
3 dangerous or sexually violent person uses or plans to use, all
4 new or changed Uniform Resource Locators (URLs) registered or
5 used by the sexually dangerous or sexually violent person, and
6 all new or changed blogs and other Internet sites maintained by
7 the sexually dangerous or sexually violent person or to which
8 the sexually dangerous or sexually violent person has uploaded
9 any content or posted any messages or information. Any person
10 who lacks a fixed residence must report weekly, in person, to
11 the appropriate law enforcement agency where the sex offender
12 is located. Any ~~other~~ person who is required to register under
13 this Article who is convicted or adjudicated of a misdemeanor
14 offense shall report in person to the appropriate law
15 enforcement agency with whom he or she last registered within
16 one year from the date of last registration and every year
17 thereafter and at such other times at the request of the law
18 enforcement agency not to exceed 4 times a year. Any other
19 person who is required to register under this Article shall be
20 required to register for a period of 25 years after conviction
21 or adjudication if not confined to a penal institution,
22 hospital, or any other institution or facility, and if
23 confined, for a period of 25 years after parole, discharge or
24 release from any of those facilities. Any person required to
25 register for a period of 25 years shall report in person to the
26 law enforcement agency with whom he or she last registered no

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

1 sex offender is a child sex offender as defined in Section
2 11-9.3 or 11-9.4 of the Criminal Code of 1961 or the Criminal
3 Code of 2012, the sex offender shall within 3 days after
4 beginning to reside in a household with a child under 18 years
5 of age who is not his or her own child, provided that his or her
6 own child is not the victim of the sex offense, report that
7 information to the registering law enforcement agency. The law
8 enforcement agency shall, within 3 days of the reporting in
9 person by the person required to register under this Article,
10 notify the Department of State Police of the new place of
11 residence, change in employment, telephone number, cellular
12 telephone number, or school.

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

1 (Source: P.A. 96-1094, eff. 1-1-11; 96-1104, eff. 1-1-11;
2 97-333, eff. 8-12-11; 97-1150, eff. 1-25-13.)

3 (730 ILCS 150/7) (from Ch. 38, par. 227)

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

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

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

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

14 (Source: P.A. 97-154, eff. 1-1-12; 97-578, eff. 1-1-12; 97-813,
15 eff. 7-13-12.)

16 (730 ILCS 150/7-5 new)

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

18 (a) Any person required to register under Section 3 of this
19 Act for a conviction of criminal sexual abuse under subsection
20 (c) of Section 11-1.50 or aggravated criminal sexual abuse
21 under subsection (d) of Section 11-1.60 of the Criminal Code of
22 1961 or the Criminal Code of 2012 may petition the court in the
23 county of conviction for the termination of the term of
24 registration no less than 10 years after his or her initial
25 registration under Section 3 of 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 98th
6 General Assembly. On or after the effective date of this
7 amendatory Act of the 98th General Assembly, a person convicted
8 before the effective date of this amendatory Act of the 98th
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 under subsections (b) through (d)
15 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 or aggravated criminal sexual abuse
24 under subsection (d) of Section 11-1.60 of the Criminal
25 Code of 1961 or the Criminal Code of 2012; and

26 (3) Registrants with a second or subsequent conviction

1 of criminal sexual abuse under subsection (c) of Section
2 11-1.50 or aggravated criminal sexual abuse under
3 subsection (d) of Section 11-1.60 of the Criminal Code of
4 1961 or the Criminal Code of 2012.

5 (730 ILCS 150/8) (from Ch. 38, par. 228)

6 Sec. 8. Registration and DNA submission requirements.

7 (a) Registration. Registration as required by this Article
8 shall consist of a statement in writing signed by the person
9 giving the information that is required by the Department of
10 State Police, which shall ~~may~~ include the fingerprints, palm
11 prints (subject to appropriation of funding by the General
12 Assembly) and must include a current photograph of the person,
13 to be updated at each registration ~~annually~~. If the sex
14 offender is a child sex offender as defined in Section 11-9.3
15 or 11-9.4 of the Criminal Code of 1961 or the Criminal Code of
16 2012, he or she shall sign a statement that he or she
17 understands that according to Illinois law as a child sex
18 offender he or she may not reside within 500 feet of a school,
19 park, or playground. The offender may also not reside within
20 500 feet of a facility providing services directed exclusively
21 toward persons under 18 years of age unless the sex offender
22 meets specified exemptions. ~~The registration information must~~
23 ~~include whether the person is a sex offender as defined in the~~
24 ~~Sex Offender Community Notification Law.~~ Within 3 days, the
25 registering law enforcement agency shall forward any required

1 information to the Department of State Police. The registering
2 law enforcement agency shall enter the information into the Law
3 Enforcement Agencies Data System (LEADS) as provided in
4 Sections 6 and 7 of the Intergovernmental Missing Child
5 Recovery Act of 1984.

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

16 (Source: P.A. 97-383, eff. 1-1-12; 97-1150, eff. 1-25-13.)

17 (730 ILCS 150/10.1 new)

18 Sec. 10.1. Non-Compliant Sex Offenders.

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

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

24 (2) Notify the Department of State Police within 3
25 calendar days of determining a sex offender or juvenile sex

1 offender is non-compliant.

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

4 (4) If unsuccessful in locating the non-compliant sex
5 offender or juvenile sex offender, attempt to secure an
6 arrest warrant based on his or her failure to comply with
7 requirements of this Act and enter the sex offender or
8 juvenile sex offender into the National Crime Information
9 Center Wanted Person File.

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

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

16 (2) Provide notice to the United States Marshals
17 Service of the sex offender or juvenile sex offender's
18 non-compliance and any identifying information as may be
19 requested by the United States Marshals Service.

20 (3) Provide assistance to Illinois law enforcement
21 agencies to locate and apprehend non-compliant sex
22 offenders.

23 (4) Update the Public Adam Walsh Sex Offender Registry
24 regarding sex offenders or registry-mandated juvenile sex
25 offenders.

26 (5) Send updated information to the National Sex

1 Offender Registry regarding sex offenders or
2 registry-mandated juvenile sex offenders.

3 (c) If the Department of State Police receives notice from
4 another jurisdiction that a sex offender or juvenile sex
5 offender intends to reside, be employed, or attend school in
6 Illinois and that offender fails to register as required in
7 this Act, the Department of State Police must inform the
8 jurisdiction that provided the notification that the sex
9 offender failed to appear for registration.

10 (730 ILCS 150/11)

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

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

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

3 (730 ILCS 152/116)

4 Sec. 116. Missing Sex Offender Database.

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

20 (b) The Department of State Police must make the
21 information contained in the Statewide Missing Sex Offender
22 Database accessible on the Internet by means of a hyperlink
23 labeled "Missing Sex Offender Information" on the Department's
24 World Wide Web home page and on the Attorney General's I-SORT

1 page. The Department of State Police must update that
2 information as it deems necessary. The Internet page shall also
3 include information that rewards may be ~~are~~ available to
4 persons who inform the Department of State Police or a local
5 law enforcement agency of the whereabouts of a missing sex
6 offender.

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

15 (c) The Department of State Police, Sex Offender
16 Registration Unit, must develop and conduct training to educate
17 all those entities involved in the Missing Sex Offender
18 Registration Program.

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

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

23 (730 ILCS 154/5)

24 Sec. 5. Definitions.

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

3 (1) charged pursuant to Illinois law, or any
4 substantially similar federal, Uniform Code of Military
5 Justice, sister state, or foreign country law, with a
6 violent offense against youth set forth in subsection (b)
7 of this Section or the attempt to commit an included
8 violent offense against youth, and:

9 (A) is convicted of such offense or an attempt to
10 commit such offense; or

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

13 (C) is found not guilty by reason of insanity
14 pursuant to subsection (c) of Section 104-25 of the
15 Code of Criminal Procedure of 1963 of such offense or
16 an attempt to commit such offense; or

17 (D) is the subject of a finding not resulting in an
18 acquittal at a hearing conducted pursuant to
19 subsection (a) of Section 104-25 of the Code of
20 Criminal Procedure of 1963 for the alleged commission
21 or attempted commission of such offense; or

22 (E) is found not guilty by reason of insanity
23 following a hearing conducted pursuant to a federal,
24 Uniform Code of Military Justice, sister state, or
25 foreign country law substantially similar to
26 subsection (c) of Section 104-25 of the Code of

1 Criminal Procedure of 1963 of such offense or of the
2 attempted commission of such offense; or

3 (F) is the subject of a finding not resulting in an
4 acquittal at a hearing conducted pursuant to a federal,
5 Uniform Code of Military Justice, sister state, or
6 foreign country law substantially similar to
7 subsection (c) of Section 104-25 of the Code of
8 Criminal Procedure of 1963 for the alleged violation or
9 attempted commission of such offense; or

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

23 Convictions that result from or are connected with the same
24 act, or result from offenses committed at the same time, shall
25 be counted for the purpose of this Act as one conviction. Any
26 conviction set aside pursuant to law is not a conviction for

1 purposes of this Act.

2 For purposes of this Section, "convicted" shall have the
3 same meaning as "adjudicated". For the purposes of this Act, a
4 person who is defined as a violent offender against youth as a
5 result of being adjudicated a juvenile delinquent under
6 paragraph (2) of this subsection (a) upon attaining 17 years of
7 age shall be considered as having committed the violent offense
8 against youth on or after the 17th birthday of the violent
9 offender against youth. Registration of juveniles upon
10 attaining 17 years of age shall not extend the original
11 registration of 10 years from the date of conviction.

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

14 (1) (Blank). ~~A violation of any of the following~~
15 ~~Sections of the Criminal Code of 1961 or the Criminal Code~~
16 ~~of 2012, when the victim is a person under 18 years of age~~
17 ~~and the offense was committed on or after January 1, 1996:~~

18 ~~10-1 (kidnapping),~~

19 ~~10-2 (aggravated kidnapping),~~

20 ~~10-3 (unlawful restraint),~~

21 ~~10-3.1 (aggravated unlawful restraint).~~

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

23 (2) First degree murder under Section 9-1 of the
24 Criminal Code of 1961 or the Criminal Code of 2012, when
25 the victim was a person under 18 years of age and the
26 defendant was at least 17 years of age at the time of the

1 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 ~~or the Criminal Code of 2012 committed by luring or~~
5 ~~attempting to lure a child under the age of 16 into a motor~~
6 ~~vehicle, building, house trailer, or dwelling place~~
7 ~~without the consent of the parent or lawful custodian of~~
8 ~~the child for other than a lawful purpose and the offense~~
9 ~~was committed on or after January 1, 1998.~~

10 (4) A violation or attempted violation of the following
11 Section of the Criminal Code of 1961 or the Criminal Code
12 of 2012 when the offense was committed on or after July 1,
13 1999:

14 10-4 (forcible detention, if the victim is under 18
15 years of age).

16 (4.1) Involuntary manslaughter under Section 9-3 of
17 the Criminal Code of 1961 or the Criminal Code of 2012
18 where baby shaking was the proximate cause of death of the
19 victim of the offense.

20 (4.2) Endangering the life or health of a child under
21 Section 12-21.6 or 12C-5 of the Criminal Code of 1961 or
22 the Criminal Code of 2012 that results in the death of the
23 child where baby shaking was the proximate cause of the
24 death of the child.

25 (4.3) Domestic battery resulting in bodily harm under
26 Section 12-3.2 of the Criminal Code of 1961 or the Criminal

1 Code of 2012 when the defendant was 18 years or older and
2 the victim was under 18 years of age and the offense was
3 committed on or after July 26, 2010.

4 (4.4) A violation or attempted violation of any of the
5 following Sections or clauses of the Criminal Code of 1961
6 or the Criminal Code of 2012 when the victim was under 18
7 years of age and the offense was committed on or after (1)
8 July 26, 2000 if the defendant was 18 years of age or older
9 or (2) July 26, 2010 and the defendant was under the age of
10 18:

11 12-3.3 (aggravated domestic battery),

12 12-3.05(a) (1), 12-3.05(d) (2), 12-3.05(f) (1),
13 12-4(a), 12-4(b) (1), or 12-4(b) (14) (aggravated
14 battery),

15 12-3.05(a) (2) or 12-4.1 (heinous battery),

16 12-3.05(b) or 12-4.3 (aggravated battery of a
17 child),

18 12-3.1(a-5) or 12-4.4 (aggravated battery of an
19 unborn child),

20 12-33 (ritualized abuse of a child).

21 (4.5) A violation or attempted violation of any of the
22 following Sections of the Criminal Code of 1961 or the
23 Criminal Code of 2012 when the victim was under 18 years of
24 age and the offense was committed on or after (1) August 1,
25 2001 if the defendant was 18 years of age or older or (2)
26 August 1, 2011 and the defendant was under the age of 18:

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

6 (5) A violation of any former law of this State
7 substantially equivalent to any offense listed in this
8 subsection (b).

9 (b-5) For the purposes of this Section, "first degree
10 murder of an adult" means first degree murder under Section 9-1
11 of the Criminal Code of 1961 or the Criminal Code of 2012 when
12 the victim was a person 18 years of age or older at the time of
13 the commission of the offense.

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

19 (c-5) A person at least 17 years of age at the time of the
20 commission of the offense who is convicted of first degree
21 murder under Section 9-1 of the Criminal Code of 1961 or the
22 Criminal Code of 2012, against a person under 18 years of age,
23 shall be required to register for natural life. A conviction
24 for an offense of federal, Uniform Code of Military Justice,
25 sister state, or foreign country law that is substantially
26 equivalent to any offense listed in this subsection (c-5) shall

1 constitute a conviction for the purpose of this Act. This
2 subsection (c-5) applies to a person who committed the offense
3 before June 1, 1996 only if the person is incarcerated in an
4 Illinois Department of Corrections facility on August 20, 2004.

5 (c-6) A person who is convicted or adjudicated delinquent
6 of first degree murder of an adult shall be required to
7 register for a period of 10 years after conviction or
8 adjudication if not confined to a penal institution, hospital,
9 or any other institution or facility, and if confined, for a
10 period of 10 years after parole, discharge, or release from any
11 such facility. A conviction for an offense of federal, Uniform
12 Code of Military Justice, sister state, or foreign country law
13 that is substantially equivalent to any offense listed in
14 subsection (c-6) of this Section shall constitute a conviction
15 for the purpose of this Act. This subsection (c-6) does not
16 apply to those individuals released from incarceration more
17 than 10 years prior to January 1, 2012 (the effective date of
18 Public Act 97-154).

19 (c-7) The registration of a person who was registered under
20 this Act before the effective date of this amendatory Act of
21 the 98th General Assembly for the commission of the offense of
22 kidnapping, aggravated kidnaping, unlawful restraint, or
23 aggravated unlawful restraint when the victim was a person
24 under 18 years of age or for child abduction committed by
25 luring or attempting to lure a child under the age of 16 into a
26 motor vehicle, building, house trailer, or dwelling place

1 without the consent of the parent or lawful custodian of the
2 child for other than a lawful purpose, shall be transferred to
3 the Sex Offender Registry created under the Sex Offender
4 Registration Act on the effective date of this amendatory Act
5 of the 98th General Assembly. On and after the effective date
6 of this amendatory Act of the 98th General Assembly,
7 registration of a person who commits any of the offenses
8 described in this subsection (c-7) shall be under the Sex
9 Offender Registration Act and not this Act.

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

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

25 (f) As used in this Act, "out-of-state student" means any
26 violent offender against youth who is enrolled in Illinois, on

1 a full-time or part-time basis, in any public or private
2 educational institution, including, but not limited to, any
3 secondary school, trade or professional institution, or
4 institution of higher learning.

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

13 (h) As used in this Act, "school" means any public or
14 private educational institution, including, but not limited
15 to, any elementary or secondary school, trade or professional
16 institution, or institution of higher education.

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

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

1 rib fracture; subdural hematoma; or death.

2 (Source: P.A. 96-1115, eff. 1-1-11; 96-1294, eff. 7-26-10;
3 97-154, eff. 1-1-12; 97-333, eff. 8-12-11; 97-432, eff.
4 8-16-11; 97-1108, eff. 1-1-13; 97-1109, eff. 1-1-13; 97-1150,
5 eff. 1-25-13.)

1		INDEX
2		Statutes amended in order of appearance
3	730 ILCS 150/2	from Ch. 38, par. 222
4	730 ILCS 150/3	
5	730 ILCS 150/6	
6	730 ILCS 150/7	from Ch. 38, par. 227
7	730 ILCS 150/7-5 new	
8	730 ILCS 150/8	from Ch. 38, par. 228
9	730 ILCS 150/10.1 new	
10	730 ILCS 150/11	
11	730 ILCS 152/116	
12	730 ILCS 154/5	