



## 99TH GENERAL ASSEMBLY

### State of Illinois

### 2015 and 2016

### HB4091

by Rep. Silvana Tabares

#### SYNOPSIS AS INTRODUCED:

730 ILCS 150/2	from Ch. 38, par. 222
730 ILCS 150/3	
730 ILCS 150/6	
730 ILCS 150/7	from Ch. 38, par. 227
730 ILCS 150/8	from Ch. 38, par. 228
730 ILCS 150/10.1 new	
730 ILCS 150/11	
730 ILCS 154/5	

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 the facility. Provides that any person required to register for a period of 25 years shall report in person to the law enforcement agency with whom he or she last registered no later than 6 months after the date of his or her last registration and every 6 months thereafter for the duration of his or her registration. Provides that a person who is convicted or adjudicated of a misdemeanor sex offense shall be required to register for a period of 15 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 15 years after parole, discharge or release from the facility. Eliminates sexual motivation for certain offenses committed against victims under 18 years of age. Amends the Child Murderer and Violent Offender Against Youth Registration Act to make conforming changes. Effective January 1, 2016.

LRB099 06496 RLC 26568 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 Section  
6 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) ~~and~~

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~~

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 an offense, an attempt to commit the offense,  
4 conspiracy to commit the offense, solicitation to commit the  
5 offense, or adjudication.

6 (Source: P.A. 96-301, eff. 8-11-09; 96-1089, eff. 1-1-11;  
7 96-1551, eff. 7-1-11; 97-154, eff. 1-1-12; 97-578, eff. 1-1-12;  
8 97-1073, eff. 1-1-13; 97-1098, eff. 1-1-13; 97-1109, eff.  
9 1-1-13; 97-1150, eff. 1-25-13.)

10 (730 ILCS 150/3)

11 Sec. 3. Duty to register.

12 (a) A sex offender, as defined in Section 2 of this Act, or  
13 sexual predator shall, within the time period prescribed in  
14 subsections (b) and (c), register in person and provide  
15 accurate information as required by the Department of State  
16 Police. Such information shall include a current photograph,  
17 current address, temporary domicile information (including  
18 address of temporary domicile and dates of temporary domicile),  
19 current place of employment, the sex offender's or sexual  
20 predator's telephone numbers (including land line telephone  
21 numbers, cellular telephone numbers, and voice over Internet  
22 Protocol numbers) ~~telephone number, including cellular~~  
23 ~~telephone number,~~ the employer's telephone number, day labor  
24 employment information, school attended, all e-mail addresses,  
25 instant messaging identities, chat room identities, and other

1 Internet communications identities that the sex offender uses  
2 or plans to use, all Uniform Resource Locators (URLs)  
3 registered or used by the sex offender, all blogs and other  
4 Internet sites maintained by the sex offender or to which the  
5 sex offender has uploaded any content or posted any messages or  
6 information, ~~extensions of the time period for registering as~~  
7 ~~provided in this Article and, if an extension was granted, the~~  
8 ~~reason why the extension was granted and the date the sex~~  
9 ~~offender was notified of the extension.~~ The information shall  
10 also include a copy of the terms and conditions of parole or  
11 release signed by the sex offender and given to the sex  
12 offender by his or her supervising officer or aftercare  
13 specialist, the county of conviction, license plate numbers and  
14 registration number for every land, aircraft, or watercraft  
15 vehicle owned or operated by ~~registered in the name of~~ the sex  
16 offender, the age of the sex offender at the time of the  
17 commission of the offense, the age of the victim at the time of  
18 the commission of the offense, and any distinguishing marks  
19 located on the body of the sex offender. The information shall  
20 also include any nicknames, aliases, pseudonyms, ethnic or  
21 tribal names by which the offender is commonly known. A  
22 photocopy of a valid driver's license or identification card  
23 must also be provided at the time of registration. Passports,  
24 immigration documents, and any occupational licenses shall  
25 also be submitted. A sex offender convicted under Section 11-6,  
26 11-20.1, 11-20.1B, 11-20.3, or 11-21 of the Criminal Code of

1 1961 or the Criminal Code of 2012 shall provide all Internet  
2 protocol (IP) addresses in his or her residence, registered in  
3 his or her name, accessible at his or her place of employment,  
4 or otherwise under his or her control or custody. If the sex  
5 offender is a child sex offender as defined in Section 11-9.3  
6 or 11-9.4 of the Criminal Code of 1961 or the Criminal Code of  
7 2012, the sex offender shall report to the registering agency  
8 whether he or she is living in a household with a child under  
9 18 years of age who is not his or her own child, provided that  
10 his or her own child is not the victim of the sex offense. The  
11 sex offender or sexual predator shall register:

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

17 (2) with the sheriff in the county in which he or she  
18 resides or is temporarily domiciled for a period of time of  
19 3 or more days in an unincorporated area or, if  
20 incorporated, no police chief exists.

21 If the sex offender or sexual predator is employed at or  
22 attends an institution of higher education, he or she shall  
23 also register:

24 (i) with:

25 (A) the chief of police in the municipality in  
26 which he or she is employed at or attends an

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

5 (B) the sheriff in the county in which he or she is  
6 employed or attends an institution of higher education  
7 located in an unincorporated area, or if incorporated,  
8 no police chief exists; and

9 (ii) with the public safety or security director of the  
10 institution of higher education which he or she is employed  
11 at or attends.

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

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

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

1 itinerary for travel, in the manner provided in Section 6 of  
2 this Act for notification to the law enforcement agency having  
3 jurisdiction of change of address.

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

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

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

1 shall register:

2 (1) with:

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

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

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

21 The registration fees shall only apply to the municipality  
22 or county of primary registration, and not to campus  
23 registration.

24 The out-of-state student or out-of-state employee shall  
25 provide accurate information as required by the Department of  
26 State Police. That information shall include the out-of-state

1 student's current place of school attendance or the  
2 out-of-state employee's current place of employment.

3 (a-10) Any law enforcement agency registering sex  
4 offenders or sexual predators in accordance with subsections  
5 (a) or (a-5) of this Section shall forward to the Attorney  
6 General a copy of sex offender registration forms from persons  
7 convicted under Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or  
8 11-21 of the Criminal Code of 1961 or the Criminal Code of  
9 2012, including periodic and annual registrations under  
10 Section 6 of this Act.

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

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

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

25 (2) Except as provided in subsection (c)(2.1) or  
26 (c)(4), any person convicted or adjudicated prior to



1 January 1, 1996, whose liability for registration under  
2 Section 7 has not expired, shall register in person prior  
3 to January 31, 1996.

4 (2.1) A sex offender or sexual predator, who has never  
5 previously been required to register under this Act, has a  
6 duty to register if the person has been convicted of any  
7 felony offense after July 1, 2011. A person who previously  
8 was required to register under this Act for a period of 10  
9 years and successfully completed that registration period  
10 has a duty to register if: (i) the person has been  
11 convicted of any felony offense after July 1, 2011, and  
12 (ii) the offense for which the 10 year registration was  
13 served currently requires a registration period of more  
14 than 10 years. Notification of an offender's duty to  
15 register under this subsection shall be pursuant to Section  
16 5-7 of this Act.

17 (2.5) Except as provided in subsection (c)(4), any  
18 person who has not been notified of his or her  
19 responsibility to register shall be notified by a criminal  
20 justice entity of his or her responsibility to register.  
21 Upon notification the person must then register within 3  
22 days of notification of his or her requirement to register.  
23 Except as provided in subsection (c)(2.1), if notification  
24 is not made within the offender's 10 year registration  
25 requirement, and the Department of State Police determines  
26 no evidence exists or indicates the offender attempted to

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

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

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

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

15          (6) The person shall pay a \$100 initial registration  
16          fee and a \$100 annual renewal fee to the registering law  
17          enforcement agency having jurisdiction. The registering  
18          agency may waive the registration fee if it determines that  
19          the person is indigent and unable to pay the registration  
20          fee. Thirty-five dollars for the initial registration fee  
21          and \$35 of the annual renewal fee shall be retained and  
22          used by the registering agency for official purposes.  
23          Having retained \$35 of the initial registration fee and \$35  
24          of the annual renewal fee, the registering agency shall  
25          remit the remainder of the fee to State agencies within 30  
26          days of receipt for deposit into the State funds as

1 follows:

2 (A) Five dollars of the initial registration fee  
3 and \$5 of the annual fee shall be remitted to the State  
4 Treasurer who shall deposit the moneys into the Sex  
5 Offender Management Board Fund under Section 19 of the  
6 Sex Offender Management Board Act. Money deposited  
7 into the Sex Offender Management Board Fund shall be  
8 administered by the Sex Offender Management Board and  
9 shall be used by the Board to comply with the  
10 provisions of the Sex Offender Management Board Act.

11 (B) Thirty dollars of the initial registration fee  
12 and \$30 of the annual renewal fee shall be remitted to  
13 the Department of State Police which shall deposit the  
14 moneys into the Sex Offender Registration Fund and  
15 shall be used by the Department of State Police to  
16 maintain and update the Illinois State Police Sex  
17 Offender Registry.

18 (C) Thirty dollars of the initial registration fee  
19 and \$30 of the annual renewal fee shall be remitted to  
20 the Attorney General who shall deposit the moneys into  
21 the Attorney General Sex Offender Awareness, Training,  
22 and Education Fund. Moneys deposited into the Fund  
23 shall be used by the Attorney General to administer the  
24 I-SORT program and to alert and educate the public,  
25 victims, and witnesses of their rights under various  
26 victim notification laws and for training law

1 enforcement agencies, State's Attorneys, and medical  
2 providers of their legal duties concerning the  
3 prosecution and investigation of sex offenses.

4 The registering agency shall establish procedures to  
5 document the receipt and remittance of the \$100 initial  
6 registration fee and \$100 annual renewal fee.

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

15 (Source: P.A. 97-155, eff 1-1-12; 97-333, eff. 8-12-11; 97-578,  
16 eff. 1-1-12; 97-1098, eff. 1-1-13; 97-1109, eff. 1-1-13;  
17 97-1150, eff. 1-25-13; 98-558, eff. 1-1-14; 98-612, eff.  
18 12-27-13.)

19 (730 ILCS 150/6)

20 Sec. 6. Duty to report; change of address, school, or  
21 employment; duty to inform. A person who has been adjudicated  
22 to be a sexually dangerous person or is a sexually violent  
23 person and is later released, or found to be no longer sexually  
24 dangerous or no longer a sexually violent person and  
25 discharged, or convicted of a violation of this Act or any

1 federal failure to register offense or any other jurisdiction's  
2 registration Act after July 1, 2005, or is a sexual predator  
3 shall report in person to the law enforcement agency with whom  
4 he or she last registered no later than 90 days after the date  
5 of his or her last registration and every 90 days thereafter  
6 and at such other times at the request of the law enforcement  
7 agency not to exceed 4 times a year. Such sexually dangerous or  
8 sexually violent person must report all new or changed e-mail  
9 addresses, all new or changed instant messaging identities, all  
10 new or changed chat room identities, and all other new or  
11 changed Internet communications identities that the sexually  
12 dangerous or sexually violent person uses or plans to use, all  
13 new or changed Uniform Resource Locators (URLs) registered or  
14 used by the sexually dangerous or sexually violent person, and  
15 all new or changed blogs and other Internet sites maintained by  
16 the sexually dangerous or sexually violent person or to which  
17 the sexually dangerous or sexually violent person has uploaded  
18 any content or posted any messages or information. Any person  
19 who lacks a fixed residence must report weekly, in person, to  
20 the appropriate law enforcement agency where the sex offender  
21 is located. Any ~~other~~ person who is required to register under  
22 this Article who is convicted or adjudicated of a misdemeanor  
23 offense shall report in person to the appropriate law  
24 enforcement agency with whom he or she last registered within  
25 one year from the date of last registration and every year  
26 thereafter and at such other times at the request of the law

1 enforcement agency not to exceed 4 times a year. Any other  
2 person who is required to register under this Article shall be  
3 required to register for a period of 25 years after conviction  
4 or adjudication if not confined to a penal institution,  
5 hospital, or any other institution or facility, and if  
6 confined, for a period of 25 years after parole, discharge or  
7 release from the facility. Any person required to register for  
8 a period of 25 years shall report in person to the law  
9 enforcement agency with whom he or she last registered no later  
10 than 6 months after the date of his or her last registration  
11 and every 6 months thereafter for the duration of his or her  
12 registration. If any person required to register under this  
13 Article lacks a fixed residence or temporary domicile, he or  
14 she must notify, in person, the agency of jurisdiction of his  
15 or her last known address within 3 days after ceasing to have a  
16 fixed residence and if the offender leaves the last  
17 jurisdiction of residence, he or she, must within 3 days after  
18 leaving register in person with the new agency of jurisdiction.  
19 If any other person required to register under this Article  
20 changes his or her residence address, place of employment,  
21 telephone number, cellular telephone number, or school, he or  
22 she shall report in person, to the law enforcement agency with  
23 whom he or she last registered, his or her new address, change  
24 in employment, telephone number, cellular telephone number, or  
25 school, all new or changed e-mail addresses, all new or changed  
26 instant messaging identities, all new or changed chat room

1 identities, and all other new or changed Internet  
2 communications identities that the sex offender uses or plans  
3 to use, all new or changed Uniform Resource Locators (URLs)  
4 registered or used by the sex offender, and all new or changed  
5 blogs and other Internet sites maintained by the sex offender  
6 or to which the sex offender has uploaded any content or posted  
7 any messages or information, and register, in person, with the  
8 appropriate law enforcement agency within the time period  
9 specified in Section 3. If the sex offender is a child sex  
10 offender as defined in Section 11-9.3 or 11-9.4 of the Criminal  
11 Code of 1961 or the Criminal Code of 2012, the sex offender  
12 shall within 3 days after beginning to reside in a household  
13 with a child under 18 years of age who is not his or her own  
14 child, provided that his or her own child is not the victim of  
15 the sex offense, report that information to the registering law  
16 enforcement agency. The law enforcement agency shall, within 3  
17 days of the reporting in person by the person required to  
18 register under this Article, notify the Department of State  
19 Police of the new place of residence, change in employment,  
20 telephone number, cellular telephone number, or school.

21 If any person required to register under this Article  
22 intends to establish a residence or employment outside of the  
23 State of Illinois, at least 3 ~~10~~ days before establishing that  
24 residence or employment, he or she shall report in person to  
25 the law enforcement agency with which he or she last registered  
26 of his or her out-of-state intended residence or employment.

1 The law enforcement agency with which such person last  
2 registered shall, within 3 days after the reporting in person  
3 of the person required to register under this Article of an  
4 address or employment change, notify the Department of State  
5 Police. The Department of State Police shall forward such  
6 information to the out-of-state law enforcement agency having  
7 jurisdiction in the form and manner prescribed by the  
8 Department of State Police.

9 (Source: P.A. 96-1094, eff. 1-1-11; 96-1104, eff. 1-1-11;  
10 97-333, eff. 8-12-11; 97-1150, eff. 1-25-13.)

11 (730 ILCS 150/7) (from Ch. 38, par. 227)

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



1 if not confined to a penal institution, hospital, or other  
2 institution or facility, and if confined, for the same period  
3 after parole, discharge, or release from any such facility.  
4 Except as otherwise provided in this Section, a person who  
5 becomes subject to registration under this Article who has  
6 previously been subject to registration under this Article or  
7 under the Murderer and Violent Offender Against Youth  
8 Registration Act or similar registration requirements of other  
9 jurisdictions shall register for the period of his or her  
10 natural life if not confined to a penal institution, hospital,  
11 or other institution or facility, and if confined, for the  
12 period of his or her natural life after parole, discharge, or  
13 release from any such facility. Any ~~other~~ person who is  
14 required to register under this Article who is convicted or  
15 adjudicated of a misdemeanor sex offense shall be required to  
16 register for a period of 15 ~~10~~ years after conviction or  
17 adjudication if not confined to a penal institution, hospital  
18 or any other institution or facility, and if confined, for a  
19 period of 15 ~~10~~ years after parole, discharge or release from  
20 any such facility. Any other person who is required to register  
21 under this Article shall be required to register for a period  
22 of 25 years after conviction or adjudication if not confined to  
23 a penal institution, hospital, or any other institution or  
24 facility, and if confined, for a period of 25 years after  
25 parole, discharge, or release from the facility. Any person  
26 required to register for a period of 25 years shall report in

1 person to the law enforcement agency with whom he or she last  
2 registered no later than 6 months after the date of his or her  
3 last registration and every 6 months thereafter for the  
4 duration of his or her registration. A sex offender who is  
5 allowed to leave a county, State, or federal facility for the  
6 purposes of work release, education, or overnight visitations  
7 shall be required to register within 3 days of beginning such a  
8 program. ~~Liability for registration terminates at the~~  
9 ~~expiration of 10 years from the date of conviction or~~  
10 ~~adjudication if not confined to a penal institution, hospital~~  
11 ~~or any other institution or facility and if confined, at the~~  
12 ~~expiration of 10 years from the date of parole, discharge or~~  
13 ~~release from any such facility, providing such person does not,~~  
14 ~~during that period, again become liable to register under the~~  
15 ~~provisions of this Article.~~ Reconfinement due to a violation of  
16 parole or other circumstances that relates to the original  
17 conviction or adjudication shall extend the period of  
18 registration to ~~10 years~~ after final parole, discharge, or  
19 release. Reconfinement due to a violation of parole, a  
20 conviction reviving registration, or other circumstances that  
21 do not relate to the original conviction or adjudication shall  
22 toll the running of the balance of the ~~10-year~~ period of  
23 registration, which shall not commence running until after  
24 final parole, discharge, or release. ~~The Director of State~~  
25 ~~Police, consistent with administrative rules, shall extend for~~  
26 ~~10 years the registration period of any sex offender, as~~

1 ~~defined in Section 2 of this Act, who fails to comply with the~~  
2 ~~provisions of this Article.~~ The registration period for any sex  
3 offender who is convicted of a violation of this Act, federal  
4 registration laws, or any jurisdiction's registration laws  
5 shall register for the period of his or her natural life after  
6 conviction or adjudication for the violation if not confined to  
7 a penal institution, hospital, or other institution or  
8 facility, and if confined, for the period of his or her natural  
9 life after parole, discharge, or release from the facility.  
10 ~~fails to comply with any provision of the Act shall extend the~~  
11 ~~period of registration by 10 years beginning from the first~~  
12 ~~date of registration after the violation. If the registration~~  
13 ~~period is extended, the Department of State Police shall send a~~  
14 ~~registered letter to the law enforcement agency where the sex~~  
15 ~~offender resides within 3 days after the extension of the~~  
16 ~~registration period. The sex offender shall report to that law~~  
17 ~~enforcement agency and sign for that letter. One copy of that~~  
18 ~~letter shall be kept on file with the law enforcement agency of~~  
19 ~~the jurisdiction where the sex offender resides and one copy~~  
20 ~~shall be returned to the Department of State Police.~~

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

23 (730 ILCS 150/8) (from Ch. 38, par. 228)

24 Sec. 8. Registration and DNA submission requirements.

25 (a) Registration. Registration as required by this Article

1 shall consist of a statement in writing signed by the person  
2 giving the information that is required by the Department of  
3 State Police, which shall ~~may~~ include the fingerprints, palm  
4 prints (subject to appropriation of funding by the General  
5 Assembly) and must include a current photograph of the person,  
6 to be updated at each registration ~~annually~~. If the sex  
7 offender is a child sex offender as defined in Section 11-9.3  
8 or 11-9.4 of the Criminal Code of 1961 or the Criminal Code of  
9 2012, he or she shall sign a statement that he or she  
10 understands that according to Illinois law as a child sex  
11 offender he or she may not reside within 500 feet of a school,  
12 park, or playground. The offender may also not reside within  
13 500 feet of a facility providing services directed exclusively  
14 toward persons under 18 years of age unless the sex offender  
15 meets specified exemptions. ~~The registration information must~~  
16 ~~include whether the person is a sex offender as defined in the~~  
17 ~~Sex Offender Community Notification Law.~~ Within 3 days, the  
18 registering law enforcement agency shall forward any required  
19 information to the Department of State Police. The registering  
20 law enforcement agency shall enter the information into the Law  
21 Enforcement Agencies Data System (LEADS) as provided in  
22 Sections 6 and 7 of the Intergovernmental Missing Child  
23 Recovery Act of 1984.

24 (b) DNA submission. Every person registering as a sex  
25 offender pursuant to this Act, regardless of the date of  
26 conviction or the date of initial registration who is required

1 to submit specimens of blood, saliva, or tissue for DNA  
2 analysis as required by subsection (a) of Section 5-4-3 of the  
3 Unified Code of Corrections shall submit the specimens as  
4 required by that Section. Registered sex offenders who have  
5 previously submitted a DNA specimen which has been uploaded to  
6 the Illinois DNA database shall not be required to submit an  
7 additional specimen pursuant to this Section.

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

9 (730 ILCS 150/10.1 new)

10 Sec. 10.1. Non-compliant sex offenders.

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

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

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

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

21 (4) If unsuccessful in locating the non-compliant sex  
22 offender or juvenile sex offender, attempt to secure an  
23 arrest warrant based on his or her failure to comply with  
24 requirements of this Act and enter the sex offender or  
25 juvenile sex offender into the National Crime Information

1 Center Wanted Person File.

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

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

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

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

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

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

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

1 offender failed to appear for registration.

2 (730 ILCS 150/11)

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

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

18 Section 10. The Child Murderer and Violent Offender Against  
19 Youth Registration Act is amended by changing Section 5 as  
20 follows:

21 (730 ILCS 154/5)

22 Sec. 5. Definitions.

23 (a) As used in this Act, "violent offender against youth"

1 means any person who is:

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

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

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

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

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

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



1 attempted commission of such offense; or

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

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

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

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

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

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

17 ~~10-1 (kidnapping),~~

18 ~~10-2 (aggravated kidnapping),~~

19 ~~10-3 (unlawful restraint),~~

20 ~~10-3.1 (aggravated unlawful restraint).~~

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

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

1           (3) (Blank). ~~Child abduction under paragraph (10) of~~  
2 ~~subsection (b) of Section 10-5 of the Criminal Code of 1961~~  
3 ~~or the Criminal Code of 2012 committed by luring or~~  
4 ~~attempting to lure a child under the age of 16 into a motor~~  
5 ~~vehicle, building, house trailer, or dwelling place~~  
6 ~~without the consent of the parent or lawful custodian of~~  
7 ~~the child for other than a lawful purpose and the offense~~  
8 ~~was committed on or after January 1, 1998.~~

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

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

15           (4.1) Involuntary manslaughter under Section 9-3 of  
16 the Criminal Code of 1961 or the Criminal Code of 2012  
17 where baby shaking was the proximate cause of death of the  
18 victim of the offense.

19           (4.2) Endangering the life or health of a child under  
20 Section 12-21.6 or 12C-5 of the Criminal Code of 1961 or  
21 the Criminal Code of 2012 that results in the death of the  
22 child where baby shaking was the proximate cause of the  
23 death of the child.

24           (4.3) Domestic battery resulting in bodily harm under  
25 Section 12-3.2 of the Criminal Code of 1961 or the Criminal  
26 Code of 2012 when the defendant was 18 years or older and

1 the victim was under 18 years of age and the offense was  
2 committed on or after July 26, 2010.

3 (4.4) A violation or attempted violation of any of the  
4 following Sections or clauses of the Criminal Code of 1961  
5 or the Criminal Code of 2012 when the victim was under 18  
6 years of age and the offense was committed on or after (1)  
7 July 26, 2000 if the defendant was 18 years of age or older  
8 or (2) July 26, 2010 and the defendant was under the age of  
9 18:

10 12-3.3 (aggravated domestic battery),  
11 12-3.05(a) (1), 12-3.05(d) (2), 12-3.05(f) (1),  
12 12-4(a), 12-4(b) (1), or 12-4(b) (14) (aggravated  
13 battery),  
14 12-3.05(a) (2) or 12-4.1 (heinous battery),  
15 12-3.05(b) or 12-4.3 (aggravated battery of a  
16 child),  
17 12-3.1(a-5) or 12-4.4 (aggravated battery of an  
18 unborn child),  
19 12-33 (ritualized abuse of a child).

20 (4.5) A violation or attempted violation of any of the  
21 following Sections of the Criminal Code of 1961 or the  
22 Criminal Code of 2012 when the victim was under 18 years of  
23 age and the offense was committed on or after (1) August 1,  
24 2001 if the defendant was 18 years of age or older or (2)  
25 August 1, 2011 and the defendant was under the age of 18:

26 12-3.05(e) (1), (2), (3), or (4) or 12-4.2

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

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

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

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

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

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

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

18 (c-7) The registration of a person who was registered under  
19 this Act before the effective date of this amendatory Act of  
20 the 99th General Assembly for the commission of the offense of  
21 kidnapping, aggravated kidnaping, unlawful restraint, or  
22 aggravated unlawful restraint when the victim was a person  
23 under 18 years of age or for child abduction committed by  
24 luring or attempting to lure a child under the age of 16 into a  
25 motor vehicle, building, house trailer, or dwelling place  
26 without the consent of the parent or lawful custodian of the

1 child for other than a lawful purpose, shall be transferred to  
2 the Sex Offender Registry created under the Sex Offender  
3 Registration Act on the effective date of this amendatory Act  
4 of the 99th General Assembly. On and after the effective date  
5 of this amendatory Act of the 99th General Assembly,  
6 registration of a person who commits any of the offenses  
7 described in this subsection (c-7) shall be under the Sex  
8 Offender Registration Act and not this Act.

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

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

24 (f) As used in this Act, "out-of-state student" means any  
25 violent offender against youth who is enrolled in Illinois, on  
26 a full-time or part-time basis, in any public or private

1 educational institution, including, but not limited to, any  
2 secondary school, trade or professional institution, or  
3 institution of higher learning.

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

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

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

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



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

5 Section 99. Effective date. This Act takes effect January  
6 1, 2016.