



Rep. Dennis M. Reboletti

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LRB097 05108 RLC 52292 a

1 AMENDMENT TO HOUSE BILL 263

2 AMENDMENT NO. _____. Amend House Bill 263 by replacing
3 everything after the enacting clause with the following:

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

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

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

8 (a) The Department of State Police shall establish and
9 maintain a Statewide First Degree Murderer Database for the
10 purpose of identifying persons convicted of first degree murder
11 who were not released from a Department facility more than 10
12 years before the effective date of this amendatory Act of the
13 97th General Assembly, and who have been released from a penal
14 institution or other facility after the completion of their
15 confinement and making that information available to the
16 public. The Database shall be created from information obtained

1 from the first degree murderer and submitted to the Department
2 of State Police. The first degree murderer described in this
3 subsection (a) shall be required to be registered with the
4 Department of State Police. If that person is not in the
5 custody of the Department of Corrections on the effective date
6 of this amendatory Act of the 97th General Assembly, he or she
7 must register within 90 days of the effective date of this
8 amendatory Act of the 97th General Assembly or within 3 days
9 after having been notified of the duty to register by the
10 Department of Corrections or any law enforcement officer,
11 whichever is sooner. A first degree murderer as defined in this
12 subsection (a) who is on parole, mandatory supervised release,
13 probation, or conditional discharge for a conviction for any
14 felony or misdemeanor offense shall be notified of his or her
15 duty to register by his or her supervising officer. The
16 supervising officer shall require the person to read and sign
17 such form as may be required by the Department of State Police
18 stating that the duty to register and the procedure for
19 registration have been explained to him or her and that he or
20 she understands the procedure for registration. He or she shall
21 register within 3 days after notification by his or her
22 supervising officer. Any person unable to comply with the
23 registration requirements of this amendatory Act of the 97th
24 General Assembly shall register in person within 3 days after
25 discharge, parole, or release. The first degree murderer
26 defined in this subsection (a) shall register in person with

1 the Department of State Police and provide accurate information
2 as required by the Department of State Police. Such information
3 shall include a current photograph, current address, current
4 place of employment, the employer's telephone number, school
5 attended, all e-mail addresses, instant messaging identities,
6 chat room identities, and other Internet communications
7 identities that the first degree murderer uses or plans to use,
8 all Uniform Resource Locators (URLs) registered or used by the
9 first degree murderer, all blogs and other Internet sites
10 maintained by the first degree murderer or to which the first
11 degree murderer has uploaded any content or posted any messages
12 or information, extensions of the time period for registering
13 as provided in this Section and, if an extension was granted,
14 the reason why the extension was granted and the date the first
15 degree murderer was notified of the extension. The information
16 shall also include the county of conviction, license plate
17 numbers for every vehicle registered in the name of the first
18 degree murderer, the age of the first degree murderer at the
19 time of the commission of the offense, the age of the victim at
20 the time of the commission of the offense, and any
21 distinguishing marks located on the body of the first degree
22 murderer. This information shall be included in the Database.
23 The first degree murderer shall submit in person to the
24 Department any changes in the information described in this
25 subsection (a).

26 (b) The Department of State Police must make the

1 information contained in the Statewide First Degree Murderer
2 Database accessible on the Internet by means of a hyperlink
3 labeled "First Degree Murderer Information" on the
4 Department's World Wide Web home page. The Department must make
5 the information contained in the Statewide First Degree
6 Murderer Database searchable via a mapping system which
7 identifies first degree murderers described in subsection (a)
8 living within 5 miles of an identified address. The Department
9 of State Police must update that information as it deems
10 necessary. The Department of State Police may require that a
11 person who seeks access to the first degree murderer
12 information submit biographical information about himself or
13 herself before permitting access to the first degree murderer
14 information. The Department of State Police must promulgate
15 rules in accordance with the Illinois Administrative Procedure
16 Act to implement this subsection (b) and those rules must
17 include procedures to ensure that the information in the
18 database is accurate.

19 (c) The Department of State Police shall require a person
20 described in subsection (a) to register with the Department for
21 a period of 10 years following release. The Department shall
22 establish the procedures for registration.

23 (d) Any person who is required to register under this
24 Section who violates any of the provisions of this Section and
25 any person who is required to register under this Section who
26 seeks to change his or her name under Article 21 of the Code of

1 Civil Procedure is guilty of a Class 3 felony. Any person who
2 is convicted for a violation of this Section for a second or
3 subsequent time is guilty of a Class 2 felony. Any person who
4 is required to register under this Section who knowingly or
5 wilfully gives material information required by this Section
6 that is false is guilty of a Class 3 felony. Any person
7 convicted of a violation of any provision of this Section
8 shall, in addition to any other penalty required by law, be
9 required to serve a minimum period of 7 days confinement in the
10 local county jail. The court shall impose a mandatory minimum
11 fine of \$500 for failure to comply with any provision of this
12 Section."