



Sen. William R. Haine

Filed: 4/4/2013

09800SB1643sam001

LRB098 10179 RLC 43048 a

1 AMENDMENT TO SENATE BILL 1643

2 AMENDMENT NO. _____. Amend Senate Bill 1643 by replacing
3 everything after the enacting clause with the following:

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

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

8 Sec. 2. Definitions.

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

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

1 and:

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

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

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

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

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

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

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

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

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

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

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

1 foreign country law.

2 Convictions that result from or are connected with the same
3 act, or result from offenses committed at the same time, shall
4 be counted for the purpose of this Article as one conviction.
5 Any conviction set aside pursuant to law is not a conviction
6 for purposes of this Article.

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

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

10 (1) A violation, attempted violation of, conspiracy to
11 commit, or solicitation to commit a violation of any of the
12 following Sections of the Criminal Code of 1961 or the
13 Criminal Code of 2012:

14 10-5.1 (luring a minor) for a second or subsequent
15 conviction,

16 11-20.1 (child pornography),

17 11-20.1B or 11-20.3 (aggravated child
18 pornography),

19 11-6 (indecent solicitation of a child),

20 11-9.1 (sexual exploitation of a child),

21 11-9.2 (custodial sexual misconduct),

22 11-9.5 (sexual misconduct with a person with a
23 disability),

24 11-14.4 (promoting juvenile prostitution),

25 11-15.1 (soliciting for a juvenile prostitute),

26 11-18.1 (patronizing a juvenile prostitute),

1 11-17.1 (keeping a place of juvenile
2 prostitution),

3 11-19.1 (juvenile pimping),

4 11-19.2 (exploitation of a child),

5 11-25 (grooming),

6 11-26 (traveling to meet a minor),

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

13 11-1.60 or 12-16 (aggravated criminal sexual
14 abuse),

15 12-33 (ritualized abuse of a child).

16 An attempt to commit any of these offenses.

17 26-4 (unauthorized video recording and live video
18 transmission), if the victim is under the age of 18.

19 (1.5) A violation of any of the following Sections of
20 the Criminal Code of 1961 or the Criminal Code of 2012,
21 when the victim is a person under 18 years of age, the
22 defendant is not a parent of the victim, ~~the offense was~~
23 ~~sexually motivated as defined in Section 10 of the Sex~~
24 ~~Offender Evaluation and Treatment Act,~~ and the offense was
25 committed on or after January 1, 1996:

26 10-1 (kidnapping),

1 10-2 (aggravated kidnapping),
2 10-3 (unlawful restraint),
3 10-3.1 (aggravated unlawful restraint).

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

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

13 (1.7) (Blank).

14 (1.8) A violation or attempted violation of Section
15 11-11 (sexual relations within families) of the Criminal
16 Code of 1961 or the Criminal Code of 2012, and the offense
17 was committed on or after June 1, 1997. If the offense was
18 committed before June 1, 1997, it is a sex offense
19 requiring registration only when the person is convicted of
20 any felony after July 1, 2011, and paragraph (2.1) of
21 subsection (c) of Section 3 of this Act applies.

22 (1.9) Child abduction under paragraph (10) of
23 subsection (b) of Section 10-5 of the Criminal Code of 1961
24 or the Criminal Code of 2012 committed by luring or
25 attempting to lure a child under the age of 16 into a motor
26 vehicle, building, house trailer, or dwelling place

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

10 (1.10) A violation or attempted violation of any of the
11 following Sections of the Criminal Code of 1961 or the
12 Criminal Code of 2012 when the offense was committed on or
13 after July 1, 1999:

14 10-4 (forcible detention, if the victim is under 18
15 years of age), ~~provided the offense was sexually~~
16 ~~motivated as defined in Section 10 of the Sex Offender~~
17 ~~Management Board Act,~~

18 11-6.5 (indecent solicitation of an adult),

19 11-14.3 that involves soliciting for a prostitute,
20 or 11-15 (soliciting for a prostitute, if the victim is
21 under 18 years of age),

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

25 11-18 (patronizing a prostitute, if the victim is
26 under 18 years of age),

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

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

9 (1.11) A violation or attempted violation of any of the
10 following Sections of the Criminal Code of 1961 or the
11 Criminal Code of 2012 when the offense was committed on or
12 after August 22, 2002:

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

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

20 (1.12) A violation or attempted violation of Section
21 5.1 of the Wrongs to Children Act or Section 11-9.1A of the
22 Criminal Code of 1961 or the Criminal Code of 2012
23 (permitting sexual abuse) when the offense was committed on
24 or after August 22, 2002. If the offense was committed
25 before August 22, 2002, it is a sex offense requiring
26 registration only when the person is convicted of any

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

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

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

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

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

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

24 (C) 2241 (aggravated sexual abuse),

25 (D) 2242 (sexual abuse),

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

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

1 (C-5) A person at least 17 years of age at the time of the
2 commission of the offense who is convicted of first degree
3 murder under Section 9-1 of the Criminal Code of 1961 or the
4 Criminal Code of 2012, against a person under 18 years of age,
5 shall be required to register for natural life. A conviction
6 for an offense of federal, Uniform Code of Military Justice,
7 sister state, or foreign country law that is substantially
8 equivalent to any offense listed in subsection (C-5) of this
9 Section shall constitute a conviction for the purpose of this
10 Article. This subsection (C-5) applies to a person who
11 committed the offense before June 1, 1996 if: (i) the person is
12 incarcerated in an Illinois Department of Corrections facility
13 on August 20, 2004 (the effective date of Public Act 93-977),
14 or (ii) subparagraph (i) does not apply and the person is
15 convicted of any felony after July 1, 2011, and paragraph (2.1)
16 of subsection (c) of Section 3 of this Act applies.

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

1 from incarceration more than 10 years prior to January 1, 2012
2 (the effective date of Public Act 97-154).

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

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

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

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

1 the following Sections of the Criminal Code of 1961 or the
2 Criminal Code of 2012:

3 10-5.1 (luring of a minor),

4 11-14.4 that involves keeping a place of juvenile
5 prostitution, or 11-17.1 (keeping a place of juvenile
6 prostitution),

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

9 subdivision (a)(4) of Section 11-14.4, or Section
10 11-19.2 (exploitation of a child),

11 11-20.1 (child pornography),

12 11-20.1B or 11-20.3 (aggravated child
13 pornography),

14 11-1.20 or 12-13 (criminal sexual assault),

15 11-1.30 or 12-14 (aggravated criminal sexual
16 assault),

17 11-1.40 or 12-14.1 (predatory criminal sexual
18 assault of a child),

19 11-1.60 or 12-16 (aggravated criminal sexual
20 abuse),

21 12-33 (ritualized abuse of a child);

22 (2) (blank);

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

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

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

11 (6) (blank); ~~or~~

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

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

20 2241 (aggravated sexual abuse),

21 2242 (sexual abuse),

22 2244 (abusive sexual contact).

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

1 of 1961 or the Criminal Code of 2012:

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

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

10 (3) when the victim is a person under 18 years of age,
11 the defendant is not a parent of the victim, ~~the offense~~
12 ~~was sexually motivated as defined in Section 10 of the Sex~~
13 ~~Offender Management Board Act,~~ and the offense was
14 committed on or after January 1, 1996: (A) Section 10-1
15 (kidnapping), (B) Section 10-2 (aggravated kidnapping),
16 (C) Section 10-3 (unlawful restraint), and (D) Section
17 10-3.1 (aggravated unlawful restraint); and

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

26 (E-10) As used in this Article, "sexual predator" also

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

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

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

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

25 (I) As used in this Article, "fixed residence" means any
26 and all places that a sex offender resides for an aggregate

1 period of time of 5 or more days in a calendar year.

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

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

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

13 (Source: P.A. 96-301, eff. 8-11-09; 96-1089, eff. 1-1-11;
14 96-1551, eff. 7-1-11; 97-154, eff. 1-1-12; 97-578, eff. 1-1-12;
15 97-1073, eff. 1-1-13; 97-1098, eff. 1-1-13; 97-1109, eff.
16 1-1-13; 97-1150, eff. 1-25-13.)

17 (730 ILCS 150/3)

18 Sec. 3. Duty to register.

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

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

1 aliases, pseudonyms, ethnic or tribal names by which the
2 offender is commonly known. A photocopy of a valid driver's
3 license or identification card must also be provided at the
4 time of registration. Passports, immigration documents, and
5 any occupational licenses shall also be submitted. A sex
6 offender convicted under Section 11-6, 11-20.1, 11-20.1B,
7 11-20.3, or 11-21 of the Criminal Code of 1961 or the Criminal
8 Code of 2012 shall provide all Internet protocol (IP) addresses
9 in his or her residence, registered in his or her name,
10 accessible at his or her place of employment, or otherwise
11 under his or her control or custody. If the sex offender is a
12 child sex offender as defined in Section 11-9.3 or 11-9.4 of
13 the Criminal Code of 1961 or the Criminal Code of 2012, the sex
14 offender shall report to the registering agency whether he or
15 she is living in a household with a child under 18 years of age
16 who is not his or her own child, provided that his or her own
17 child is not the victim of the sex offense. The sex offender or
18 sexual predator shall register:

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

24 (2) with the sheriff in the county in which he or she
25 resides or is temporarily domiciled for a period of time of
26 3 or more days in an unincorporated area or, if

1 incorporated, no police chief exists.

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

5 (i) with:

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

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

16 (ii) with the public safety or security director of the
17 institution of higher education which he or she is employed
18 at or attends.

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

22 For purposes of this Article, the place of residence or
23 temporary domicile is defined as any and all places where the
24 sex offender resides for an aggregate period of time of 3 or
25 more days during any calendar year. Any person required to
26 register under this Article who lacks a fixed address or

1 temporary domicile must notify, in person, the agency of
2 jurisdiction of his or her last known address within 3 days
3 after ceasing to have a fixed residence.

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

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

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

22 (a-5) An out-of-state student or out-of-state employee
23 shall, within 3 days after beginning school or employment in
24 this State, register in person and provide accurate information
25 as required by the Department of State Police. Such information
26 will include current place of employment, school attended, and

1 address in state of residence. A sex offender convicted under
2 Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or 11-21 of the
3 Criminal Code of 1961 or the Criminal Code of 2012 shall
4 provide all Internet protocol (IP) addresses in his or her
5 residence, registered in his or her name, accessible at his or
6 her place of employment, or otherwise under his or her control
7 or custody. The out-of-state student or out-of-state employee
8 shall register:

9 (1) with:

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

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

23 (2) with the public safety or security director of the
24 institution of higher education he or she is employed at or
25 attends for a period of time of 5 or more days or for an
26 aggregate period of time of more than 30 days during a

1 calendar year.

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

5 The out-of-state student or out-of-state employee shall
6 provide accurate information as required by the Department of
7 State Police. That information shall include the out-of-state
8 student's current place of school attendance or the
9 out-of-state employee's current place of employment.

10 (a-10) Any law enforcement agency registering sex
11 offenders or sexual predators in accordance with subsections
12 (a) or (a-5) of this Section shall forward to the Attorney
13 General a copy of sex offender registration forms from persons
14 convicted under Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or
15 11-21 of the Criminal Code of 1961 or the Criminal Code of
16 2012, including periodic and annual registrations under
17 Section 6 of this Act.

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

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

26 (1) Any person registered under the Habitual Child Sex

1 Offender Registration Act or the Child Sex Offender
2 Registration Act prior to January 1, 1996, shall be deemed
3 initially registered as of January 1, 1996; however, this
4 shall not be construed to extend the duration of
5 registration set forth in Section 7.

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

11 (2.1) A sex offender or sexual predator, who has never
12 previously been required to register under this Act, has a
13 duty to register if the person has been convicted of any
14 felony offense after July 1, 2011. A person who previously
15 was required to register under this Act for a period of 10
16 years and successfully completed that registration period
17 has a duty to register if: (i) the person has been
18 convicted of any felony offense after July 1, 2011, and
19 (ii) the offense for which the 10 year registration was
20 served currently requires a registration period of more
21 than 10 years. Notification of an offender's duty to
22 register under this subsection shall be pursuant to Section
23 5-7 of this Act.

24 (2.5) Except as provided in subsection (c)(4), any
25 person who has not been notified of his or her
26 responsibility to register shall be notified by a criminal

1 justice entity of his or her responsibility to register.
2 Upon notification the person must then register within 3
3 days of notification of his or her requirement to register.
4 Except as provided in subsection (c)(2.1), if notification
5 is not made within the offender's 10 year registration
6 requirement, and the Department of State Police determines
7 no evidence exists or indicates the offender attempted to
8 avoid registration, the offender will no longer be required
9 to register under this Act.

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

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

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

22 (6) The person shall pay a \$100 initial registration
23 fee and a \$100 annual renewal fee. The fees shall be used
24 by the registering agency for official purposes. The agency
25 shall establish procedures to document receipt and use of
26 the funds. The law enforcement agency having jurisdiction

1 may waive the registration fee if it determines that the
2 person is indigent and unable to pay the registration fee.
3 Thirty-five dollars for the initial registration fee and
4 \$35 of the annual renewal fee shall be used by the
5 registering agency for official purposes. Five dollars of
6 the initial registration fee and \$5 of the annual fee shall
7 be deposited into the Sex Offender Management Board Fund
8 under Section 19 of the Sex Offender Management Board Act.
9 Money deposited into the Sex Offender Management Board Fund
10 shall be administered by the Sex Offender Management Board
11 and shall be used by the Board to comply with the
12 provisions of the Sex Offender Management Board Act. Thirty
13 dollars of the initial registration fee and \$30 of the
14 annual renewal fee shall be deposited into the Sex Offender
15 Registration Fund and shall be used by the Department of
16 State Police to maintain and update the Illinois State
17 Police Sex Offender Registry. Thirty dollars of the initial
18 registration fee and \$30 of the annual renewal fee shall be
19 deposited into the Attorney General Sex Offender
20 Awareness, Training, and Education Fund. Moneys deposited
21 into the Fund shall be used by the Attorney General to
22 administer the I-SORT program and to alert and educate the
23 public, victims, and witnesses of their rights under
24 various victim notification laws and for training law
25 enforcement agencies, State's Attorneys, and medical
26 providers of their legal duties concerning the prosecution

1 and investigation of sex offenses.

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

10 (Source: P.A. 96-1094, eff. 1-1-11; 96-1096, eff. 1-1-11;
11 96-1097, eff. 1-1-11; 96-1102, eff. 1-1-11; 96-1104, eff.
12 1-1-11; 96-1551, eff. 7-1-11; 97-155, eff. 1-1-12; 97-333, eff.
13 8-12-11; 97-578, eff. 1-1-12; 97-1098, eff. 1-1-13; 97-1109,
14 eff. 1-1-13; 97-1150, eff. 1-25-13.)

15 (730 ILCS 150/6)

16 Sec. 6. Duty to report; change of address, school, or
17 employment; duty to inform. A person who has been adjudicated
18 to be a sexually dangerous person or is a sexually violent
19 person and is later released, or found to be no longer sexually
20 dangerous or no longer a sexually violent person and
21 discharged, or convicted of a violation of this Act or any
22 federal failure to register offense or any other jurisdiction's
23 registration Act after July 1, 2005, or is a sexual predator
24 shall report in person to the law enforcement agency with whom
25 he or she last registered no later than 90 days after the date

1 of his or her last registration and every 90 days thereafter
2 and at such other times at the request of the law enforcement
3 agency not to exceed 4 times a year. Such sexually dangerous or
4 sexually violent person must report all new or changed e-mail
5 addresses, all new or changed instant messaging identities, all
6 new or changed chat room identities, and all other new or
7 changed Internet communications identities that the sexually
8 dangerous or sexually violent person uses or plans to use, all
9 new or changed Uniform Resource Locators (URLs) registered or
10 used by the sexually dangerous or sexually violent person, and
11 all new or changed blogs and other Internet sites maintained by
12 the sexually dangerous or sexually violent person or to which
13 the sexually dangerous or sexually violent person has uploaded
14 any content or posted any messages or information. Any person
15 who lacks a fixed residence must report weekly, in person, to
16 the appropriate law enforcement agency where the sex offender
17 is located. Any ~~other~~ person who is required to register under
18 this Article who is convicted or adjudicated of a misdemeanor
19 offense shall report in person to the appropriate law
20 enforcement agency with whom he or she last registered within
21 one year from the date of last registration and every year
22 thereafter and at such other times at the request of the law
23 enforcement agency not to exceed 4 times a year. Any other
24 person who is required to register under this Article shall be
25 required to register for a period of 25 years after conviction
26 or adjudication if not confined to a penal institution,

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

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

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

1 address or employment change, notify the Department of State
2 Police. The Department of State Police shall forward such
3 information to the out-of-state law enforcement agency having
4 jurisdiction in the form and manner prescribed by the
5 Department of State Police.

6 (Source: P.A. 96-1094, eff. 1-1-11; 96-1104, eff. 1-1-11;
7 97-333, eff. 8-12-11; 97-1150, eff. 1-25-13.)

8 (730 ILCS 150/7) (from Ch. 38, par. 227)

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

1 Except as otherwise provided in this Section, a person who
2 becomes subject to registration under this Article who has
3 previously been subject to registration under this Article or
4 under the Murderer and Violent Offender Against Youth
5 Registration Act or similar registration requirements of other
6 jurisdictions shall register for the period of his or her
7 natural life if not confined to a penal institution, hospital,
8 or other institution or facility, and if confined, for the
9 period of his or her natural life after parole, discharge, or
10 release from any such facility. Any ~~other~~ person who is
11 required to register under this Article who is convicted or
12 adjudicated of a misdemeanor sex offense shall be required to
13 register for a period of 15 ~~10~~ years after conviction or
14 adjudication if not confined to a penal institution, hospital
15 or any other institution or facility, and if confined, for a
16 period of 15 ~~10~~ years after parole, discharge or release from
17 any such facility. Any other person who is required to register
18 under this Article shall be required to register for a period
19 of 25 years after conviction or adjudication if not confined to
20 a penal institution, hospital, or any other institution or
21 facility, and if confined, for a period of 25 years after
22 parole, discharge or release from any of those facilities. Any
23 person required to register for a period of 25 years shall
24 report in person to the law enforcement agency with whom he or
25 she last registered no later than 6 months after the date of
26 his or her last registration and every 6 months thereafter for

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

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

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

21 (730 ILCS 150/7-5 new)

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

23 (a) Any person required to register under Section 3 of this
24 Act for a conviction of criminal sexual abuse under subsection
25 (c) of Section 11-1.50 of the Criminal Code of 1961 or the

1 Criminal Code of 2012 may petition the court in the county of
2 conviction for the termination of the term of registration no
3 less than 10 years after his or her initial registration
4 pursuant to Section 3 of this Act.

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

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

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

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

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

17 (4) the age of the registrant at the time of the
18 offense;

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

21 (6) victim impact statements; and

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

23 (d) At the hearing set forth in subsections (b) and (c), a
24 registrant may be represented by counsel and may present a risk
25 assessment conducted by an evaluator who is a licensed
26 psychiatrist, psychologist, or other mental health

1 professional, and who has demonstrated clinical experience in
2 sex offender treatment.

3 (e) After a registrant completes the term of his or her
4 registration, his or her name, address, and all other
5 identifying information shall be removed from all State and
6 local registries.

7 (f) This Section applies retroactively to cases in which
8 sex offenders who registered or were required to register
9 before the effective date of this amendatory Act of the 98th
10 General Assembly. On or after the effective date of this
11 amendatory Act of the 98th General Assembly, a person convicted
12 before the effective date of this amendatory Act of the 98th
13 General Assembly may request a hearing regarding status of
14 registration by filing a Petition Requesting Registration
15 Status with the clerk of the court in the county of conviction.
16 Upon receipt of the Petition Requesting Registration Status,
17 the clerk of the court shall provide notice to the parties and
18 set the Petition for hearing pursuant to subsections (b)
19 through (d) of this Section.

20 (g) This Section does not apply to the following
21 registrants:

22 (1) Registrants convicted in another state or a tribe,
23 a territory, the District of Columbia, or a foreign
24 country;

25 (2) Registrants convicted of any misdemeanor or felony
26 offense other than criminal sexual abuse under subsection

1 (c) of Section 11-1.50 of the Criminal Code of 1961 or the
2 Criminal Code of 2012; and

3 (3) Registrants with a second or subsequent conviction
4 of criminal sexual abuse under subsection (c) of Section
5 11-1.50 of the Criminal Code of 1961 or the Criminal Code
6 of 2012.

7 (730 ILCS 150/8) (from Ch. 38, par. 228)

8 Sec. 8. Registration and DNA submission requirements.

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

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

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

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

19 (730 ILCS 150/10.1 new)

20 Sec. 10.1. Non-Compliant Sex Offenders.

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

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

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

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

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

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

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

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

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

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

1 offenders.

2 (5) Send updated information to the National Sex
3 Offender Registry regarding sex offenders or
4 registry-mandated juvenile sex offenders.

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

12 (730 ILCS 150/11)

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

1 Section of the Act.

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

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

5 (730 ILCS 152/116)

6 Sec. 116. Missing Sex Offender Database.

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

22 (b) The Department of State Police must make the
23 information contained in the Statewide Missing Sex Offender
24 Database accessible on the Internet by means of a hyperlink

1 labeled "Missing Sex Offender Information" on the Department's
2 World Wide Web home page and on the Attorney General's I-SORT
3 page. The Department of State Police must update that
4 information as it deems necessary. The Internet page shall also
5 include information that rewards may be ~~are~~ available to
6 persons who inform the Department of State Police or a local
7 law enforcement agency of the whereabouts of a missing sex
8 offender.

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

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

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

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

1 (730 ILCS 154/5)

2 Sec. 5. Definitions.

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

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

11 (A) is convicted of such offense or an attempt to
12 commit such offense; or

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

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

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

24 (E) is found not guilty by reason of insanity
25 following a hearing conducted pursuant to a federal,
26 Uniform Code of Military Justice, sister state, or

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

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

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

25 Convictions that result from or are connected with the same
26 act, or result from offenses committed at the same time, shall

1 be counted for the purpose of this Act as one conviction. Any
2 conviction set aside pursuant to law is not a conviction for
3 purposes of this Act.

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

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

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

20 ~~10-1 (kidnapping),~~

21 ~~10-2 (aggravated kidnapping),~~

22 ~~10-3 (unlawful restraint),~~

23 ~~10-3.1 (aggravated unlawful restraint).~~

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

25 (2) First degree murder under Section 9-1 of the
26 Criminal Code of 1961 or the Criminal Code of 2012, when

1 the victim was a person under 18 years of age and the
2 defendant was at least 17 years of age at the time of the
3 commission of the offense.

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

12 (4) A violation or attempted violation of the following
13 Section of the Criminal Code of 1961 or the Criminal Code
14 of 2012 when the offense was committed on or after July 1,
15 1999:

16 10-4 (forcible detention, if the victim is under 18
17 years of age).

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

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

1 (4.3) Domestic battery resulting in bodily harm under
2 Section 12-3.2 of the Criminal Code of 1961 or the Criminal
3 Code of 2012 when the defendant was 18 years or older and
4 the victim was under 18 years of age and the offense was
5 committed on or after July 26, 2010.

6 (4.4) A violation or attempted violation of any of the
7 following Sections or clauses of the Criminal Code of 1961
8 or the Criminal Code of 2012 when the victim was under 18
9 years of age and the offense was committed on or after (1)
10 July 26, 2000 if the defendant was 18 years of age or older
11 or (2) July 26, 2010 and the defendant was under the age of
12 18:

13 12-3.3 (aggravated domestic battery),
14 12-3.05(a) (1), 12-3.05(d) (2), 12-3.05(f) (1),
15 12-4(a), 12-4(b) (1), or 12-4(b) (14) (aggravated
16 battery),
17 12-3.05(a) (2) or 12-4.1 (heinous battery),
18 12-3.05(b) or 12-4.3 (aggravated battery of a
19 child),
20 12-3.1(a-5) or 12-4.4 (aggravated battery of an
21 unborn child),
22 12-33 (ritualized abuse of a child).

23 (4.5) A violation or attempted violation of any of the
24 following Sections of the Criminal Code of 1961 or the
25 Criminal Code of 2012 when the victim was under 18 years of
26 age and the offense was committed on or after (1) August 1,

1 2001 if the defendant was 18 years of age or older or (2)
2 August 1, 2011 and the defendant was under the age of 18:

3 12-3.05(e) (1), (2), (3), or (4) or 12-4.2
4 (aggravated battery with a firearm),

5 12-3.05(e) (5), (6), (7), or (8) or 12-4.2-5
6 (aggravated battery with a machine gun),

7 12-11 or 19-6 (home invasion).

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

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

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

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

1 sister state, or foreign country law that is substantially
2 equivalent to any offense listed in this subsection (c-5) shall
3 constitute a conviction for the purpose of this Act. This
4 subsection (c-5) applies to a person who committed the offense
5 before June 1, 1996 only if the person is incarcerated in an
6 Illinois Department of Corrections facility on August 20, 2004.

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

21 (c-7) The registration of a person who was registered under
22 this Act before the effective date of this amendatory Act of
23 the 98th General Assembly for the commission of the offense of
24 kidnapping, aggravated kidnapping, unlawful restraint, or
25 aggravated unlawful restraint when the victim was a person
26 under 18 years of age or for child abduction committed by

1 luring or attempting to lure a child under the age of 16 into a
2 motor vehicle, building, house trailer, or dwelling place
3 without the consent of the parent or lawful custodian of the
4 child for other than a lawful purpose, shall be transferred to
5 the Sex Offender Registry created under the Sex Offender
6 Registration Act on the effective date of this amendatory Act
7 of the 98th General Assembly. On and after the effective date
8 of this amendatory Act of the 98th General Assembly,
9 registration of a person who commits any of the offenses
10 described in this subsection (c-7) shall be under the Sex
11 Offender Registration Act and not this Act.

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

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

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

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

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

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

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

1 cord injury, including paralysis; seizures; learning
2 disability; central nervous system injury; closed head injury;
3 rib fracture; subdural hematoma; or death.

4 (Source: P.A. 96-1115, eff. 1-1-11; 96-1294, eff. 7-26-10;
5 97-154, eff. 1-1-12; 97-333, eff. 8-12-11; 97-432, eff.
6 8-16-11; 97-1108, eff. 1-1-13; 97-1109, eff. 1-1-13; 97-1150,
7 eff. 1-25-13.)".