

HB3469



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB3469

Introduced 2/18/2025, by Rep. Will Guzzardi

SYNOPSIS AS INTRODUCED:

730 ILCS 148/10

730 ILCS 150/3

730 ILCS 154/10

Amends the Arsonist Registry Act, the Sex Offender Registration Act, and the Murderer and Violent Offender Against Youth Registration Act. Provides that the Illinois State Police, or any other law enforcement or registering agency, shall not impose a fee for registration on any person subject to those Acts. Effective immediately.

LRB104 09192 RLC 22292 b

A BILL FOR

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 Arsonist Registry Act is amended by
5 changing Section 10 as follows:

6 (730 ILCS 148/10)

7 Sec. 10. Statewide Arsonist Database.

8 (a) The Illinois State Police shall establish and maintain
9 a Statewide Arsonist Database for the purpose of identifying
10 arsonists and making that information available to law
11 enforcement and the general public. For every person convicted
12 of a violation of an arson offense on or after the effective
13 date of this amendatory Act of the 103rd General Assembly, the
14 Statewide Arsonist Database shall contain information relating
15 to each arsonist for a period of 10 years after conviction for
16 an arson offense. The information may include the arsonist's
17 name, date of birth, offense or offenses requiring inclusion
18 in the Statewide Arsonist Database, the conviction date and
19 county of each such offense, and such other identifying
20 information as the Illinois State Police deems necessary to
21 identify the arsonist, but shall not include the social
22 security number of the arsonist. The registry may include a
23 photograph of the arsonist.

(b) The Illinois State Police may adopt rules in accordance with the Illinois Administrative Procedure Act to implement this Section and those rules must include procedures to ensure that the information in the database is accurate, and that the information in the database reflects any changes based on the reversal of a conviction for an offense requiring inclusion in the Statewide Arsonist Database, or a court order requiring the sealing or expungement of records relating to the offense. A certified copy of such an order shall be deemed prima facie true and correct and shall be sufficient to require the immediate amendment or removal of any person's information from the Statewide Arsonist Database by the Illinois State Police.

(c) The Illinois State Police, or any other law enforcement or registering agency, shall not impose a fee for registration on any person subject to this Act.

(d) The Illinois State Police must have the Statewide Arsonist Database created and ready to comply with the requirements of this Section no later than July 1, 2025.

(Source: P.A. 102-538, eff. 8-20-21; 103-609, eff. 7-1-24.)

Section 10. The Sex Offender Registration Act is amended by changing Section 3 as follows:

(730 ILCS 150/3)

Sec. 3. Duty to register.

(a) A sex offender, as defined in Section 2 of this Act, or sexual predator shall, within the time period prescribed in subsections (b) and (c), register in person and provide accurate information as required by the Illinois State Police. Such information shall include a current photograph, current address, current place of employment, the sex offender's or sexual predator's telephone number, including cellular telephone number, the employer's telephone number, school attended, all e-mail addresses, instant messaging identities, chat room identities, and other Internet communications identities that the sex offender uses or plans to use, all Uniform Resource Locators (URLs) registered or used by the sex offender, all blogs and other Internet sites maintained by the sex offender or to which the sex offender has uploaded any content or posted any messages or information, extensions of the time period for registering as provided in this Article and, if an extension was granted, the reason why the extension was granted and the date the sex offender was notified of the extension. The information shall also include a copy of the terms and conditions of parole or release signed by the sex offender and given to the sex offender by his or her supervising officer or aftercare specialist, the county of conviction, license plate numbers for every vehicle registered in the name of the sex offender, the age of the sex offender at the time of the commission of the offense, the age of the victim at the time of the commission of the offense, and any

1 distinguishing marks located on the body of the sex offender.
2 A sex offender convicted under Section 11-6, 11-20.1,
3 11-20.1B, 11-20.3, or 11-21 of the Criminal Code of 1961 or the
4 Criminal Code of 2012 shall provide all Internet protocol (IP)
5 addresses in his or her residence, registered in his or her
6 name, accessible at his or her place of employment, or
7 otherwise under his or her control or custody. If the sex
8 offender is a child sex offender as defined in Section 11-9.3
9 or 11-9.4 of the Criminal Code of 1961 or the Criminal Code of
10 2012, the sex offender shall report to the registering agency
11 whether he or she is living in a household with a child under
12 18 years of age who is not his or her own child, provided that
13 his or her own child is not the victim of the sex offense. The
14 sex offender or sexual predator shall register:

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

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

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

1 also register:

2 (i) with:

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

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

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

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

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

1 after ceasing to have a fixed residence.

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

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

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

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

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

7 (1) with:

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

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

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

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

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

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

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

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

25 (1) Any person registered under the Habitual Child Sex
26 Offender Registration Act or the Child Sex Offender

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

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

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

23 (2.5) Except as provided in subsection (c)(4), any
24 person who has not been notified of his or her
25 responsibility to register shall be notified by a criminal
26 justice entity of his or her responsibility to register.

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

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

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

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

21 (6) No law enforcement agency shall impose a fee for
22 registration on any person required to register under this
23 Act. The person shall pay a \$100 initial registration fee
24 and a \$100 annual renewal fee to the registering law
25 enforcement agency having jurisdiction. The registering
26 agency may waive the registration fee if it determines

1 that the person is indigent and unable to pay the
2 registration fee. Thirty-five dollars for the initial
3 registration fee and \$35 of the annual renewal fee shall
4 be retained and used by the registering agency for
5 official purposes. Having retained \$35 of the initial
6 registration fee and \$35 of the annual renewal fee, the
7 registering agency shall remit the remainder of the fee to
8 state agencies within 30 days of receipt for deposit into
9 the State funds as follows:

10 (A) Five dollars of the initial registration fee
11 and \$5 of the annual fee shall be remitted to the State
12 Treasurer who shall deposit the moneys into the Sex
13 Offender Management Board Fund under Section 19 of the
14 Sex Offender Management Board Act. Money deposited
15 into the Sex Offender Management Board Fund shall be
16 administered by the Sex Offender Management Board and
17 shall be used by the Board to comply with the
18 provisions of the Sex Offender Management Board Act.

19 (B) Thirty dollars of the initial registration fee
20 and \$30 of the annual renewal fee shall be remitted to
21 the Illinois State Police which shall deposit the
22 moneys into the Offender Registration Fund.

23 (C) Thirty dollars of the initial registration fee
24 and \$30 of the annual renewal fee shall be remitted to
25 the Attorney General who shall deposit the moneys into
26 the Attorney General Sex Offender Awareness, Training,

1 and Education Fund. Money deposited into the Fund
2 shall be used by the Attorney General to administer
3 the I-SORT program and to alert and educate the
4 public, victims, and witnesses of their rights under
5 various victim notification laws and for training law
6 enforcement agencies, State's Attorneys, and medical
7 providers of their legal duties concerning the
8 prosecution and investigation of sex offenses.

9 The registering agency shall establish procedures to
10 document the receipt and remittance of the \$100 initial
11 registration fee and \$100 annual renewal fee.

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

20 (Source: P.A. 101-571, eff. 8-23-19; 102-538, eff. 8-20-21.)

21 Section 15. The Murderer and Violent Offender Against
22 Youth Registration Act is amended by changing Section 10 as
23 follows:

1 Sec. 10. Duty to register.

2 (a) A violent offender against youth shall, within the
3 time period prescribed in subsections (b) and (c), register in
4 person and provide accurate information as required by the
5 Illinois State Police. Such information shall include a
6 current photograph, current address, current place of
7 employment, the employer's telephone number, school attended,
8 extensions of the time period for registering as provided in
9 this Act and, if an extension was granted, the reason why the
10 extension was granted and the date the violent offender
11 against youth was notified of the extension. A person who has
12 been adjudicated a juvenile delinquent for an act which, if
13 committed by an adult, would be a violent offense against
14 youth shall register as an adult violent offender against
15 youth within 10 days after attaining 17 years of age. The
16 violent offender against youth shall register:

17 (1) with the chief of police in the municipality in
18 which he or she resides or is temporarily domiciled for a
19 period of time of 5 or more days, unless the municipality
20 is the City of Chicago, in which case he or she shall
21 register at a fixed location designated by the
22 Superintendent of the Chicago Police Department; or

23 (2) with the sheriff in the county in which he or she
24 resides or is temporarily domiciled for a period of time
25 of 5 or more days in an unincorporated area or, if
26 incorporated, no police chief exists.

1 If the violent offender against youth is employed at or
2 attends an institution of higher education, he or she shall
3 register:

4 (i) with the chief of police in the municipality in
5 which he or she is employed at or attends an institution of
6 higher education, unless the municipality is the City of
7 Chicago, in which case he or she shall register at a fixed
8 location designated by the Superintendent of the Chicago
9 Police Department; or

10 (ii) with the sheriff in the county in which he or she
11 is employed or attends an institution of higher education
12 located in an unincorporated area, or if incorporated, no
13 police chief exists.

14 For purposes of this Act, the place of residence or
15 temporary domicile is defined as any and all places where the
16 violent offender against youth resides for an aggregate period
17 of time of 5 or more days during any calendar year. Any person
18 required to register under this Act who lacks a fixed address
19 or temporary domicile must notify, in person, the agency of
20 jurisdiction of his or her last known address within 5 days
21 after ceasing to have a fixed residence.

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

1 registration to include all the locations where the person has
2 stayed during the past 7 days.

3 The violent offender against youth shall provide accurate
4 information as required by the Illinois State Police. That
5 information shall include the current place of employment of
6 the violent offender against youth.

7 (a-5) An out-of-state student or out-of-state employee
8 shall, within 5 days after beginning school or employment in
9 this State, register in person and provide accurate
10 information as required by the Illinois State Police. Such
11 information will include current place of employment, school
12 attended, and address in state of residence. The out-of-state
13 student or out-of-state employee shall register:

14 (1) with the chief of police in the municipality in
15 which he or she attends school or is employed for a period
16 of time of 5 or more days or for an aggregate period of
17 time of more than 30 days during any calendar year, unless
18 the municipality is the City of Chicago, in which case he
19 or she shall register at a fixed location designated by
20 the Superintendent of the Chicago Police Department; or

21 (2) with the sheriff in the county in which he or she
22 attends school or is employed for a period of time of 5 or
23 more days or for an aggregate period of time of more than
24 30 days during any calendar year in an unincorporated area
25 or, if incorporated, no police chief exists.

26 The out-of-state student or out-of-state employee shall

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

5 (b) Any violent offender against youth regardless of any
6 initial, prior, or other registration, shall, within 5 days of
7 beginning school, or establishing a residence, place of
8 employment, or temporary domicile in any county, register in
9 person as set forth in subsection (a) or (a-5).

10 (c) The registration for any person required to register
11 under this Act shall be as follows:

12 (1) Except as provided in paragraph (3) of this
13 subsection (c), any person who has not been notified of
14 his or her responsibility to register shall be notified by
15 a criminal justice entity of his or her responsibility to
16 register. Upon notification the person must then register
17 within 5 days of notification of his or her requirement to
18 register. If notification is not made within the
19 offender's 10 year registration requirement, and the
20 Illinois State Police determines no evidence exists or
21 indicates the offender attempted to avoid registration,
22 the offender will no longer be required to register under
23 this Act.

24 (2) Except as provided in paragraph (3) of this
25 subsection (c), any person convicted on or after the
26 effective date of this Act shall register in person within

1 5 days after the entry of the sentencing order based upon
2 his or her conviction.

3 (3) Any person unable to comply with the registration
4 requirements of this Act because he or she is confined,
5 institutionalized, or imprisoned in Illinois on or after
6 the effective date of this Act shall register in person
7 within 5 days of discharge, parole or release.

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

11 (5) No law enforcement agency shall impose a fee for
12 registration on any person required to register under this
13 Act ~~The person shall pay a \$20 initial registration fee~~
14 ~~and a \$10 annual renewal fee. The fees shall be deposited~~
15 ~~into the Offender Registration Fund. The fees shall be~~
16 ~~used by the registering agency for official purposes. The~~
17 ~~agency shall establish procedures to document receipt and~~
18 ~~use of the funds. The law enforcement agency having~~
19 ~~jurisdiction may waive the registration fee if it~~
20 ~~determines that the person is indigent and unable to pay~~
21 ~~the registration fee.~~

22 (d) Within 5 days after obtaining or changing employment,
23 a person required to register under this Section must report,
24 in person to the law enforcement agency having jurisdiction,
25 the business name and address where he or she is employed. If
26 the person has multiple businesses or work locations, every

1 business and work location must be reported to the law
2 enforcement agency having jurisdiction.

3 (Source: P.A. 101-571, eff. 8-23-19; 102-538, eff. 8-20-21.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.