

# SB3857



## 104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB3857

Introduced 2/6/2026, by Sen. John F. Curran

### SYNOPSIS AS INTRODUCED:

730 ILCS 150/2

Amends the Sex Offender Registration Act. Provides that "sex offense" includes a violation or attempted violation of: (1) involuntary servitude, provided the offense was for commercial sexual activity, a sexually explicit performance, or other sexual services; (2) involuntary sexual servitude of a minor; or (3) trafficking in persons, provided the offense was for commercial sexual activity, a sexually explicit performance, or other sexual services.

LRB104 18875 RLC 32320 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 Sex Offender Registration Act is amended by  
5 changing Section 2 as follows:

6 (730 ILCS 150/2)

7 Sec. 2. Definitions.

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

10 (1) charged pursuant to Illinois law, or any  
11 substantially similar federal, Uniform Code of Military  
12 Justice, sister state, or foreign country law, with a sex  
13 offense set forth in subsection (B) of this Section or the  
14 attempt to commit an included sex offense, and:

15 (a) is convicted of such offense or an attempt to  
16 commit such offense; or

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

19 (c) is found not guilty by reason of insanity  
20 pursuant to Section 104-25(c) of the Code of Criminal  
21 Procedure of 1963 of such offense or an attempt to  
22 commit such offense; or

23 (d) is the subject of a finding not resulting in an

1 acquittal at a hearing conducted pursuant to Section  
2 104-25(a) of the Code of Criminal Procedure of 1963  
3 for the alleged commission or attempted commission of  
4 such offense; or

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

12 (f) is the subject of a finding not resulting in an  
13 acquittal at a hearing conducted pursuant to a  
14 federal, Uniform Code of Military Justice, sister  
15 state, or foreign country law substantially similar to  
16 Section 104-25(a) of the Code of Criminal Procedure of  
17 1963 for the alleged violation or attempted commission  
18 of such offense; or

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

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

26 (4) found to be a sexually violent person pursuant to

1 the Sexually Violent Persons Commitment Act or any  
2 substantially similar federal, Uniform Code of Military  
3 Justice, sister state, or foreign country law; or

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

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

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

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

25 (1) A violation of any of the following Sections of  
26 the Criminal Code of 1961 or the Criminal Code of 2012:

1           11-20.1 (child sexual abuse material or child  
2 pornography),  
3           11-20.1B or 11-20.3 (aggravated child  
4 pornography),  
5           11-6 (indecent solicitation of a child),  
6           11-9.1 (sexual exploitation of a child),  
7           11-9.2 (custodial sexual misconduct),  
8           11-9.5 (sexual misconduct with a person with a  
9 disability),  
10          11-14.4 (promoting commercial sexual exploitation  
11 of a child),  
12          11-15.1 (soliciting for a sexually exploited  
13 child),  
14          11-18.1 (patronizing a sexually exploited child),  
15          11-17.1 (keeping a place of commercial sexual  
16 exploitation of a child),  
17          11-19.1 (juvenile pimping),  
18          11-19.2 (exploitation of a child),  
19          11-25 (grooming),  
20          11-26 (traveling to meet a minor or traveling to  
21 meet a child),  
22          11-1.20 or 12-13 (criminal sexual assault),  
23          11-1.30 or 12-14 (aggravated criminal sexual  
24 assault),  
25          11-1.40 or 12-14.1 (predatory criminal sexual  
26 assault of a child),

1           11-1.50 or 12-15 (criminal sexual abuse),  
2           11-1.60 or 12-16 (aggravated criminal sexual  
3 abuse),  
4           12-33 (ritualized abuse of a child).

5           An attempt to commit any of these offenses.

6           (1.5) A violation of any of the following Sections of  
7 the Criminal Code of 1961 or the Criminal Code of 2012,  
8 when the victim is a person under 18 years of age, the  
9 defendant is not a parent of the victim, the offense was  
10 sexually motivated as defined in Section 10 of the Sex  
11 Offender Evaluation and Treatment Act, and the offense was  
12 committed on or after January 1, 1996:

13           10-1 (kidnapping),  
14           10-2 (aggravated kidnapping),  
15           10-3 (unlawful restraint),  
16           10-3.1 (aggravated unlawful restraint).

17           If the offense was committed before January 1, 1996,  
18 it is a sex offense requiring registration only when the  
19 person is convicted of any felony after July 1, 2011, and  
20 paragraph (2.1) of subsection (c) of Section 3 of this Act  
21 applies.

22           (1.6) First degree murder under Section 9-1 of the  
23 Criminal Code of 1961 or the Criminal Code of 2012,  
24 provided the offense was sexually motivated as defined in  
25 Section 10 of the Sex Offender Management Board Act.

26           (1.7) (Blank).

1           (1.7-1) A violation or attempted violation of any of  
2 the following provisions of the Criminal Code of 1961 or  
3 the Criminal Code of 2012:

4           (i) subsection (b) of Section 10-9 (involuntary  
5 servitude), provided the offense was for commercial  
6 sexual activity, a sexually explicit performance, or  
7 other sexual services,

8           (ii) subsection (c) of Section 10-9 (involuntary  
9 sexual servitude of a minor),

10           (iii) subsection (d) of Section 10-9 (trafficking  
11 in persons), provided the offense was for commercial  
12 sexual activity, a sexually explicit performance, or  
13 other sexual services.

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  
20 of 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  
24 1961 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  
8 of 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  
11 the 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  
15 18 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 person  
20 engaged in the sex trade, or 11-15 (soliciting for a  
21 person engaged in the sex trade, if the victim is under  
22 18 years of age),

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

26 11-18 (patronizing a person engaged in the sex

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

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

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

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

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

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

1 registration only when the person is convicted of any  
2 felony after July 1, 2011, and paragraph (2.1) of  
3 subsection (c) of Section 3 of this Act applies.

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

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

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

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

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

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

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

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

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

20 10-5.1 (luring of a minor),

21 11-14.4 that involves keeping a place of  
22 commercial sexual exploitation of a child, or 11-17.1  
23 (keeping a place of commercial sexual exploitation of  
24 a child),

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

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

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

4 (6) (blank); or

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

11 (E-5) As used in this Article, "sexual predator" also  
12 means a person convicted of a violation or attempted violation  
13 of any of the following Sections of the Criminal Code of 1961  
14 or the Criminal Code of 2012:

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

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

23 (3) when the victim is a person under 18 years of age,  
24 the defendant is not a parent of the victim, the offense  
25 was sexually motivated as defined in Section 10 of the Sex  
26 Offender Management Board Act, and the offense was

1 committed on or after January 1, 1996: (A) Section 10-1  
2 (kidnapping), (B) Section 10-2 (aggravated kidnapping),  
3 (C) Section 10-3 (unlawful restraint), and (D) Section  
4 10-3.1 (aggravated unlawful restraint); and

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

13 (E-10) As used in this Article, "sexual predator" also  
14 means a person required to register in another State due to a  
15 conviction, adjudication or other action of any court  
16 triggering an obligation to register as a sex offender, sexual  
17 predator, or substantially similar status under the laws of  
18 that State.

19 (F) As used in this Article, "out-of-state student" means  
20 any sex offender, as defined in this Section, or sexual  
21 predator who is enrolled in Illinois, on a full-time or  
22 part-time basis, in any public or private educational  
23 institution, including, but not limited to, any secondary  
24 school, trade or professional institution, or institution of  
25 higher learning.

26 (G) As used in this Article, "out-of-state employee" means

1 any sex offender, as defined in this Section, or sexual  
2 predator who works in Illinois, regardless of whether the  
3 individual receives payment for services performed, for a  
4 period of time of 10 or more days or for an aggregate period of  
5 time of 30 or more days during any calendar year. Persons who  
6 operate motor vehicles in the State accrue one day of  
7 employment time for any portion of a day spent in Illinois.

8 (H) As used in this Article, "school" means any public or  
9 private educational institution, including, but not limited  
10 to, any elementary or secondary school, trade or professional  
11 institution, or institution of higher education.

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

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

19 (Source: P.A. 103-1071, eff. 7-1-25; 104-245, eff. 1-1-26;  
20 revised 11-21-25.)