



Rep. Richard Morthland

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09700HB5482ham001

LRB097 18229 RLC 67844 a

1 AMENDMENT TO HOUSE BILL 5482

2 AMENDMENT NO. _____. Amend House Bill 5482 by replacing
3 everything after the enacting clause with the following:

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

6 (730 ILCS 5/5-5-3) (from Ch. 38, par. 1005-5-3)

7 Sec. 5-5-3. Disposition.

8 (a) (Blank).

9 (b) (Blank).

10 (c) (1) (Blank).

11 (2) A period of probation, a term of periodic
12 imprisonment or conditional discharge shall not be imposed
13 for the following offenses. The court shall sentence the
14 offender to not less than the minimum term of imprisonment
15 set forth in this Code for the following offenses, and may
16 order a fine or restitution or both in conjunction with

1 such term of imprisonment:

2 (A) First degree murder where the death penalty is
3 not imposed.

4 (B) Attempted first degree murder.

5 (C) A Class X felony.

6 (D) A violation of Section 401.1 or 407 of the
7 Illinois Controlled Substances Act, or a violation of
8 subdivision (c) (1), (c) (1.5), or (c) (2) of Section 401
9 of that Act which relates to more than 5 grams of a
10 substance containing heroin, cocaine, fentanyl, or an
11 analog thereof.

12 (E) A violation of Section 5.1 or 9 of the Cannabis
13 Control Act.

14 (F) A Class 2 or greater felony if the offender had
15 been convicted of a Class 2 or greater felony,
16 including any state or federal conviction for an
17 offense that contained, at the time it was committed,
18 the same elements as an offense now (the date of the
19 offense committed after the prior Class 2 or greater
20 felony) classified as a Class 2 or greater felony,
21 within 10 years of the date on which the offender
22 committed the offense for which he or she is being
23 sentenced, except as otherwise provided in Section
24 40-10 of the Alcoholism and Other Drug Abuse and
25 Dependency Act.

26 (F-5) A violation of Section 24-1, 24-1.1, or

1 24-1.6 of the Criminal Code of 1961 for which
2 imprisonment is prescribed in those Sections.

3 (G) Residential burglary, except as otherwise
4 provided in Section 40-10 of the Alcoholism and Other
5 Drug Abuse and Dependency Act.

6 (H) Criminal sexual assault.

7 (I) Aggravated battery of a senior citizen as
8 described in Section 12-4.6 or subdivision (a)(4) of
9 Section 12-3.05.

10 (J) A forcible felony if the offense was related to
11 the activities of an organized gang.

12 Before July 1, 1994, for the purposes of this
13 paragraph, "organized gang" means an association of 5
14 or more persons, with an established hierarchy, that
15 encourages members of the association to perpetrate
16 crimes or provides support to the members of the
17 association who do commit crimes.

18 Beginning July 1, 1994, for the purposes of this
19 paragraph, "organized gang" has the meaning ascribed
20 to it in Section 10 of the Illinois Streetgang
21 Terrorism Omnibus Prevention Act.

22 (K) Vehicular hijacking.

23 (L) A second or subsequent conviction for the
24 offense of hate crime when the underlying offense upon
25 which the hate crime is based is felony aggravated
26 assault or felony mob action.

1 (M) A second or subsequent conviction for the
2 offense of institutional vandalism if the damage to the
3 property exceeds \$300.

4 (N) A Class 3 felony violation of paragraph (1) of
5 subsection (a) of Section 2 of the Firearm Owners
6 Identification Card Act.

7 (O) A violation of Section 12-6.1 or 12-6.5 of the
8 Criminal Code of 1961.

9 (P) A violation of paragraph (1), (2), (3), (4),
10 (5), or (7) of subsection (a) of Section 11-20.1 of the
11 Criminal Code of 1961.

12 (Q) A violation of Section 20-1.2 or 20-1.3 of the
13 Criminal Code of 1961.

14 (R) A violation of Section 24-3A of the Criminal
15 Code of 1961.

16 (S) (Blank).

17 (T) A second or subsequent violation of the
18 Methamphetamine Control and Community Protection Act.

19 (U) A second or subsequent violation of Section
20 6-303 of the Illinois Vehicle Code committed while his
21 or her driver's license, permit, or privilege was
22 revoked because of a violation of Section 9-3 of the
23 Criminal Code of 1961, relating to the offense of
24 reckless homicide, or a similar provision of a law of
25 another state.

26 (V) A violation of paragraph (4) of subsection (c)

1 of Section 11-20.1B or paragraph (4) of subsection (c)
2 of Section 11-20.3 of the Criminal Code of 1961.

3 (W) A violation of Section 24-3.5 of the Criminal
4 Code of 1961.

5 (X) A violation of subsection (a) of Section 31-1a
6 of the Criminal Code of 1961.

7 (Y) A conviction for unlawful possession of a
8 firearm by a street gang member when the firearm was
9 loaded or contained firearm ammunition.

10 (Z) A Class 1 felony committed while he or she was
11 serving a term of probation or conditional discharge
12 for a felony.

13 (AA) Theft of property exceeding \$500,000 and not
14 exceeding \$1,000,000 in value.

15 (BB) Laundering of criminally derived property of
16 a value exceeding \$500,000.

17 (CC) Knowingly selling, offering for sale, holding
18 for sale, or using 2,000 or more counterfeit items or
19 counterfeit items having a retail value in the
20 aggregate of \$500,000 or more.

21 (DD) A conviction for aggravated assault under
22 paragraph (6) of subsection (c) of Section 12-2 of the
23 Criminal Code of 1961 if the firearm is aimed toward
24 the person against whom the firearm is being used.

25 (EE) A Class 1 or 2 felony violation of Section
26 10-9 of the Criminal Code of 1961.

1 (3) (Blank).

2 (4) A minimum term of imprisonment of not less than 10
3 consecutive days or 30 days of community service shall be
4 imposed for a violation of paragraph (c) of Section 6-303
5 of the Illinois Vehicle Code.

6 (4.1) (Blank).

7 (4.2) Except as provided in paragraphs (4.3) and (4.8)
8 of this subsection (c), a minimum of 100 hours of community
9 service shall be imposed for a second violation of Section
10 6-303 of the Illinois Vehicle Code.

11 (4.3) A minimum term of imprisonment of 30 days or 300
12 hours of community service, as determined by the court,
13 shall be imposed for a second violation of subsection (c)
14 of Section 6-303 of the Illinois Vehicle Code.

15 (4.4) Except as provided in paragraphs (4.5), (4.6),
16 and (4.9) of this subsection (c), a minimum term of
17 imprisonment of 30 days or 300 hours of community service,
18 as determined by the court, shall be imposed for a third or
19 subsequent violation of Section 6-303 of the Illinois
20 Vehicle Code.

21 (4.5) A minimum term of imprisonment of 30 days shall
22 be imposed for a third violation of subsection (c) of
23 Section 6-303 of the Illinois Vehicle Code.

24 (4.6) Except as provided in paragraph (4.10) of this
25 subsection (c), a minimum term of imprisonment of 180 days
26 shall be imposed for a fourth or subsequent violation of

1 subsection (c) of Section 6-303 of the Illinois Vehicle
2 Code.

3 (4.7) A minimum term of imprisonment of not less than
4 30 consecutive days, or 300 hours of community service,
5 shall be imposed for a violation of subsection (a-5) of
6 Section 6-303 of the Illinois Vehicle Code, as provided in
7 subsection (b-5) of that Section.

8 (4.8) A mandatory prison sentence shall be imposed for
9 a second violation of subsection (a-5) of Section 6-303 of
10 the Illinois Vehicle Code, as provided in subsection (c-5)
11 of that Section. The person's driving privileges shall be
12 revoked for a period of not less than 5 years from the date
13 of his or her release from prison.

14 (4.9) A mandatory prison sentence of not less than 4
15 and not more than 15 years shall be imposed for a third
16 violation of subsection (a-5) of Section 6-303 of the
17 Illinois Vehicle Code, as provided in subsection (d-2.5) of
18 that Section. The person's driving privileges shall be
19 revoked for the remainder of his or her life.

20 (4.10) A mandatory prison sentence for a Class 1 felony
21 shall be imposed, and the person shall be eligible for an
22 extended term sentence, for a fourth or subsequent
23 violation of subsection (a-5) of Section 6-303 of the
24 Illinois Vehicle Code, as provided in subsection (d-3.5) of
25 that Section. The person's driving privileges shall be
26 revoked for the remainder of his or her life.

1 (5) The court may sentence a corporation or
2 unincorporated association convicted of any offense to:

3 (A) a period of conditional discharge;

4 (B) a fine;

5 (C) make restitution to the victim under Section
6 5-5-6 of this Code.

7 (5.1) In addition to any other penalties imposed, and
8 except as provided in paragraph (5.2) or (5.3), a person
9 convicted of violating subsection (c) of Section 11-907 of
10 the Illinois Vehicle Code shall have his or her driver's
11 license, permit, or privileges suspended for at least 90
12 days but not more than one year, if the violation resulted
13 in damage to the property of another person.

14 (5.2) In addition to any other penalties imposed, and
15 except as provided in paragraph (5.3), a person convicted
16 of violating subsection (c) of Section 11-907 of the
17 Illinois Vehicle Code shall have his or her driver's
18 license, permit, or privileges suspended for at least 180
19 days but not more than 2 years, if the violation resulted
20 in injury to another person.

21 (5.3) In addition to any other penalties imposed, a
22 person convicted of violating subsection (c) of Section
23 11-907 of the Illinois Vehicle Code shall have his or her
24 driver's license, permit, or privileges suspended for 2
25 years, if the violation resulted in the death of another
26 person.

1 (5.4) In addition to any other penalties imposed, a
2 person convicted of violating Section 3-707 of the Illinois
3 Vehicle Code shall have his or her driver's license,
4 permit, or privileges suspended for 3 months and until he
5 or she has paid a reinstatement fee of \$100.

6 (5.5) In addition to any other penalties imposed, a
7 person convicted of violating Section 3-707 of the Illinois
8 Vehicle Code during a period in which his or her driver's
9 license, permit, or privileges were suspended for a
10 previous violation of that Section shall have his or her
11 driver's license, permit, or privileges suspended for an
12 additional 6 months after the expiration of the original
13 3-month suspension and until he or she has paid a
14 reinstatement fee of \$100.

15 (6) (Blank).

16 (7) (Blank).

17 (8) (Blank).

18 (9) A defendant convicted of a second or subsequent
19 offense of ritualized abuse of a child may be sentenced to
20 a term of natural life imprisonment.

21 (10) (Blank).

22 (11) The court shall impose a minimum fine of \$1,000
23 for a first offense and \$2,000 for a second or subsequent
24 offense upon a person convicted of or placed on supervision
25 for battery when the individual harmed was a sports
26 official or coach at any level of competition and the act

1 causing harm to the sports official or coach occurred
2 within an athletic facility or within the immediate
3 vicinity of the athletic facility at which the sports
4 official or coach was an active participant of the athletic
5 contest held at the athletic facility. For the purposes of
6 this paragraph (11), "sports official" means a person at an
7 athletic contest who enforces the rules of the contest,
8 such as an umpire or referee; "athletic facility" means an
9 indoor or outdoor playing field or recreational area where
10 sports activities are conducted; and "coach" means a person
11 recognized as a coach by the sanctioning authority that
12 conducted the sporting event.

13 (12) A person may not receive a disposition of court
14 supervision for a violation of Section 5-16 of the Boat
15 Registration and Safety Act if that person has previously
16 received a disposition of court supervision for a violation
17 of that Section.

18 (13) A person convicted of or placed on court
19 supervision for an assault or aggravated assault when the
20 victim and the offender are family or household members as
21 defined in Section 103 of the Illinois Domestic Violence
22 Act of 1986 or convicted of domestic battery or aggravated
23 domestic battery may be required to attend a Partner Abuse
24 Intervention Program under protocols set forth by the
25 Illinois Department of Human Services under such terms and
26 conditions imposed by the court. The costs of such classes

1 shall be paid by the offender.

2 (d) In any case in which a sentence originally imposed is
3 vacated, the case shall be remanded to the trial court. The
4 trial court shall hold a hearing under Section 5-4-1 of the
5 Unified Code of Corrections which may include evidence of the
6 defendant's life, moral character and occupation during the
7 time since the original sentence was passed. The trial court
8 shall then impose sentence upon the defendant. The trial court
9 may impose any sentence which could have been imposed at the
10 original trial subject to Section 5-5-4 of the Unified Code of
11 Corrections. If a sentence is vacated on appeal or on
12 collateral attack due to the failure of the trier of fact at
13 trial to determine beyond a reasonable doubt the existence of a
14 fact (other than a prior conviction) necessary to increase the
15 punishment for the offense beyond the statutory maximum
16 otherwise applicable, either the defendant may be re-sentenced
17 to a term within the range otherwise provided or, if the State
18 files notice of its intention to again seek the extended
19 sentence, the defendant shall be afforded a new trial.

20 (e) In cases where prosecution for aggravated criminal
21 sexual abuse under Section 11-1.60 or 12-16 of the Criminal
22 Code of 1961 results in conviction of a defendant who was a
23 family member of the victim at the time of the commission of
24 the offense, the court shall consider the safety and welfare of
25 the victim and may impose a sentence of probation only where:

26 (1) the court finds (A) or (B) or both are appropriate:

1 (A) the defendant is willing to undergo a court
2 approved counseling program for a minimum duration of 2
3 years; or

4 (B) the defendant is willing to participate in a
5 court approved plan including but not limited to the
6 defendant's:

7 (i) removal from the household;

8 (ii) restricted contact with the victim;

9 (iii) continued financial support of the
10 family;

11 (iv) restitution for harm done to the victim;

12 and

13 (v) compliance with any other measures that
14 the court may deem appropriate; and

15 (2) the court orders the defendant to pay for the
16 victim's counseling services, to the extent that the court
17 finds, after considering the defendant's income and
18 assets, that the defendant is financially capable of paying
19 for such services, if the victim was under 18 years of age
20 at the time the offense was committed and requires
21 counseling as a result of the offense.

22 Probation may be revoked or modified pursuant to Section
23 5-6-4; except where the court determines at the hearing that
24 the defendant violated a condition of his or her probation
25 restricting contact with the victim or other family members or
26 commits another offense with the victim or other family

1 members, the court shall revoke the defendant's probation and
2 impose a term of imprisonment.

3 For the purposes of this Section, "family member" and
4 "victim" shall have the meanings ascribed to them in Section
5 11-0.1 of the Criminal Code of 1961.

6 (f) (Blank).

7 (g) Whenever a defendant is convicted of an offense under
8 Sections 11-1.20, 11-1.30, 11-1.40, 11-1.50, 11-1.60, 11-14,
9 11-14.3, 11-14.4 except for an offense that involves keeping a
10 place of juvenile prostitution, 11-15, 11-15.1, 11-16, 11-17,
11 11-18, 11-18.1, 11-19, 11-19.1, 11-19.2, 12-13, 12-14,
12 12-14.1, 12-15 or 12-16 of the Criminal Code of 1961, the
13 defendant shall undergo medical testing to determine whether
14 the defendant has any sexually transmissible disease,
15 including a test for infection with human immunodeficiency
16 virus (HIV) or any other identified causative agent of acquired
17 immunodeficiency syndrome (AIDS). Any such medical test shall
18 be performed only by appropriately licensed medical
19 practitioners and may include an analysis of any bodily fluids
20 as well as an examination of the defendant's person. Except as
21 otherwise provided by law, the results of such test shall be
22 kept strictly confidential by all medical personnel involved in
23 the testing and must be personally delivered in a sealed
24 envelope to the judge of the court in which the conviction was
25 entered for the judge's inspection in camera. Acting in
26 accordance with the best interests of the victim and the

1 public, the judge shall have the discretion to determine to
2 whom, if anyone, the results of the testing may be revealed.
3 The court shall notify the defendant of the test results. The
4 court shall also notify the victim if requested by the victim,
5 and if the victim is under the age of 15 and if requested by the
6 victim's parents or legal guardian, the court shall notify the
7 victim's parents or legal guardian of the test results. The
8 court shall provide information on the availability of HIV
9 testing and counseling at Department of Public Health
10 facilities to all parties to whom the results of the testing
11 are revealed and shall direct the State's Attorney to provide
12 the information to the victim when possible. A State's Attorney
13 may petition the court to obtain the results of any HIV test
14 administered under this Section, and the court shall grant the
15 disclosure if the State's Attorney shows it is relevant in
16 order to prosecute a charge of criminal transmission of HIV
17 under Section 12-5.01 or 12-16.2 of the Criminal Code of 1961
18 against the defendant. The court shall order that the cost of
19 any such test shall be paid by the county and may be taxed as
20 costs against the convicted defendant.

21 (g-5) When an inmate is tested for an airborne communicable
22 disease, as determined by the Illinois Department of Public
23 Health including but not limited to tuberculosis, the results
24 of the test shall be personally delivered by the warden or his
25 or her designee in a sealed envelope to the judge of the court
26 in which the inmate must appear for the judge's inspection in

1 camera if requested by the judge. Acting in accordance with the
2 best interests of those in the courtroom, the judge shall have
3 the discretion to determine what if any precautions need to be
4 taken to prevent transmission of the disease in the courtroom.

5 (h) Whenever a defendant is convicted of an offense under
6 Section 1 or 2 of the Hypodermic Syringes and Needles Act, the
7 defendant shall undergo medical testing to determine whether
8 the defendant has been exposed to human immunodeficiency virus
9 (HIV) or any other identified causative agent of acquired
10 immunodeficiency syndrome (AIDS). Except as otherwise provided
11 by law, the results of such test shall be kept strictly
12 confidential by all medical personnel involved in the testing
13 and must be personally delivered in a sealed envelope to the
14 judge of the court in which the conviction was entered for the
15 judge's inspection in camera. Acting in accordance with the
16 best interests of the public, the judge shall have the
17 discretion to determine to whom, if anyone, the results of the
18 testing may be revealed. The court shall notify the defendant
19 of a positive test showing an infection with the human
20 immunodeficiency virus (HIV). The court shall provide
21 information on the availability of HIV testing and counseling
22 at Department of Public Health facilities to all parties to
23 whom the results of the testing are revealed and shall direct
24 the State's Attorney to provide the information to the victim
25 when possible. A State's Attorney may petition the court to
26 obtain the results of any HIV test administered under this

1 Section, and the court shall grant the disclosure if the
2 State's Attorney shows it is relevant in order to prosecute a
3 charge of criminal transmission of HIV under Section 12-5.01 or
4 12-16.2 of the Criminal Code of 1961 against the defendant. The
5 court shall order that the cost of any such test shall be paid
6 by the county and may be taxed as costs against the convicted
7 defendant.

8 (i) All fines and penalties imposed under this Section for
9 any violation of Chapters 3, 4, 6, and 11 of the Illinois
10 Vehicle Code, or a similar provision of a local ordinance, and
11 any violation of the Child Passenger Protection Act, or a
12 similar provision of a local ordinance, shall be collected and
13 disbursed by the circuit clerk as provided under Section 27.5
14 of the Clerks of Courts Act.

15 (j) In cases when prosecution for any violation of Section
16 11-1.20, 11-1.30, 11-1.40, 11-1.50, 11-1.60, 11-6, 11-8, 11-9,
17 11-11, 11-14, 11-14.3, 11-14.4, 11-15, 11-15.1, 11-16, 11-17,
18 11-17.1, 11-18, 11-18.1, 11-19, 11-19.1, 11-19.2, 11-20.1,
19 11-20.1B, 11-20.3, 11-21, 11-30, 11-40, 12-13, 12-14, 12-14.1,
20 12-15, or 12-16 of the Criminal Code of 1961, any violation of
21 the Illinois Controlled Substances Act, any violation of the
22 Cannabis Control Act, or any violation of the Methamphetamine
23 Control and Community Protection Act results in conviction, a
24 disposition of court supervision, or an order of probation
25 granted under Section 10 of the Cannabis Control Act, Section
26 410 of the Illinois Controlled Substance Act, or Section 70 of

1 the Methamphetamine Control and Community Protection Act of a
2 defendant, the court shall determine whether the defendant is
3 employed by a facility or center as defined under the Child
4 Care Act of 1969, a public or private elementary or secondary
5 school, or otherwise works with children under 18 years of age
6 on a daily basis. When a defendant is so employed, the court
7 shall order the Clerk of the Court to send a copy of the
8 judgment of conviction or order of supervision or probation to
9 the defendant's employer by certified mail. If the employer of
10 the defendant is a school, the Clerk of the Court shall direct
11 the mailing of a copy of the judgment of conviction or order of
12 supervision or probation to the appropriate regional
13 superintendent of schools. The regional superintendent of
14 schools shall notify the State Board of Education of any
15 notification under this subsection.

16 (j-5) A defendant at least 17 years of age who is convicted
17 of a felony and who has not been previously convicted of a
18 misdemeanor or felony and who is sentenced to a term of
19 imprisonment in the Illinois Department of Corrections shall as
20 a condition of his or her sentence be required by the court to
21 attend educational courses designed to prepare the defendant
22 for a high school diploma and to work toward a high school
23 diploma or to work toward passing the high school level Test of
24 General Educational Development (GED) or to work toward
25 completing a vocational training program offered by the
26 Department of Corrections. If a defendant fails to complete the

1 educational training required by his or her sentence during the
2 term of incarceration, the Prisoner Review Board shall, as a
3 condition of mandatory supervised release, require the
4 defendant, at his or her own expense, to pursue a course of
5 study toward a high school diploma or passage of the GED test.
6 The Prisoner Review Board shall revoke the mandatory supervised
7 release of a defendant who wilfully fails to comply with this
8 subsection (j-5) upon his or her release from confinement in a
9 penal institution while serving a mandatory supervised release
10 term; however, the inability of the defendant after making a
11 good faith effort to obtain financial aid or pay for the
12 educational training shall not be deemed a wilful failure to
13 comply. The Prisoner Review Board shall recommit the defendant
14 whose mandatory supervised release term has been revoked under
15 this subsection (j-5) as provided in Section 3-3-9. This
16 subsection (j-5) does not apply to a defendant who has a high
17 school diploma or has successfully passed the GED test. This
18 subsection (j-5) does not apply to a defendant who is
19 determined by the court to be developmentally disabled or
20 otherwise mentally incapable of completing the educational or
21 vocational program.

22 (k) (Blank).

23 (l) (A) Except as provided in paragraph (C) of subsection
24 (l), whenever a defendant, who is an alien as defined by
25 the Immigration and Nationality Act, is convicted of any
26 felony or misdemeanor offense, the court after sentencing

1 the defendant may, upon motion of the State's Attorney,
2 hold sentence in abeyance and remand the defendant to the
3 custody of the Attorney General of the United States or his
4 or her designated agent to be deported when:

5 (1) a final order of deportation has been issued
6 against the defendant pursuant to proceedings under
7 the Immigration and Nationality Act, and

8 (2) the deportation of the defendant would not
9 deprecate the seriousness of the defendant's conduct
10 and would not be inconsistent with the ends of justice.

11 Otherwise, the defendant shall be sentenced as
12 provided in this Chapter V.

13 (B) If the defendant has already been sentenced for a
14 felony or misdemeanor offense, or has been placed on
15 probation under Section 10 of the Cannabis Control Act,
16 Section 410 of the Illinois Controlled Substances Act, or
17 Section 70 of the Methamphetamine Control and Community
18 Protection Act, the court may, upon motion of the State's
19 Attorney to suspend the sentence imposed, commit the
20 defendant to the custody of the Attorney General of the
21 United States or his or her designated agent when:

22 (1) a final order of deportation has been issued
23 against the defendant pursuant to proceedings under
24 the Immigration and Nationality Act, and

25 (2) the deportation of the defendant would not
26 deprecate the seriousness of the defendant's conduct

1 and would not be inconsistent with the ends of justice.

2 (C) This subsection (1) does not apply to offenders who
3 are subject to the provisions of paragraph (2) of
4 subsection (a) of Section 3-6-3.

5 (D) Upon motion of the State's Attorney, if a defendant
6 sentenced under this Section returns to the jurisdiction of
7 the United States, the defendant shall be recommitted to
8 the custody of the county from which he or she was
9 sentenced. Thereafter, the defendant shall be brought
10 before the sentencing court, which may impose any sentence
11 that was available under Section 5-5-3 at the time of
12 initial sentencing. In addition, the defendant shall not be
13 eligible for additional good conduct credit for
14 meritorious service as provided under Section 3-6-6.

15 (m) A person convicted of criminal defacement of property
16 under Section 21-1.3 of the Criminal Code of 1961, in which the
17 property damage exceeds \$300 and the property damaged is a
18 school building, shall be ordered to perform community service
19 that may include cleanup, removal, or painting over the
20 defacement.

21 (n) The court may sentence a person convicted of a
22 violation of Section 12-19, 12-21, 16-1.3, or 17-56, or
23 subsection (a) or (b) of Section 12-4.4a, of the Criminal Code
24 of 1961 (i) to an impact incarceration program if the person is
25 otherwise eligible for that program under Section 5-8-1.1, (ii)
26 to community service, or (iii) if the person is an addict or

1 alcoholic, as defined in the Alcoholism and Other Drug Abuse
2 and Dependency Act, to a substance or alcohol abuse program
3 licensed under that Act.

4 (o) Whenever a person is convicted of a sex offense as
5 defined in Section 2 of the Sex Offender Registration Act, the
6 defendant's driver's license or permit shall be subject to
7 renewal on an annual basis in accordance with the provisions of
8 license renewal established by the Secretary of State.

9 (Source: P.A. 96-348, eff. 8-12-09; 96-400, eff. 8-13-09;
10 96-829, eff. 12-3-09; 96-1200, eff. 7-22-10; 96-1551, Article
11 1, Section 970, eff. 7-1-11; 96-1551, Article 2, Section 1065,
12 eff. 7-1-11; 96-1551, Article 10, Section 10-150, eff. 7-1-11;
13 97-159, eff. 7-21-11; revised 9-14-11.)".