

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 Sexually Violent Persons Commitment Act is  
5 amended by changing Section 75 as follows:

6 (725 ILCS 207/75)

7 Sec. 75. Notice concerning conditional release, discharge,  
8 escape, death, or court-ordered change in the custody status of  
9 a detainee or civilly committed sexually violent person.

10 (a) As used in this Section, the term:

11 (1) "Act of sexual violence" means an act or attempted  
12 act that is a basis for an allegation made in a petition  
13 under paragraph (b) (1) of Section 15 of this Act.

14 (2) "Member of the family" means spouse, child,  
15 sibling, parent, or legal guardian.

16 (3) "Victim" means a person against whom an act of  
17 sexual violence has been committed.

18 (b) If the court places a civilly committed sexually  
19 violent person on conditional release under Section 40 or 60 of  
20 this Act or discharges a person under Section 65, or if a  
21 detainee or civilly committed sexually violent person escapes,  
22 dies, or is subject to any court-ordered change in custody  
23 status of the detainee or sexually violent person, the

1 Department shall make a reasonable attempt, if he or she can be  
2 found, to notify all of the following who have requested  
3 notification under this Act or under the Rights of Crime  
4 Victims and Witnesses Act:

5 (1) Whichever of the following persons is appropriate  
6 in accordance with the provisions of subsection (a) (3):

7 (A) The victim of the act of sexual violence.

8 (B) An adult member of the victim's family, if the  
9 victim died as a result of the act of sexual violence.

10 (C) The victim's parent or legal guardian, if the  
11 victim is younger than 18 years old.

12 (2) The Department of Corrections or the Department of  
13 Juvenile Justice.

14 (c) The notice under subsection (b) of this Section shall  
15 inform the Department of Corrections or the Department of  
16 Juvenile Justice and the person notified under paragraph (b) (1)  
17 of this Section of the name of the person committed under this  
18 Act and the date the person is placed on conditional release,  
19 discharged, or if a detainee or civilly committed sexually  
20 violent person escapes, dies, or is subject to any  
21 court-ordered change in the custody status of the detainee or  
22 sexually violent person. The Department shall send the notice,  
23 postmarked within one business day of the court order requiring  
24 the preparation of a conditional release plan under paragraph  
25 (b) (3) of Section 40 or subsection (f) of Section 60 and  
26 another notice postmarked within one business day of the court

1 ~~order approving the conditional release, discharge, at least 60~~  
2 ~~days before the date the person committed under this Act is~~  
3 ~~placed on conditional release, discharged, or if a detainee or~~  
4 ~~civilly committed sexually violent person escapes, dies, or is~~  
5 ~~subject to~~ any court-ordered change in the custody status of  
6 the detainee or sexually violent person, unless unusual  
7 circumstances do not permit advance written notification, or  
8 immediately if a detainee or civilly committed sexually violent  
9 person escapes or dies, to the Department of Corrections or the  
10 Department of Juvenile Justice and the last-known address of  
11 the person notified under paragraph (b) (1) of this Section.

12 (d) The Department shall design and prepare cards for  
13 persons specified in paragraph (b) (1) of this Section to send  
14 to the Department. The cards shall have space for these persons  
15 to provide their names and addresses, the name of the person  
16 committed under this Act and any other information the  
17 Department determines is necessary. The Department shall  
18 provide the cards, without charge, to the Attorney General and  
19 State's Attorneys. The Attorney General and State's Attorneys  
20 shall provide the cards, without charge, to persons specified  
21 in paragraph (b) (1) of this Section. These persons may send  
22 completed cards to the Department. All records or portions of  
23 records of the Department that relate to mailing addresses of  
24 these persons are not subject to inspection or copying under  
25 Section 3 of the Freedom of Information Act.

26 (Source: P.A. 94-696, eff. 6-1-06; 95-896, eff. 1-1-09.)

1           Section 99. Effective date. This Act takes effect upon  
2           becoming law.