

**99TH GENERAL ASSEMBLY****State of Illinois****2015 and 2016****SB0031**

Introduced 1/15/2015, by Sen. Julie A. Morrison

**SYNOPSIS AS INTRODUCED:**730 ILCS 150/3  
730 ILCS 150/6

Amends the Sex Offender Registration Act. Requires a person registering or a registered sex offender or sexual predator under the Sex Offender Registration Act whose place of employment is in a municipality or county, other than the municipality or county of primary registration, to report in person and provide the business name and address where he or she is employed to: (1) the chief of police in the municipality in which he or she is employed for a period of time of 5 or more days or for an aggregate period of time of more than 30 days during any calendar year, unless the municipality is the City of Chicago, in which case he or she shall register at the Chicago Police Department Headquarters; or (2) the sheriff in the county in which he or she is employed for a period of time of 5 or more days or for an aggregate period of time of more than 30 days during any calendar year in an unincorporated area or, if incorporated, no police chief exists. A person registering shall report the employment information required within 3 days of registration; and, if the person is registered under this Act on the effective date of this amendatory Act he or she shall report the information on or before March 1, 2016. In addition to updating his or her registration, if a registered sex offender changes employment to a municipality or county, other than the municipality or county of primary registration, he or she shall, within 3 days of the change in employment, report and provide information on his or her place of employment to the appropriate law enforcement agency where the employment is located.

LRB099 00157 MRW 20158 b

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 Sections 3 and 6 as follows:

6 (730 ILCS 150/3)

7 Sec. 3. Duty to register; duty to report employment.

8 (a) A sex offender, as defined in Section 2 of this Act, or  
9 sexual predator shall, within the time period prescribed in  
10 subsections (b) and (c), register in person and provide  
11 accurate information as required by the Department of State  
12 Police. Such information shall include a current photograph,  
13 current address, current place of employment, the sex  
14 offender's or sexual predator's telephone number, including  
15 cellular telephone number, the employer's telephone number,  
16 school attended, all e-mail addresses, instant messaging  
17 identities, chat room identities, and other Internet  
18 communications identities that the sex offender uses or plans  
19 to use, all Uniform Resource Locators (URLs) registered or used  
20 by the sex offender, all blogs and other Internet sites  
21 maintained by the sex offender or to which the sex offender has  
22 uploaded any content or posted any messages or information,  
23 extensions of the time period for registering as provided in

1 this Article and, if an extension was granted, the reason why  
2 the extension was granted and the date the sex offender was  
3 notified of the extension. The information shall also include a  
4 copy of the terms and conditions of parole or release signed by  
5 the sex offender and given to the sex offender by his or her  
6 supervising officer or aftercare specialist, the county of  
7 conviction, license plate numbers for every vehicle registered  
8 in the name of the sex offender, the age of the sex offender at  
9 the time of the commission of the offense, the age of the  
10 victim at the time of the commission of the offense, and any  
11 distinguishing marks located on the body of the sex offender. A  
12 sex offender convicted under Section 11-6, 11-20.1, 11-20.1B,  
13 11-20.3, or 11-21 of the Criminal Code of 1961 or the Criminal  
14 Code of 2012 shall provide all Internet protocol (IP) addresses  
15 in his or her residence, registered in his or her name,  
16 accessible at his or her place of employment, or otherwise  
17 under his or her control or custody. If the sex offender is a  
18 child sex offender as defined in Section 11-9.3 or 11-9.4 of  
19 the Criminal Code of 1961 or the Criminal Code of 2012, the sex  
20 offender shall report to the registering agency whether he or  
21 she is living in a household with a child under 18 years of age  
22 who is not his or her own child, provided that his or her own  
23 child is not the victim of the sex offense. The sex offender or  
24 sexual predator shall register:

- 25 (1) with the chief of police in the municipality in  
26 which he or she resides or is temporarily domiciled for a

1 period of time of 3 or more days, unless the municipality  
2 is the City of Chicago, in which case he or she shall  
3 register at the Chicago Police Department Headquarters; or

4 (2) with the sheriff in the county in which he or she  
5 resides or is temporarily domiciled for a period of time of  
6 3 or more days in an unincorporated area or, if  
7 incorporated, no police chief exists.

8 If the sex offender or sexual predator is employed at or  
9 attends an institution of higher education, he or she shall  
10 also register:

11 (i) with:

12 (A) the chief of police in the municipality in  
13 which he or she is employed at or attends an  
14 institution of higher education, unless the  
15 municipality is the City of Chicago, in which case he  
16 or she shall register at the Chicago Police Department  
17 Headquarters; or

18 (B) the sheriff in the county in which he or she is  
19 employed or attends an institution of higher education  
20 located in an unincorporated area, or if incorporated,  
21 no police chief exists; and

22 (ii) with the public safety or security director of the  
23 institution of higher education which he or she is employed  
24 at or attends.

25 The registration fees shall only apply to the municipality  
26 or county of primary registration, and not to campus

1 registration.

2 For purposes of this Article, the place of residence or  
3 temporary domicile is defined as any and all places where the  
4 sex offender resides for an aggregate period of time of 3 or  
5 more days during any calendar year. Any person required to  
6 register under this Article who lacks a fixed address or  
7 temporary domicile must notify, in person, the agency of  
8 jurisdiction of his or her last known address within 3 days  
9 after ceasing to have a fixed residence.

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

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

24 The sex offender or sexual predator shall provide accurate  
25 information as required by the Department of State Police. That  
26 information shall include the sex offender's or sexual

1 predator's current place of employment.

2 (a-5) An out-of-state student or out-of-state employee  
3 shall, within 3 days after beginning school or employment in  
4 this State, register in person and provide accurate information  
5 as required by the Department of State Police. Such information  
6 will include current place of employment, school attended, and  
7 address in state of residence. A sex offender convicted under  
8 Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or 11-21 of the  
9 Criminal Code of 1961 or the Criminal Code of 2012 shall  
10 provide all Internet protocol (IP) addresses in his or her  
11 residence, registered in his or her name, accessible at his or  
12 her place of employment, or otherwise under his or her control  
13 or custody. The out-of-state student or out-of-state employee  
14 shall register:

15 (1) with:

16 (A) the chief of police in the municipality in  
17 which he or she attends school or is employed for a  
18 period of time of 5 or more days or for an aggregate  
19 period of time of more than 30 days during any calendar  
20 year, unless the municipality is the City of Chicago,  
21 in which case he or she shall register at the Chicago  
22 Police Department Headquarters; or

23 (B) the sheriff in the county in which he or she  
24 attends school or is employed for a period of time of 5  
25 or more days or for an aggregate period of time of more  
26 than 30 days during any calendar year in an

1 unincorporated area or, if incorporated, no police  
2 chief exists; and

3 (2) with the public safety or security director of the  
4 institution of higher education he or she is employed at or  
5 attends for a period of time of 5 or more days or for an  
6 aggregate period of time of more than 30 days during a  
7 calendar year.

8 The registration fees shall only apply to the municipality  
9 or county of primary registration, and not to campus  
10 registration.

11 The out-of-state student or out-of-state employee shall  
12 provide accurate information as required by the Department of  
13 State Police. That information shall include the out-of-state  
14 student's current place of school attendance or the  
15 out-of-state employee's current place of employment.

16 (a-10) Any law enforcement agency registering sex  
17 offenders or sexual predators in accordance with subsections  
18 (a) or (a-5) of this Section shall forward to the Attorney  
19 General a copy of sex offender registration forms from persons  
20 convicted under Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or  
21 11-21 of the Criminal Code of 1961 or the Criminal Code of  
22 2012, including periodic and annual registrations under  
23 Section 6 of this Act.

24 (b) Any sex offender, as defined in Section 2 of this Act,  
25 or sexual predator, regardless of any initial, prior, or other  
26 registration, shall, within 3 days of beginning school, or

1 establishing a residence, place of employment, or temporary  
2 domicile in any county, register in person as set forth in  
3 subsection (a) or (a-5).

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

6 (1) Any person registered under the Habitual Child Sex  
7 Offender Registration Act or the Child Sex Offender  
8 Registration Act prior to January 1, 1996, shall be deemed  
9 initially registered as of January 1, 1996; however, this  
10 shall not be construed to extend the duration of  
11 registration set forth in Section 7.

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

17 (2.1) A sex offender or sexual predator, who has never  
18 previously been required to register under this Act, has a  
19 duty to register if the person has been convicted of any  
20 felony offense after July 1, 2011. A person who previously  
21 was required to register under this Act for a period of 10  
22 years and successfully completed that registration period  
23 has a duty to register if: (i) the person has been  
24 convicted of any felony offense after July 1, 2011, and  
25 (ii) the offense for which the 10 year registration was  
26 served currently requires a registration period of more



1 than 10 years. Notification of an offender's duty to  
2 register under this subsection shall be pursuant to Section  
3 5-7 of this Act.

4 (2.5) Except as provided in subsection (c)(4), any  
5 person who has not been notified of his or her  
6 responsibility to register shall be notified by a criminal  
7 justice entity of his or her responsibility to register.  
8 Upon notification the person must then register within 3  
9 days of notification of his or her requirement to register.  
10 Except as provided in subsection (c)(2.1), if notification  
11 is not made within the offender's 10 year registration  
12 requirement, and the Department of State Police determines  
13 no evidence exists or indicates the offender attempted to  
14 avoid registration, the offender will no longer be required  
15 to register under this Act.

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

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

25 (5) The person shall provide positive identification  
26 and documentation that substantiates proof of residence at

1 the registering address.

2 (6) The person shall pay a \$100 initial registration  
3 fee and a \$100 annual renewal fee to the registering law  
4 enforcement agency having jurisdiction. The registering  
5 agency may waive the registration fee if it determines that  
6 the person is indigent and unable to pay the registration  
7 fee. Thirty-five dollars for the initial registration fee  
8 and \$35 of the annual renewal fee shall be retained and  
9 used by the registering agency for official purposes.  
10 Having retained \$35 of the initial registration fee and \$35  
11 of the annual renewal fee, the registering agency shall  
12 remit the remainder of the fee to State agencies within 30  
13 days of receipt for deposit into the State funds as  
14 follows:

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

24 (B) Thirty dollars of the initial registration fee  
25 and \$30 of the annual renewal fee shall be remitted to  
26 the Department of State Police which shall deposit the

1 moneys into the Sex Offender Registration Fund and  
2 shall be used by the Department of State Police to  
3 maintain and update the Illinois State Police Sex  
4 Offender Registry.

5 (C) Thirty dollars of the initial registration fee  
6 and \$30 of the annual renewal fee shall be remitted to  
7 the Attorney General who shall deposit the moneys into  
8 the Attorney General Sex Offender Awareness, Training,  
9 and Education Fund. Moneys deposited into the Fund  
10 shall be used by the Attorney General to administer the  
11 I-SORT program and to alert and educate the public,  
12 victims, and witnesses of their rights under various  
13 victim notification laws and for training law  
14 enforcement agencies, State's Attorneys, and medical  
15 providers of their legal duties concerning the  
16 prosecution and investigation of sex offenses.

17 The registering agency shall establish procedures to  
18 document the receipt and remittance of the \$100 initial  
19 registration fee and \$100 annual renewal fee.

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

1 the law enforcement agency having jurisdiction.

2 (e) A person registering or a registered sex offender or  
3 sexual predator under this Act whose place of employment is in  
4 a municipality or county, other than the municipality or county  
5 of primary registration, shall report in person and provide the  
6 business name and address where he or she is employed to:

7 (1) the chief of police in the municipality in which he  
8 or she is employed for a period of time of 5 or more days or  
9 for an aggregate period of time of more than 30 days during  
10 any calendar year, unless the municipality is the City of  
11 Chicago, in which case he or she shall report at the  
12 Chicago Police Department Headquarters; or

13 (2) the sheriff in the county in which he or she is  
14 employed for a period of time of 5 or more days or for an  
15 aggregate period of time of more than 30 days during any  
16 calendar year in an unincorporated area or, if  
17 incorporated, no police chief exists.

18 If the person has multiple businesses or work locations,  
19 every business and work location must be reported as required  
20 under this subsection (e).

21 A person registering shall report the employment  
22 information required by this subsection within 3 days of  
23 registration; and, if the person is registered under this Act  
24 on the effective date of this amendatory Act of the 99th  
25 General Assembly he or she shall report the information on or  
26 before March 1, 2016.

1       The registration fees shall only apply to the municipality  
2       or county of primary registration, and not to the employment  
3       reporting under this subsection (e).

4       (Source: P.A. 97-155, eff 1-1-12; 97-333, eff. 8-12-11; 97-578,  
5       eff. 1-1-12; 97-1098, eff. 1-1-13; 97-1109, eff. 1-1-13;  
6       97-1150, eff. 1-25-13; 98-558, eff. 1-1-14; 98-612, eff.  
7       12-27-13.)

8               (730 ILCS 150/6)

9       Sec. 6. Duty to report; change of address, school, or  
10       employment; duty to inform. A person who has been adjudicated  
11       to be sexually dangerous or is a sexually violent person and is  
12       later released, or found to be no longer sexually dangerous or  
13       no longer a sexually violent person and discharged, or  
14       convicted of a violation of this Act after July 1, 2005, shall  
15       report in person to the law enforcement agency with whom he or  
16       she last registered no later than 90 days after the date of his  
17       or her last registration and every 90 days thereafter and at  
18       such other times at the request of the law enforcement agency  
19       not to exceed 4 times a year. Such sexually dangerous or  
20       sexually violent person must report all new or changed e-mail  
21       addresses, all new or changed instant messaging identities, all  
22       new or changed chat room identities, and all other new or  
23       changed Internet communications identities that the sexually  
24       dangerous or sexually violent person uses or plans to use, all  
25       new or changed Uniform Resource Locators (URLs) registered or

1 used by the sexually dangerous or sexually violent person, and  
2 all new or changed blogs and other Internet sites maintained by  
3 the sexually dangerous or sexually violent person or to which  
4 the sexually dangerous or sexually violent person has uploaded  
5 any content or posted any messages or information. Any person  
6 who lacks a fixed residence must report weekly, in person, to  
7 the appropriate law enforcement agency where the sex offender  
8 is located. Any other person who is required to register under  
9 this Article shall report in person to the appropriate law  
10 enforcement agency with whom he or she last registered within  
11 one year from the date of last registration and every year  
12 thereafter and at such other times at the request of the law  
13 enforcement agency not to exceed 4 times a year. If any person  
14 required to register under this Article lacks a fixed residence  
15 or temporary domicile, he or she must notify, in person, the  
16 agency of jurisdiction of his or her last known address within  
17 3 days after ceasing to have a fixed residence and if the  
18 offender leaves the last jurisdiction of residence, he or she,  
19 must within 3 days after leaving register in person with the  
20 new agency of jurisdiction. If any other person required to  
21 register under this Article changes his or her residence  
22 address, place of employment, telephone number, cellular  
23 telephone number, or school, he or she shall report in person,  
24 to the law enforcement agency with whom he or she last  
25 registered, his or her new address, change in employment,  
26 telephone number, cellular telephone number, or school, all new

1 or changed e-mail addresses, all new or changed instant  
2 messaging identities, all new or changed chat room identities,  
3 and all other new or changed Internet communications identities  
4 that the sex offender uses or plans to use, all new or changed  
5 Uniform Resource Locators (URLs) registered or used by the sex  
6 offender, and all new or changed blogs and other Internet sites  
7 maintained by the sex offender or to which the sex offender has  
8 uploaded any content or posted any messages or information, and  
9 register, in person, with the appropriate law enforcement  
10 agency within the time period specified in Section 3. In  
11 addition, if the change in place of employment is in a  
12 municipality or county, other than the municipality or county  
13 of primary registration, the person shall, within 3 days of the  
14 change in employment, report and provide information on his or  
15 her place of employment as provided in subsection (e) of  
16 Section 3 of this Act. If the sex offender is a child sex  
17 offender as defined in Section 11-9.3 or 11-9.4 of the Criminal  
18 Code of 1961 or the Criminal Code of 2012, the sex offender  
19 shall within 3 days after beginning to reside in a household  
20 with a child under 18 years of age who is not his or her own  
21 child, provided that his or her own child is not the victim of  
22 the sex offense, report that information to the registering law  
23 enforcement agency. The law enforcement agency shall, within 3  
24 days of the reporting in person by the person required to  
25 register under this Article, notify the Department of State  
26 Police of the new place of residence, change in employment,

1 telephone number, cellular telephone number, or school.

2 If any person required to register under this Article  
3 intends to establish a residence or employment outside of the  
4 State of Illinois, at least 10 days before establishing that  
5 residence or employment, he or she shall report in person to  
6 the law enforcement agency with which he or she last registered  
7 of his or her out-of-state intended residence or employment.  
8 The law enforcement agency with which such person last  
9 registered shall, within 3 days after the reporting in person  
10 of the person required to register under this Article of an  
11 address or employment change, notify the Department of State  
12 Police. The Department of State Police shall forward such  
13 information to the out-of-state law enforcement agency having  
14 jurisdiction in the form and manner prescribed by the  
15 Department of State Police.

16 (Source: P.A. 96-1094, eff. 1-1-11; 96-1104, eff. 1-1-11;  
17 97-333, eff. 8-12-11; 97-1150, eff. 1-25-13.)