



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3512

by Rep. Jaime M. Andrade, Jr.

SYNOPSIS AS INTRODUCED:

30 ILCS 105/5.462
30 ILCS 105/5.669 rep.
30 ILCS 105/5.694 rep.
730 ILCS 5/5-9-1.15
730 ILCS 150/3
730 ILCS 150/10
730 ILCS 150/11
730 ILCS 154/10
730 ILCS 154/60
730 ILCS 154/65

from Ch. 38, par. 230

Amends the Unified Code of Corrections. Provides that on the effective date the amendatory Act the Sex Offender Investigation Fund will be dissolved and the remaining balance shall be transferred into the Offender Registration Fund. Amends the Murderer and Violent Offender Against Youth Registration Act. Provides that the Murderer and Violent Offender Against Youth Registration Fund will be dissolved and the remaining balance shall be transferred into the Offender Registration Fund. Provides that provisions concerning the Murderer and Violent Offender Against Youth Registration Fund are repealed on January 1, 2020. Makes conforming changes to the State Finance Act and the Sex Offender Registration Act. Effective immediately.

LRB101 10534 SLF 55640 b

1 AN ACT concerning finance.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The State Finance Act is amended by changing
5 Section 5.462 as follows:

6 (30 ILCS 105/5.462)

7 Sec. 5.462. The ~~Sex~~ Offender Registration Fund.

8 (Source: P.A. 90-193, eff. 7-24-97; 90-655, eff. 7-30-98.)

9 (30 ILCS 105/5.669 rep.)

10 (30 ILCS 105/5.694 rep.)

11 Section 10. The State Finance Act is amended by repealing
12 Sections 5.669 and 5.694.

13 Section 15. The Unified Code of Corrections is amended by
14 changing Section 5-9-1.15 as follows:

15 (730 ILCS 5/5-9-1.15)

16 (Section scheduled to be repealed on July 1, 2019)

17 Sec. 5-9-1.15. Sex offender fines.

18 (a) There shall be added to every penalty imposed in
19 sentencing for a sex offense as defined in Section 2 of the Sex
20 Offender Registration Act an additional fine in the amount of

1 \$500 to be imposed upon a plea of guilty, stipulation of facts
2 or finding of guilty resulting in a judgment of conviction or
3 order of supervision.

4 (b) Such additional amount shall be assessed by the court
5 imposing sentence and shall be collected by the circuit clerk
6 in addition to the fine, if any, and costs in the case. Each
7 such additional penalty shall be remitted by the circuit clerk
8 within one month after receipt to the State Treasurer for
9 deposit into the ~~Sex~~ Offender Registration Investigation Fund.
10 The circuit clerk shall retain 10% of such penalty for deposit
11 into the Circuit Court Clerk Operation and Administrative Fund
12 created by the Clerk of the Circuit Court to cover the costs
13 incurred in administering and enforcing this Section. Such
14 additional penalty shall not be considered a part of the fine
15 for purposes of any reduction in the fine for time served
16 either before or after sentencing.

17 (c) Not later than March 1 of each year the clerk of the
18 circuit court shall submit to the State Comptroller a report of
19 the amount of funds remitted by him or her to the State
20 Treasurer under this Section during the preceding calendar
21 year. Except as otherwise provided by Supreme Court Rules, if a
22 court in sentencing an offender levies a gross amount for fine,
23 costs, fees and penalties, the amount of the additional penalty
24 provided for herein shall be collected from the amount
25 remaining after deducting from the gross amount levied all fees
26 of the circuit clerk, the State's Attorney, and the sheriff.

1 After deducting from the gross amount levied the fees and
2 additional penalty provided for herein, less any other
3 additional penalties provided by law, the clerk shall remit
4 \$100 of each \$500 additional fine imposed under this Section to
5 the State's Attorney of the county which prosecuted the case or
6 the local law enforcement agency that investigated the case
7 leading to the defendant's judgment of conviction or order of
8 supervision and after such remission the net balance remaining
9 to the entity authorized by law to receive the fine imposed in
10 the case. For purposes of this Section "fees of the circuit
11 clerk" shall include, if applicable, the fee provided for under
12 Section 27.3a of the Clerks of Courts Act and the fee, if
13 applicable, payable to the county in which the violation
14 occurred under Section 5-1101 of the Counties Code.

15 (c-5) Notwithstanding any other provision of law, in
16 addition to any other transfers that may be provided by law, on
17 the effective date of this amendatory Act of the 101st General
18 Assembly, or as soon thereafter as practical, the State
19 Comptroller shall direct and the State Treasurer shall transfer
20 the remaining balance from the Sex Offender Investigation Fund
21 into the Offender Registration Fund. Upon completion of the
22 transfers, the Sex Offender Investigation Fund is dissolved,
23 and any future deposits due to that Fund and any outstanding
24 obligations or liabilities of that Fund pass to the Offender
25 Registration Fund.

26 (d) Subject to appropriation, moneys in the ~~Sex~~ Offender

1 Registration Investigation Fund received under this Section
2 shall be used by the Department of State Police to investigate
3 alleged sex offenses ~~and to make grants to local law~~
4 ~~enforcement agencies to investigate alleged sex offenses as~~
5 ~~such grants are awarded by the Director of State Police under~~
6 ~~rules established by the Director of State Police.~~

7 (Source: P.A. 95-600, eff. 6-1-08; 95-876, eff. 8-21-08.
8 Repealed by P.A. 100-987, eff. 7-1-19.)

9 Section 20. The Sex Offender Registration Act is amended by
10 changing Sections 3, 10, and 11 as follows:

11 (730 ILCS 150/3)

12 Sec. 3. Duty to register.

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

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

1 child is not the victim of the sex offense. The sex offender or
2 sexual predator shall register:

3 (1) with the chief of police in the municipality in
4 which he or she resides or is temporarily domiciled for a
5 period of time of 3 or more days, unless the municipality
6 is the City of Chicago, in which case he or she shall
7 register at a fixed location designated by the
8 Superintendent of the Chicago Police Department; or

9 (2) with the sheriff in the county in which he or she
10 resides or is temporarily domiciled for a period of time of
11 3 or more days in an unincorporated area or, if
12 incorporated, no police chief exists.

13 If the sex offender or sexual predator is employed at or
14 attends an institution of higher education, he or she shall
15 also register:

16 (i) with:

17 (A) the chief of police in the municipality in
18 which he or she is employed at or attends an
19 institution of higher education, unless the
20 municipality is the City of Chicago, in which case he
21 or she shall register at a fixed location designated by
22 the Superintendent of the Chicago Police Department;
23 or

24 (B) the sheriff in the county in which he or she is
25 employed or attends an institution of higher education
26 located in an unincorporated area, or if incorporated,

1 no police chief exists; and

2 (ii) with the public safety or security director of the
3 institution of higher education which he or she is employed
4 at or attends.

5 The registration fees shall only apply to the municipality
6 or county of primary registration, and not to campus
7 registration.

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

16 A sex offender or sexual predator who is temporarily absent
17 from his or her current address of registration for 3 or more
18 days shall notify the law enforcement agency having
19 jurisdiction of his or her current registration, including the
20 itinerary for travel, in the manner provided in Section 6 of
21 this Act for notification to the law enforcement agency having
22 jurisdiction of change of address.

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

1 The agency of jurisdiction will document each weekly
2 registration to include all the locations where the person has
3 stayed during the past 7 days.

4 The sex offender or sexual predator shall provide accurate
5 information as required by the Department of State Police. That
6 information shall include the sex offender's or sexual
7 predator's current place of employment.

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

21 (1) with:

22 (A) the chief of police in the municipality in
23 which he or she attends school or is employed for a
24 period of time of 5 or more days or for an aggregate
25 period of time of more than 30 days during any calendar
26 year, unless the municipality is the City of Chicago,

1 in which case he or she shall register at a fixed
2 location designated by the Superintendent of the
3 Chicago Police Department; or

4 (B) the sheriff in the county in which he or she
5 attends school or is employed for a period of time of 5
6 or more days or for an aggregate period of time of more
7 than 30 days during any calendar year in an
8 unincorporated area or, if incorporated, no police
9 chief exists; and

10 (2) with the public safety or security director of the
11 institution of higher education he or she is employed at or
12 attends for a period of time of 5 or more days or for an
13 aggregate period of time of more than 30 days during a
14 calendar year.

15 The registration fees shall only apply to the municipality
16 or county of primary registration, and not to campus
17 registration.

18 The out-of-state student or out-of-state employee shall
19 provide accurate information as required by the Department of
20 State Police. That information shall include the out-of-state
21 student's current place of school attendance or the
22 out-of-state employee's current place of employment.

23 (a-10) Any law enforcement agency registering sex
24 offenders or sexual predators in accordance with subsections
25 (a) or (a-5) of this Section shall forward to the Attorney
26 General a copy of sex offender registration forms from persons

1 convicted under Section 11-6, 11-20.1, 11-20.1B, 11-20.3, or
2 11-21 of the Criminal Code of 1961 or the Criminal Code of
3 2012, including periodic and annual registrations under
4 Section 6 of this Act.

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

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

13 (1) Any person registered under the Habitual Child Sex
14 Offender Registration Act or the Child Sex Offender
15 Registration Act prior to January 1, 1996, shall be deemed
16 initially registered as of January 1, 1996; however, this
17 shall not be construed to extend the duration of
18 registration set forth in Section 7.

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

24 (2.1) A sex offender or sexual predator, who has never
25 previously been required to register under this Act, has a
26 duty to register if the person has been convicted of any

1 felony offense after July 1, 2011. A person who previously
2 was required to register under this Act for a period of 10
3 years and successfully completed that registration period
4 has a duty to register if: (i) the person has been
5 convicted of any felony offense after July 1, 2011, and
6 (ii) the offense for which the 10 year registration was
7 served currently requires a registration period of more
8 than 10 years. Notification of an offender's duty to
9 register under this subsection shall be pursuant to Section
10 5-7 of this Act.

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

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

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

6 (5) The person shall provide positive identification
7 and documentation that substantiates proof of residence at
8 the registering address.

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

22 (A) Five dollars of the initial registration fee
23 and \$5 of the annual fee shall be remitted to the State
24 Treasurer who shall deposit the moneys into the Sex
25 Offender Management Board Fund under Section 19 of the
26 Sex Offender Management Board Act. Money deposited

1 into the Sex Offender Management Board Fund shall be
2 administered by the Sex Offender Management Board and
3 shall be used by the Board to comply with the
4 provisions of the Sex Offender Management Board Act.

5 (B) Thirty dollars of the initial registration fee
6 and \$30 of the annual renewal fee shall be remitted to
7 the Department of State Police which shall deposit the
8 moneys into the Sex Offender Registration Fund and
9 shall be used by the Department of State Police to
10 maintain and update the Illinois State Police ~~Sex~~
11 Offender Registry.

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

24 The registering agency shall establish procedures to
25 document the receipt and remittance of the \$100 initial
26 registration fee and \$100 annual renewal fee.

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

9 (Source: P.A. 98-558, eff. 1-1-14; 98-612, eff. 12-27-13;
10 99-755, eff. 8-5-16.)

11 (730 ILCS 150/10) (from Ch. 38, par. 230)

12 Sec. 10. Penalty.

13 (a) Any person who is required to register under this
14 Article who violates any of the provisions of this Article and
15 any person who is required to register under this Article who
16 seeks to change his or her name under Article XXI of the Code
17 of Civil Procedure is guilty of a Class 3 felony. Any person
18 who is convicted for a violation of this Act for a second or
19 subsequent time is guilty of a Class 2 felony. Any person who
20 is required to register under this Article who knowingly or
21 willfully ~~willfully~~ gives material information required by this
22 Article that is false is guilty of a Class 3 felony. Any person
23 convicted of a violation of any provision of this Article
24 shall, in addition to any other penalty required by law, be
25 required to serve a minimum period of 7 days confinement in the

1 local county jail. The court shall impose a mandatory minimum
2 fine of \$500 for failure to comply with any provision of this
3 Article. These fines shall be deposited in the ~~Sex~~ Offender
4 Registration Fund. Any sex offender, as defined in Section 2 of
5 this Act, or sexual predator who violates any provision of this
6 Article may be arrested and tried in any Illinois county where
7 the sex offender can be located. The local police department or
8 sheriff's office is not required to determine whether the
9 person is living within its jurisdiction.

10 (b) Any person, not covered by privilege under Part 8 of
11 Article VIII of the Code of Civil Procedure or the Illinois
12 Supreme Court's Rules of Professional Conduct, who has reason
13 to believe that a sexual predator is not complying, or has not
14 complied, with the requirements of this Article and who, with
15 the intent to assist the sexual predator in eluding a law
16 enforcement agency that is seeking to find the sexual predator
17 to question the sexual predator about, or to arrest the sexual
18 predator for, his or her noncompliance with the requirements of
19 this Article is guilty of a Class 3 felony if he or she:

20 (1) provides false information to the law enforcement
21 agency having jurisdiction about the sexual predator's
22 noncompliance with the requirements of this Article, and,
23 if known, the whereabouts of the sexual predator;

24 (2) harbors, or attempts to harbor, or assists another
25 person in harboring or attempting to harbor, the sexual
26 predator; or

1 (3) conceals or attempts to conceal, or assists another
2 person in concealing or attempting to conceal, the sexual
3 predator.

4 (c) Subsection (b) does not apply if the sexual predator is
5 incarcerated in or is in the custody of a State correctional
6 facility, a private correctional facility, a county or
7 municipal jail, a State mental health facility or a State
8 treatment and detention facility, or a federal correctional
9 facility.

10 (d) Subsections (a) and (b) do not apply if the sex
11 offender accurately registered his or her Internet protocol
12 address under this Act, and the address subsequently changed
13 without his or her knowledge or intent.

14 (Source: P.A. 99-78, eff. 7-20-15.)

15 (730 ILCS 150/11)

16 Sec. 11. Offender Registration Fund ~~Sex-offender~~
17 ~~registration fund~~. There is created the Offender Registration
18 Fund (formerly known as the Sex Offender Registration Fund).
19 Moneys in the Fund shall be used to cover costs incurred by the
20 criminal justice system to administer this Article and the
21 Murderer and Violent Offender Against Youth Registration Act,
22 and for purposes as authorized under Section 5-9-1.15 of the
23 Unified Code of Corrections. The Department of State Police
24 shall establish and promulgate rules and procedures regarding
25 the administration of this Fund. ~~Fifty percent of the moneys in~~

1 ~~the Fund shall be allocated by the Department for sheriffs'~~
2 ~~offices and police departments.~~ The remaining moneys in the
3 Fund received under this amendatory Act of the 101st General
4 Assembly shall be allocated to the Illinois State Police Sex
5 Offender Registration Unit for education and administration of
6 the Act.

7 (Source: P.A. 93-979, eff. 8-20-04.)

8 Section 25. The Murderer and Violent Offender Against Youth
9 Registration Act is amended by changing Sections 10, 60, and 65
10 as follows:

11 (730 ILCS 154/10)

12 Sec. 10. Duty to register.

13 (a) A violent offender against youth shall, within the time
14 period prescribed in subsections (b) and (c), register in
15 person and provide accurate information as required by the
16 Department of State Police. Such information shall include a
17 current photograph, current address, current place of
18 employment, the employer's telephone number, school attended,
19 extensions of the time period for registering as provided in
20 this Act and, if an extension was granted, the reason why the
21 extension was granted and the date the violent offender against
22 youth was notified of the extension. A person who has been
23 adjudicated a juvenile delinquent for an act which, if
24 committed by an adult, would be a violent offense against youth

1 shall register as an adult violent offender against youth
2 within 10 days after attaining 17 years of age. The violent
3 offender against youth shall register:

4 (1) with the chief of police in the municipality in
5 which he or she resides or is temporarily domiciled for a
6 period of time of 5 or more days, unless the municipality
7 is the City of Chicago, in which case he or she shall
8 register at a fixed location designated by the
9 Superintendent of the Chicago Police Department; or

10 (2) with the sheriff in the county in which he or she
11 resides or is temporarily domiciled for a period of time of
12 5 or more days in an unincorporated area or, if
13 incorporated, no police chief exists.

14 If the violent offender against youth is employed at or
15 attends an institution of higher education, he or she shall
16 register:

17 (i) with the chief of police in the municipality in
18 which he or she is employed at or attends an institution of
19 higher education, unless the municipality is the City of
20 Chicago, in which case he or she shall register at a fixed
21 location designated by the Superintendent of the Chicago
22 Police Department; or

23 (ii) with the sheriff in the county in which he or she
24 is employed or attends an institution of higher education
25 located in an unincorporated area, or if incorporated, no
26 police chief exists.

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

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 violent offender against youth shall provide accurate
17 information as required by the Department of State Police. That
18 information shall include the current place of employment of
19 the violent offender against youth.

20 (a-5) An out-of-state student or out-of-state employee
21 shall, within 5 days after beginning school or employment in
22 this State, register in person and provide accurate information
23 as required by the Department of State Police. Such information
24 will include current place of employment, school attended, and
25 address in state of residence. The out-of-state student or
26 out-of-state employee shall register:

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

8 (2) with the sheriff in the county in which he or she
9 attends school or is employed for a period of time of 5 or
10 more days or for an aggregate period of time of more than
11 30 days during any calendar year in an unincorporated area
12 or, if incorporated, no police chief exists.

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

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

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

25 (1) Except as provided in paragraph (3) of this
26 subsection (c), any person who has not been notified of his

1 or her responsibility to register shall be notified by a
2 criminal justice entity of his or her responsibility to
3 register. Upon notification the person must then register
4 within 5 days of notification of his or her requirement to
5 register. If notification is not made within the offender's
6 10 year registration requirement, and the Department of
7 State Police determines no evidence exists or indicates the
8 offender attempted to avoid registration, the offender
9 will no longer be required to register under this Act.

10 (2) Except as provided in paragraph (3) of this
11 subsection (c), any person convicted on or after the
12 effective date of this Act shall register in person within
13 5 days after the entry of the sentencing order based upon
14 his or her conviction.

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

20 (4) The person shall provide positive identification
21 and documentation that substantiates proof of residence at
22 the registering address.

23 (5) The person shall pay a \$20 initial registration fee
24 and a \$10 annual renewal fee. The fees shall be deposited
25 into the ~~Murderer and Violent Offender Against Youth~~
26 Registration Fund. The fees shall be used by the

1 registering agency for official purposes. The agency shall
2 establish procedures to document receipt and use of the
3 funds. The law enforcement agency having jurisdiction may
4 waive the registration fee if it determines that the person
5 is indigent and unable to pay the registration fee.

6 (d) Within 5 days after obtaining or changing employment, a
7 person required to register under this Section must report, in
8 person to the law enforcement agency having jurisdiction, the
9 business name and address where he or she is employed. If the
10 person has multiple businesses or work locations, every
11 business and work location must be reported to the law
12 enforcement agency having jurisdiction.

13 (Source: P.A. 99-755, eff. 8-5-16.)

14 (730 ILCS 154/60)

15 Sec. 60. Penalty. Any person who is required to register
16 under this Act who violates any of the provisions of this Act
17 and any person who is required to register under this Act who
18 seeks to change his or her name under Article XXI of the Code
19 of Civil Procedure is guilty of a Class 3 felony. Any person
20 who is convicted for a violation of this Act for a second or
21 subsequent time is guilty of a Class 2 felony. Any person who
22 is required to register under this Act who knowingly or
23 willfully ~~wilfully~~ gives material information required by this
24 Act that is false is guilty of a Class 3 felony. Any person
25 convicted of a violation of any provision of this Act shall, in

1 addition to any other penalty required by law, be required to
2 serve a minimum period of 7 days confinement in the local
3 county jail. The court shall impose a mandatory minimum fine of
4 \$500 for failure to comply with any provision of this Act.
5 These fines shall be deposited into the ~~Murderer and Violent~~
6 Offender ~~Against Youth~~ Registration Fund. Any violent offender
7 against youth who violates any provision of this Act may be
8 arrested and tried in any Illinois county where the violent
9 offender against youth can be located. The local police
10 department or sheriff's office is not required to determine
11 whether the person is living within its jurisdiction.
12 (Source: P.A. 99-78, eff. 7-20-15.)

13 (730 ILCS 154/65)

14 Sec. 65. Murderer and Violent Offender Against Youth
15 Registration Fund. There is created the Murderer and Violent
16 Offender Against Youth Registration Fund. Moneys in the Fund
17 shall be used to cover costs incurred by the criminal justice
18 system to administer this Act. The Department of State Police
19 shall establish and promulgate rules and procedures regarding
20 the administration of this Fund. Fifty percent of the moneys in
21 the Fund shall be allocated by the Department for sheriffs'
22 offices and police departments. The remaining moneys in the
23 Fund shall be allocated to the Illinois State Police for
24 education and administration of the Act. Notwithstanding any
25 other provision of law, in addition to any other transfers that

1 may be provided by law, on the effective date of this
2 amendatory Act of the 101st General Assembly, or as soon
3 thereafter as practical before the repeal of this Section, the
4 State Comptroller shall direct and the State Treasurer shall
5 transfer the remaining balance from the Murderer and Violent
6 Offender Against Youth Registration Fund into the Offender
7 Registration Fund. Upon completion of the transfers, the
8 Murderer and Violent Offender Against Youth Registration Fund
9 is dissolved, and any future deposits due to that Fund and any
10 outstanding obligations or liabilities of that Fund pass to the
11 Offender Registration Fund. This Section is repealed on January
12 1, 2020.

13 (Source: P.A. 97-154, eff. 1-1-12.)

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.