

1 AN ACT in relation to criminal law.

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

4 Section 5. The Code of Criminal Procedure of 1963 is  
5 amended by adding Sections 112A-17.5 and 112A-28.5 as  
6 follows:

7 (725 ILCS 5/112A-17.5 new)

8 Sec. 112A-17.5. Notice of orders.

9 (a) Entry and issuance. When a person is charged with a  
10 criminal offense and released on bond and the victim of the  
11 offense is a family or household member and the condition of  
12 the bond is that the defendant refrain from contact or  
13 communications with the victim for a minimum period of 72  
14 hours following the defendant's release and refrain from  
15 entering or remaining at the victim's residence for a minimum  
16 period of 72 hours following the defendant's release or any  
17 other conditions restricting contact with the victim as the  
18 court imposes, the clerk shall immediately, or on the next  
19 court day, enter the order on the record and file it in  
20 accordance with circuit court procedures and provide a file  
21 stamped copy of the order to defendant, if present, and to  
22 the victim, if present.

23 (b) No Contact with family victim orders. The court  
24 order shall include the following information:

25 (1) the court case number.

26 (2) the issue date of the order.

27 (3) the expiration date of the order, not to exceed  
28 2 years.

29 (4) the defendant's name, sex, race, date of birth,  
30 height, weight, hair, and eye color.

31 (5) the conditions of bond, including specific

1 remedy.

2 (6) the victim's name.

3 (7) the protected person's name.

4 (8) the protected person's address.

5 (c) Filing with sheriff. The clerk of the judge who  
6 issued the order shall, on the same day that the order is  
7 issued, file a certified copy of that order with the sheriff.

8 (d) Service by sheriff. Unless the defendant was present  
9 in court when the order was issued, the sheriff, other law  
10 enforcement official, or special process server shall  
11 promptly serve that order upon the defendant and file proof  
12 of that service, in the manner provided for service of  
13 process.

14 (725 ILCS 5/112A-28.5 new)

15 Sec. 112A-28.5. Entry of orders into LEADS.

16 (a) The law enforcement agency of the unit of local  
17 government that received the order shall enter into the Law  
18 Enforcement Agencies Data System (LEADS) the no contact with  
19 family victim order information. The LEADS file must include  
20 the name and address of each person who has been charged with  
21 a criminal offense in which the victim of the offense is a  
22 family or household member and who has been released on bond  
23 in which the condition of the bond is that the defendant  
24 refrain from contact or communication with the victim for a  
25 minimum period of 72 hours following the defendant's release  
26 and refrain from entering or remaining at the victim's  
27 residence for a minimum period of 72 hours following the  
28 defendant's release or any other conditions restricting  
29 contact with the victim as the court imposes.

30 (b) The law enforcement agency of the unit of local  
31 government that received the order shall enter the no contact  
32 with family victim order into LEADS as soon as possible after  
33 receiving the order. The order must be entered into LEADS on

1 the same day the law enforcement agency receives the order.

2 (c) Retention. The information must be retained in LEADS  
3 in a history file for 90 days after the expiration date of  
4 the no contact with family victim order before the  
5 information may be removed from the LEADS file.

6 Section 10. The Illinois Domestic Violence Act of 1986  
7 is amended by adding Sections 217.5 and 302.5 as follows:

8 (750 ILCS 60/217.5 new)

9 Sec. 217.5. Notice of orders.

10 (a) Entry and issuance. When a person is charged with a  
11 criminal offense and released on bond and the victim of the  
12 offense is a family or household member and the condition of  
13 the bond is that the defendant refrain from contact or  
14 communications with the victim for a minimum period of 72  
15 hours following the defendant's release and refrain from  
16 entering or remaining at the victim's residence for a minimum  
17 period of 72 hours following the defendant's release or any  
18 other conditions restricting contact with the victim as the  
19 court imposes, the clerk shall immediately, or on the next  
20 court day, enter the order on the record and file it in  
21 accordance with circuit court procedures and provide a file  
22 stamped copy of the order to defendant, if present, and to  
23 the victim, if present.

24 (b) No Contact with family victim orders. The court  
25 order shall include the following information:

26 (1) the court case number.

27 (2) the issue date of the order.

28 (3) the expiration date of the order, not to exceed  
29 2 years.

30 (4) the defendant's name, sex, race, date of birth,  
31 height, weight, hair, and eye color.

32 (5) the conditions of bond, including specific

1 remedy.

2 (6) the victim's name.

3 (7) the protected person's name.

4 (8) the protected person's address.

5 (c) Filing with sheriff. The clerk of the judge who  
6 issued the order shall, on the same day that the order is  
7 issued, file a certified copy of that order with the sheriff.

8 (d) Service by sheriff. Unless the defendant was present  
9 in court when the order was issued, the sheriff, other law  
10 enforcement official, or special process server shall  
11 promptly serve that order upon the defendant and file proof  
12 of that service, in the manner provided for service of  
13 process.

14 (750 ILCS 60/302.5 new)

15 Sec. 302.5. Entry of orders into LEADS.

16 (a) The law enforcement agency of the unit of local  
17 government that received the order shall enter into the Law  
18 Enforcement Agencies Data System (LEADS) the no contact with  
19 family victim order information. The LEADS file must include  
20 the name and address of each person who has been charged with  
21 a criminal offense in which the victim of the offense is a  
22 family or household member and who has been released on bond  
23 in which the condition of the bond is that the defendant  
24 refrain from contact or communication with the victim for a  
25 minimum period of 72 hours following the defendant's release  
26 and refrain from entering or remaining at the victim's  
27 residence for a minimum period of 72 hours following the  
28 defendant's release or any other conditions restricting  
29 contact with the victim as the court imposes.

30 (b) The law enforcement agency of the unit of local  
31 government that received the order shall enter the no contact  
32 with family victim order into LEADS as soon as possible after  
33 receiving the order. The order must be entered into LEADS on

1 the same day the law enforcement agency receives the order.

2 (c) Retention. The information must be retained in LEADS  
3 in a history file for 90 days after the expiration date of  
4 the no contact with family victim order before the  
5 information may be removed from the LEADS file.

6 Section 99. Effective date. This Act takes effect upon  
7 becoming law.