

Bill	Description	Our Take	Bill Status/Next Hearing	More Info	More Info
Illinois 100th General Assembly -- bill information last updated 5/30/2018					
GOOD BILLS					
HB5131	Provides that recreational or athletic program or facility personnel who are required to report child abuse must complete mandated reporter training by a provider or agency with expertise in recognizing and reporting child abuse. Enhances the criminal penalty for any person who knowingly and willfully violates certain reporting requirements for mandated reporters. Enhances related criminal penalties.	We all want to protect our children from perpetrators of any type of abuse. People need to be trained on how to recognize child abuse.	4/13 Rule 19(a) / Re-referred to Rules Committee DEAD BILL		
HB5334	Provides that an employer may not refuse to hire an individual and may not discharge an individual because of the individual's criminal history unless the individual has one or more convictions and there is a direct relationship between one or more of an individual's convictions and the specific employment sought.	Employment is one of the most important things that an ex-offender needs to prevent recidivism and to get his or her life back on track.	4/13 Rule 19(a) / Re-referred to Rules Committee DEAD BILL		
HB5340	Eliminates revocation of a driver's license upon conviction for a sex offense. Amendment 2 appears to remove this language.	Individuals on the IL Sex Offender registry who have been convicted in 2007 (2008?) and beyond have been required to review the driver's license annually. This serves no purpose other than to add punishment in the form of an annual trip to the IL Secretary of State's Office to stand in line, get the vision checked, pay an annual \$30 fee and have a new photo taken. There is no beneficial reason to do this because it has nothing to do with one's ability to drive a vehicle. M	5/1 Rule 19(a) / Re-referred to Rules Committee DEAD BILL		

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HB5508	Provides that if a unit of local government determines that a person experiencing homelessness is living in a public space and requires that person to vacate the public space, the unit of local government shall: (i) provide a 48-hour notice to vacate to that person; (ii) offer to call a paramedic for medical treatment; (iii) offer to provide transportation to the nearest homeless shelter; and (iv) allow the person to collect all personal property and offer bags to transport the personal property.	under review	4/27 Rule 19(a) / Re-referred to Rules Committee DEAD BILL		
SB3388	Modifies the statute that authorizes the Adult Redeploy diversion program that automatically excluded "violent" offenders which included anyone convicted of a sexual offense. Under this bill anyone convicted of a probation-eligible offense would qualify to participate in an Adult Redeploy diversion program. Adult Redeploy's goal is to divert individuals from prison and to use evidence-based practices in assessment, supervision, treatment, and community involvement to improve public safety and offender outcomes.	Offenders should not be excluded from prison diversion programs based on a particular offense type. This is a good bill since it goes beyond the label to allow first time offenders convicted of lower level offenses to be treated in the community rather than being sent to prison.	5/30 Passed Both Houses	Adult Redeploy Illinois Website	
BAD BILLS					

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HB4200	<p>Provides that any registered sex offender (RSO) who loses his or her employment must register this in person within 3 days of loss of employment.</p> <p>This is a repeat of SB2912 from 2014 which passed the Senate on a vote of 047-002-003 but died in the House Judiciary Sex Offenses Subcommittee. Rep. Bennett has now made three attempts at getting this same bill through the House since he also filed HB4271 (2016) and HB309 (2017) and those bills both died in the same subcommittee.</p>	<p>DOES NOT IMPROVE PUBLIC SAFETY</p> <p>This bill clarifies the existing registration statute and was motivated by a decision in May 2013 in which the Fourth District Appellate Court tossed out a conviction for failure to register an employment change since they ruled that job loss did not constitute a change in "place of employment" pursuant to the Sex Offender Registration Act. State Senator Jason Barickman who co-sponsored SB2912 claimed it is only a clarification rather than a "get tough" bill. This bill means more registration requirements for RSOs at a time of job loss which can be a frequent occurrence for some. The ACLU of Illinois points out that this bill just layers on more laws and does nothing to improve public safety.</p>	<p>1/16 Referred to Rules Committee</p> <p>DEAD BILL</p>	<p>ACLU Opinion Feb. 2014</p>	<p>People v. Kayer - Appellate Court decision which was the motivation for this bill May 6, 2013</p>
HB4318	<p>Makes it a class 4 felony for almost anyone convicted of a sex offense to reside within 1 mile of the victim of the sex offense unless the home in question is owned by the SO and was purchased prior to the date of enactment of this law. Does not matter whether the former victim was a minor at the time of the offense or the current age of the former victim.</p>	<p>DOES NOT IMPROVE PUBLIC SAFETY</p> <p>This bill would make finding appropriate housing even more difficult than it already is for former offenders and their families and would add to the list of places where individuals convicted of a sex offense cannot reside. As indicated by the IL Sex Offenses and Sex Offender Registration Task Force Final Report, residence restrictions do not decrease sexual reoffending or sex crime rates. That report recommends that restrictions are tailored so that only those who are highest risk to reoffend should be subject to appropriate restrictions.</p>	<p>4/12 Motion Do Not Pass Judiciary - Criminal Committee; 003-002-000; - SUBCOMMITTEE</p> <p>4/12 Remains in Judiciary - Criminal Committee</p> <p>4/12 TABLED</p>	<p>Task Force Final Report</p>	
HB4539	<p>Prohibits inmates at an IDOC facility from possessing an image of a minor if he/she has been convicted of sexual assault, sexual abuse or pornography offense involving a minor victim.</p>	<p>It's unclear as to how this law will help protect society. A photo of loved-ones may be a motivation to stay strong in prison. Removing photos of loved-ones may further isolate inmates and increase the risk of recidivism post incarceration.</p>	<p>4/27 Rule 19(a) / Re-referred to Rules Committee</p> <p>DEAD BILL</p>		
HB4547	<p>Adds state fairs to the current county fair involvement prohibition for CSOs in 720 ILCS 5/11-9.3 (c-5).</p>	<p>DOES NOT IMPROVE PUBLIC SAFETY</p> <p>This bill adds to the list of ex post facto punitive restrictions already imposed on people who have finished their criminal sentences. As indicated in the IL Sex Offenses Sex Offender Registration Task Force Final Report, restrictions should be tailored so that only those who are highest risk to reoffend should be subject to appropriate restrictions. The IL General Assembly first needs to address the issue of funding an SOMB that can come up with a system of risk assessments and a proposed list of restrictions before adding any new restrictions.</p>	<p>2/6 Referred to Rules Committee</p> <p>DEAD BILL</p>	<p>Task Force Final Report</p>	

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HB4608	<p>Makes it illegal for a child sex offender (CSO) to operate a taxi, limo or transportation network vehicle like Uber or Lyft.</p> <p>NOTE: This bill has been filed 5 years in a row by Rep. Cavaletto.</p>	<p>As noted in the May 2013 NBC Chicago investigation, an individual already has to pass a background check to obtain state permits to drive school children. Why not fix deficiencies in their background check process by targeting the school bus and cab companies rather than creating another criminal offense for a CSO? This bill is just adding to the public hysteria over sex offenses when in fact most of the offenses are committed by people not currently on any sex offender registry since recidivism for sex offenders is <5% nationally. Employment restrictions are counterproductive to public safety since studies have shown that people who have jobs are less likely to re-offend.</p>	<p>4/13 Rule 19(a) / Re-referred to Rules Committee</p> <p>DEAD BILL</p>	<p>Chicago Tribune - Uber Driver Charged in Sexual Assault of Customer</p>	<p>NBC Chicago Report - May 2013</p>
HB4934	<p>Adds a 500 foot zone to the existing restriction in 720 ILCS 5/11-9.3 (A-10) on contacting/approaching minors in parks and playground/recreation areas in private buildings.</p>	<p>Presence restrictions have not been shown to improve public safety. This bill would add to the list of vague restrictions that can send a person previously convicted of a sex offense to jail for innocent conduct. How is a person to know that he/she is within 500 feet of a public park?</p>	<p>2/14 Referred to Rules Committee</p> <p>DEAD BILL</p>		
HB4935	<p>Requires all individuals on the IL Sex Offender Registry to notify his/her employer that he/she is required to register.</p>	<p>If an employer needs to know if an employee is on the sex offender registry he/she will run a background check or lookup this information on the internet. How is a registrant to prove that he/she has provided this notification? Why push this additional punitive responsibility on the registrant? If it is necessary to notify an employer then this should be the responsibility of the registering agency. Notifying employers will only contribute to further joblessness and reintegration of ex-offenders.</p>	<p>2/14 Referred to Rules Committee</p> <p>DEAD BILL</p>		

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HB5112	Provides that a prosecution for criminal sexual assault, aggravated criminal sexual assault, or aggravated criminal sexual abuse may be commenced at any time (rather than within 10 years of the commission of the offense if the victim reported the offense to law enforcement authorities within 3 years after the commission of the offense).	If police won't investigate a rape that occurred last week what are the chances they'll investigate one that happened 10 years ago? Ending the abomination of charging women for their own rape kits and putting a newfound premium on rape investigations are proposals that make sense. Opening the door to more 10-year-old claims — admittedly a rare event — does nothing to combat the problems of underreporting and lazy prosecution while only undermining the protections America affords defendants. The criminal justice system routinely fails rape victims, a crisis that no one should take lightly. But that the system tries, generally, to promote charges filed sooner rather than later to protect defendants and the integrity of trials, isn't one of those failings.	4/13 Rule 19(a) / Re-referred to Rules Committee DEAD BILL	Bill Cosby And Eliminating Statutes Of Limitation: A Truly Terrible Idea	
HB5279	Prosecution of sexual assault or abuse against a minor victim may commence at any time regardless as to whether corroborating physical evidence is available or an individual who is required to report an alleged or suspected commission of any of these offenses under the Abused and Neglected Child Reporting Act fails to do so.	We are unsure what this accomplishes following the passage of SB189 last year. See press release from AG Madigan using the link to the right.	2/16 Referred to Rules Committee DEAD BILL	AG Madigan: IL Eliminates Statutes of Limitations on Child Sex Abuse Crimes	
HB5647	Allows the State Police to revoke or deny issuance of a FOID card for any person with a misdemeanor sex offense conviction.	While gun safety is certainly a real concern this seems to be a bill looking to solve a problem that does not exist. There appears to be no real rationale for this law other than the fact that it is easy to pass more restrictive laws against a disfavored group of people in order to win the favor of voters.	2/16 Referred to Rules Committee DEAD BILL		
HB5667	Creates a statewide Animal Abuse Registry with a \$50 annual registration fee. Prohibits registrants from owning a companion animal or working with animals.	While we agree that animals need to be protected from those who may wish to harm them, we are opposed to the creation of any new public registry since it serves little public benefit other than to further punish the individuals that are on it. It's interesting to note that this bill allows for a judge to remove a person from the animal abuse registry but current laws don't afford this opportunity to an individual who committed a sex offense at the age of 18+ to be removed from the sex offender registry.	4/13 Rule 19(a) / Re-referred to Rules Committee DEAD BILL		

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SB1411	Provides that computers seized during the commission of indecent solicitation of a child, child pornography, aggravated child pornography, non-consensual dissemination of private sexual images, grooming, or traveling to meet a minor are forfeited and before there is to be a distribution of property or sale proceeds, the computers or monies seized and forfeited for those offenses may be used to support the training, equipment, or investigation needs of the child exploitation unit of the law enforcement agency. Provides that the computers may also be recommissioned for official use by the agency or destroyed. Provides that the law enforcement agency shall not be ordered by the court to return the computer to the defendant or his or her designee.	<p>Police forfeiture creates perverse incentives for how policing is conducted—whole police funding streams are designed around it. Police should not profit from taking property. According to the ACLU, "many police departments use forfeiture to benefit their bottom lines, making seizures motivated by profit rather than crime-fighting."</p> <p>This bill would lead to an increased abuse by police authority in confiscating computers. People with criminal records already face huge obstacles to reintegrating. You take away their computer and that is just another essential you have taken away from them to conduct job searches and even to obtain an online education.</p>	4/13 Rule 3-9(a) / Re-referred to Assignments DEAD BILL		
OTHER BILLS OF INTEREST					
HB5079	Among other things this bill amends the Sex Offender Registration Act. Provides that "sex offense" for registration purposes of the Act includes involuntary sexual servitude of a minor on and after January 1, 2019.	Adding more people to an already bloated and ineffective registry is not the solution to preventing future offenses. The IL General Assembly should spend its time fixing the broken system before continuing to propagate ineffective public policy.	4/13 Rule 19(a) / Re-referred to Rules Committee DEAD BILL		
HB5768	Amends 720 ILCS 5/11-1.40 (Predatory criminal sexual assault of a child) and 720 ILCS 5/11-9.1 (Sexual exploitation of a child) with new offenses that are an "attempt" to commit those offenses.	What is a "substantial step" toward commission of predatory criminal sexual assault? This is unclear and leaves a lot open to interpretation by the courts and a lot to the imagination as to exactly what is being criminalized in this new sort of offense.	4/13 Rule 19(a) / Re-referred to Rules Committee DEAD BILL		

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SB2271	Provides that a prosecution for any offense involving sexual conduct or sexual penetration in which the victim was 18 years of age or older at the time of the offense may be commenced within one year after the offense is discovered by the victim. Provides that the charging document shall state the reason why the offense was not discovered by the victim within the general limitation period provided in the Code.	It is unclear as to what it means that the offense is "discovered" by the victim? Is this a response to #MeToo?	5/30 Passed Both Houses		
SB2526	Includes a violation or attempted violation of involuntary sexual servitude of a minor or trafficking in persons based on involuntary sexual servitude of a minor as a sex offense for purposes of registration.	The fact that this is not added as a retroactive provision shows that the IL General Assembly recognizes that Sex Offender Registration is punitive in order to avoid an ex post facto challenge from someone to whom this new provision would apply. Registration and the Public Notification that goes with that registration is ineffective and is too broadly applied to individuals who do not pose a risk to reoffend and is therefore a poor use of public safety funds. Before adding more registrable offenses to the list of offenses that would qualify an individual to be on the list the IL General Assembly should spend its time on addressing recommendations listed in the 2017 task force report.	4/19 Senate: Third Reading - Passed; 052-000-000 5/18 House: Rule 19 (a) / Re-referred to Rules Committee DEAD BILL		
SB3104	Extends the offense of public indecency to individuals confined in penal institutions. A second violation or attempted violation to become a registrable sex offense.	Adding more people to an already bloated and ineffective registry is not the solution to preventing future offenses. The IL General Assembly should spend its time fixing the broken system before continuing to propagate ineffective public policy.	4/25 Senate: Third Reading - Passed; 056-000-001 5/18 House: Rule 19 (a) / Re-referred to Rules Committee DEAD BILL		
SB3489	This bill would allow those who are on the Murderer and Violent Offender Against Youth Registry to petition off the registry after 5 years.	Senate Amendment 1 removes the allowance to petition off. It just allows for a request to review information on the registry.	5/30 Passed Both Houses		
U.S. Congress					

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H.R.1188	Reauthorizes Funding for Adam Walsh Child Protection and Safety Act of 2006	The federal government needs to reauthorize the spending for this failed program which does little to protect children and continues to damage registrants and their families by preventing them from finding adequate jobs and housing.	5/22/17 Passed/agreed to in House: On motion to suspend the rules and pass the bill, as amended Agreed to by voice vote. 5/23/17 Received in the Senate and Read twice and referred to the Committee on the Judiciary.		