

GENERAL ORDER

NUMBER:

51.2



SUBJECT: CHILD MURDERER AND VIOLENT OFFENDER AGAINST YOUTH REGISTRATION ACT		
ISSUE DATE: NOV 14, 2007	RESCINDS:	DISTRIBUTION: 'A'
EFFECTIVE DATE: NOV 14, 2007	REFERENCE: See Page 6	
TERMINATION DATE: INDEFINITE		
AMENDED DATE: DEC 02, 2010		

PURPOSE:

To establish procedures which will enable the Department to fulfill its responsibilities as mandated by the Child Murderer and Violent Offender Against Youth Registration Act (730 ILCS 154/1 et seq.).

PROCEDURE:

The Child Murderer and Violent Offender Against Youth Act requires mandatory registering of certain child murderers and persons who have committed violent offenses against youth, and establishes uniform procedures for implementation.

I. Persons Required to Register (Refer to 730 ILCS 154/10) Under the Child Murderer and Violent Offender Against Youth Registration Act

A. Persons convicted of any of the following offenses, when the victim is a person under 18 years of age, the defendant is not a parent of the victim, and the offense was committed on or after January 1, 1996 (Refer to 730 ILCS 154/5[b][1]):

1. 720 ILCS 5/10-1, *Kidnapping*
2. 720 ILCS 5/10-2, *Aggravated Kidnapping*
3. 720 ILCS 5/10-3, *Unlawful Restraint*
4. 720 ILCS 5/10-3.1, *Aggravated Unlawful Restraint*

B. Persons convicted of *First Degree Murder* under Illinois Compiled Statutes 720 ILCS 5/9-1, when the victim was a person under 18 years of age and the defendant was at least 17 years of age at the time of the commission of the offense (Refer to 730 ILCS 154/5[b][2]).

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- C. Persons convicted of *Child Abduction* under Illinois Compiled Statutes 720 ILCS 5/10-5[b][10], when committed by luring or attempting to lure a child under the age of 16 into a motor vehicle, building, housetrailer, or dwelling place without the consent of the parent or lawful custodian of the child for other than a lawful purpose, and the offense was committed on or after January 1, 1998 (Refer to 730 ILCS 154/5[b][3]).
- D. Persons convicted of a violation of Forcible Detention (720 ILCS 5/10-4) if the victim is under 18 years of age and the offense was committed on or after July 1, 1999 (Refer to 730 ILCS 154/5[b][4]).
- E. Any person convicted of attempting to commit any of the above listed offenses.
- F. Any person found not guilty by reason of insanity, or is the subject of a finding not resulting in an acquittal as defined in 730 ILCS 154/5[a][1][B] through [F], of any of the above listed offenses.
- G. Any person convicted of a violation of any former law of the State of Illinois substantially equivalent to any of the above listed offenses.
- H. Persons convicted or adjudicated for a violation or attempted violation of federal law, Uniform Code of Military Justice, or law of another State or foreign country that is substantially equivalent to any of the above listed offenses (Refer to 730 ILCS 154/5[c]).
- I. Persons convicted of any of the above listed offenses when the offense was sexually motivated are required to register under the Sex Offender Registration Act - 730 ILCS 150/1 et seq.
- J. Persons adjudicated a juvenile delinquent as the result of committing or attempting to commit an act which, if committed by an adult, would be a violent offense against youth. Such persons will register as an adult violent offender against youth within 10 days after attaining 17 years of age.

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II. Registration Parameters

Convicted violent offenders against youth mandated to register under the Child Murderer and Violent Offender Against Youth Act must:

- A. Within five (5) days of their conviction or release from a corrections facility or other penal institution, register in person with the law enforcement agency of jurisdiction in which the offender resides.
- B. Within five (5) days of changing their residence address, notify in writing the law enforcement agency with whom they last registered their new address.
- C. Within five (5) days of changing their residence, or if staying temporarily at a location other than their registered address, and that temporary stay will exceed a total of five (5) days, register in person with the law enforcement agency having jurisdiction of the new or temporary residence address.
- D. Renew their registration with the law enforcement agency with whom they last registered, one year from the date of that registration, and every year thereafter.
- E. Comply with all other reporting requirements established by current statutes.

III. Registration Procedure

- A. Child murderers and violent offenders against youth who reside within the Department's jurisdiction and who are required to register under the Act will be required to report in person to the Public Information Desk to initiate the registration process. Registration shall only be conducted between 0800 and 2000 hours, Monday through Friday.
- B. When such an offender comes to the Public Information Desk, personnel will notify an On-Duty Criminal Investigation Bureau Supervisor, who shall assign an investigator to complete the registration process.
- C. The officer assigned shall complete an ***Incident/Offense Report*** utilizing "Information For Police" as the offense

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classification with an offense code of '7220', after completing the following steps:

1. The officer will interview the subject and conduct computer inquiries to verify that the subject is mandated to register under the Act. Verification would include state or federal criminal history responses which indicate convictions for qualifying offenses and/or an existing Law Enforcement Agency Data System (LEADS) caution as a violent offender against youth. All computer printouts containing such relevant information will be attached to the incident case report.
2. Upon confirmation, obtain information necessary to complete the Illinois Child Murderer and Violent Offender Against Youth Offender Registration Act - Registration Form (Refer to Appendix 'A').
 - a. The officer will then type or legibly print the requested information on the front of the form.
 - b. The officer will then have the offender sign and date the bottom of the front of the form.
 - c. The officer will then sign and date the bottom of the front of the form.
 - d. The officer will read each warning statement on the back of the form to the offender, and have the offender initial each statement.
 - e. The officer will then have the offender sign and date the bottom of the back of the form, acknowledging the warning statements have been explained and that they understand their obligations under the Act.
 - f. The officer will then complete the requested information on the bottom of the back of the form and sign it.
3. The officer will take two (2) photographs of the registrant (head and shoulders area).

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4. The officer will provide the offender with a photocopy of the completed form.
- D. The reporting officer will submit the following to the On-Duty Criminal Investigation Bureau Supervisor for review and approval:
1. The original, signed and completed **Illinois Child Murderer and Violent Offender Against Youth Registration Act - Registration Form**. The original registration form must be retained until the requirements for the subject to register have expired.
 2. The original, completed **Incident/Offense Report** with computer printouts attached, and three (3) sets of photocopies of all documents.
 3. The two photographs of the registrant.
- E. The officer will fingerprint the registrant if it is the registrant's initial registration with this Department, and shall forward the fingerprints to the Illinois State Police.

IV. Supervisor Responsibilities

Upon receipt of documentation of a child murderer and violent offender against youth registration, the On-Duty Criminal Investigation Bureau Supervisor, or designee shall:

- A. Prepare a Child Murderer and Violent Offender Against Youth File for each registrant, to be maintained within the records of the Criminal Investigation Bureau.
- B. Have all new and updated information relative to and provided by the registrant entered into LEADS as a Caution File within three (3) days.
- C. Mail one (1) photograph of each registrant to the Illinois State Police - SOR Unit. The photograph will have the offender's name, date of birth, race, gender and State Identification Number printed on the back.

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D. Facilitate the verification of the address provided by each registrant at least once per year after initial registration requirements are met.

V. Documenting Contact with Child Murderer and Violent Offenders Against Youth

In addition to the registration process, whenever an officer comes in contact with a registered child murderer and violent offender against youth, a LEADS Add-On entry shall be made through Northwest Central Dispatch System. Information in the LEADS Add-On should include:

- A. Date and time of incident.
- B. Specific location of contact.
- C. Reason for contact (e.g., traffic, suspicious activity).
- D. Officer's last name, star number, and agency name.
- E. Vehicle description.
- F. Names, addresses, and ages of vehicle occupants.
- G. Report number used to document the incident (if any).
- H. Any and all enforcement action taken.
- I. Other miscellaneous information deemed appropriate.

VI. Dissemination of Child Murderer and Violent Offender Against Youth Registration Information

- A. Child murderer and violent offender against youth registration information may be disseminated to other law enforcement agencies when required for investigative purposes.
- B. Dissemination of any information obtained under this Act and/or contained in the Child Murderer and Violent Offender Against Youth Registration File to the public shall be in accordance with applicable laws and the provisions specified in General Order #82.2 - *Community Notification Laws*.

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REFERENCES:

Illinois Compiled Statutes -

- 720 ILCS 5/1-1 et seq. - Illinois Criminal Code
- 730 ILCS 150/1 et seq. - Sex Offender Registration Act
- 730 ILCS 154/1 et seq. - Child Murderer and Violent Offender Against Youth Registration Act

Arlington Heights Police Department Operations Manual -

- General Order #82.2 - Community Notification Laws

APPENDIX:

- 'A' - Child Murderer and Violent Offender Against Youth
Registration Act - Registration Form

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**APPENDIX 'A' - CHILD MURDERER AND VIOLENT OFFENDER AGAINST YOUTH
REGISTRATION ACT - REGISTRATION FORM
(FRONT SIDE)**

- ☐ Juvenile Delinquent
☐ Child Murderer
☐ Other Violent Offender

**ILLINOIS CHILD MURDERER AND VIOLENT OFFENDER
AGAINST YOUTH REGISTRATION ACT
REGISTRATION FORM**

Photo Required
(Please type or print using black ink)

Initial Registration: <input type="checkbox"/>	Annual: <input type="checkbox"/>	Homeless Weekly: <input type="checkbox"/>	Change of Address: <input type="checkbox"/>	School: <input type="checkbox"/>	Employment: <input type="checkbox"/>
Last Name:					
First Name:		Middle Name:			
DOB:	Sex:	Race:	POB:		
Resident Address:			Apartment #:		
City:	State:	Zip:	County:		
Telephone:		SSN:			
Scars/Marks/Tattoos:					
Hgt:	Wgt:	Hair:	Eyes:	DNA: <input type="checkbox"/> Yes <input type="checkbox"/> No	
Aliases:					
FBI:	SID:	LEADS #:			
DOC #:	Chgo IR #:	Misc #:			
DLN:	State:	Expiration Date:			
Vehicle Make:	Model:	Year:			
License Plate #:	VIN #:	Color:			
Date of Conviction / Adjudication:			Age of Victim(s):		
County of Conviction:			State of Conviction:		
Offense:			Statute:		
Citation Code:			Sentence:		
EMPLOYMENT INFORMATION					
Employer's Name:			Employed Since:		
Employer's Address:			Employer's Phone Number:		
City:	State:	Zip:	County:		
SCHOOL / INSTITUTION OF HIGHER EDUCATION INFORMATION					
School/Institution of Higher Education Name:			Date Enrolled:		
School Address:					
City:	State:	Zip:	County:		
Additional Information:					
<input type="checkbox"/> Yes <input type="checkbox"/> No The State's Attorney of the county of conviction has provided a Verification of Case Facts Document verifying this offense was not sexually motivated.					
Registering Official's Signature _____			Date _____		
Signature of Registrant _____			Date _____		
Registration is not valid until Page 2 is completed. Offender must sign both page 1 and 2.					

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ISP 5-751 (4/07)

NOTE: Size of the **Sex Offender Registration Act - Registration Form** (Front Side) has been reduced for purposes of documentation in this Order.

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**APPENDIX 'A' - CHILD MURDERER AND VIOLENT OFFENDER AGAINST YOUTH
REGISTRATION ACT - REGISTRATION FORM
(BACK SIDE)**

DUTY TO REGISTER. READ FOLLOWING TO OFFENDER and OFFENDER MUST INITIAL EACH.

- You must renew your registration in person with the law enforcement agency having jurisdiction within one year from the date of your most recent registration until your expungement date.
- If you are an offender identified as a child murderer you must register in person every year for the period of your natural life.
- Failure to comply with the provisions of the Child Murderer and Violent Offender Against Youth Registration Act is a Class 3 felony. It is a Class 2 felony if you have a second or subsequent conviction for violation of this Act. Any person who is required to register under this Act who knowingly or willfully gives material information required by this Act that is false is guilty of a Class 3 felony. **Failure to comply with any provisions of the Act mandates revocation of probation, mandatory supervised release, parole, or conditional release.**
- The term of registration will be administratively extended by the Illinois State Police 10 years for failure to comply with any provisions of the Act.
- You must register within 5 days of conviction when sentenced to probation or upon release, parole, or discharge from prison or mental hospital. Reconfinement due to violation of parole or other circumstances which relate to the original conviction or adjudication shall extend the period of registration to 10 years after final parole, discharge, or release. You must register, in person, with the police department or, if none, the sheriff's office having jurisdiction where you reside for a period of 10 years.
- Any person required to register under this Act who lacks a fixed residence must notify the agency with jurisdiction of the last known address within 5 days after ceasing to have a fixed residence, and if the offender leaves the last jurisdiction of residence, the offender must, within 48 hours after leaving, register in person with the new agency of jurisdiction and must report weekly in person with the agency having jurisdiction.
- If you intend to establish a residence or employment outside of Illinois, you must report in person to the agency with whom you last registered in Illinois at least 10 days prior.
- If you attend a school, post secondary, trade, professional institution, institution of higher education or are employed in another state, you must register in both states within 5 days of beginning school or employment. All changes of school status (commencement or termination) and employment must be reported within 5 days of change.
- If you attend and/or are employed at an institution of higher education, you must register, in person, with the jurisdiction of residence and jurisdiction where the institution of higher education is located within 5 days of beginning school or employment. All changes of status in enrollment and/or employment at an institution of higher education (commencement, termination, and any and all changes) must be reported in person within 5 days of changes with both agencies of jurisdiction.
- An out-of-state student and/or out-of-state employee residing in another state but attending school/institution of higher education, and/or employed in Illinois, must, within 5 days of beginning school or employment, register with the agency of jurisdiction where the school/institution of higher education or employment is located.
- Within 5 days of changing your address, you must report your new address in person with the law enforcement agency with whom you last registered. You must, within 5 days of changing your address, register in person with the police department or, if none, the sheriff's office having jurisdiction at your new address. Temporary absences for more than 5 days in a calendar year require you to register your new address.
- You must register your employment or school information within 5 days of obtaining employment or attending a school. All changes to employment or school status must be registered in person within 5 days of the change.

Failure to register is a criminal offense and will extend my registration period 10 years from my next registration, if not already subject to lifetime registration.

According to 720 ILCS 5/11-9.3 & 9.4, if you were convicted of child abduction, kidnapping, aggravated kidnapping, unlawful restraint, aggravated unlawful restraint or an attempt to commit any of these offenses, you are considered a child sex offender. According to Illinois law, you may not reside or loiter within 500 feet of a school, park, or playground. You may also not reside or loiter within 500 feet of a facility providing services directed exclusively toward persons under 18 years of age. The only exception is if you, the child sex offender, owned the property before July 7, 2000.

I HAVE READ AND/OR HAD READ TO ME, THE ABOVE REQUIREMENTS. IT HAS BEEN EXPLAINED TO ME AND I UNDERSTAND MY DUTY TO REGISTER ON OR BEFORE _____. All ending registration dates will be determined by the Illinois State Police. To verify the ending registration date, contact the Illinois State Police at 217/785-0653 or mail correspondence to the address listed below.

Signature of Registrant _____ Date _____

Offender must sign both page 1 and page 2 for registration to be considered valid.

Registering Official's Name (Print) _____

Registering Agency: _____

Address: _____

City, Zip, County: _____

Registering Official's Signature: _____

For additional information: Illinois State Police, SOR Unit, 201 East Adams, Suite 150, Springfield, IL 62701-1243 or by phone (217) 785-0653.

One copy to Offender

One copy to Illinois State Police

Retain Original for your files

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NOTE: Size of the **Sex Offender Registration Act - Registration Form** (Back Side) has been reduced for purposes of documentation in this Order.