



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB4396

by Rep. Thomas M. Bennett

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-2.5-61

730 ILCS 5/3-5-3

from Ch. 38, par. 1003-5-3

Amends the Unified Code of Corrections. Provides that the Director of Juvenile Justice and the Director of Corrections shall make quarterly reports to the Governor and the General Assembly concerning each incident of assault by a committed person toward Department of Juvenile Justice or Department of Corrections staff. Provides that these reports shall specify the facility where the incident occurred, the classification of offender that committed the assault, and the nature of the injury to the staff member, if any. Provides that the Director of Juvenile Justice and the Director of Corrections shall make quarterly reports to the Governor and the General Assembly concerning the use of force incidents administered by Department staff on persons committed to the Department. Provides that the reports shall specify the facility where the incident occurred, the classification of the offender that was the recipient of the use of force, and the nature of the injury, if any.

LRB100 16282 RLC 31405 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 Unified Code of Corrections is amended by
5 changing Sections 3-2.5-61 and 3-5-3 as follows:

6 (730 ILCS 5/3-2.5-61)

7 Sec. 3-2.5-61. Annual and other reports.

8 (a) The Director shall make an annual report to the
9 Governor and General Assembly concerning persons committed to
10 the Department, its institutions, facilities, and programs, of
11 all moneys expended and received, and on what accounts expended
12 and received no later than January 1 of each year. The report
13 shall include the ethnic and racial background data, not
14 identifiable to an individual, of all persons committed to the
15 Department, its institutions, facilities, programs, and
16 outcome measures established with the Juvenile Advisory Board.

17 (b) The Department of Juvenile Justice shall, by January 1,
18 April 1, July 1, and October 1 of each year, transmit to the
19 Governor and General Assembly, a report which shall include the
20 following information:

21 (1) the number of youth in each of the Department's
22 facilities and the number of youth on aftercare;

23 (2) the demographics of sex, age, race and ethnicity,

1 classification of offense, and geographic location where
2 the offense occurred;

3 (3) the educational and vocational programs provided
4 at each facility and the number of residents participating
5 in each program;

6 (4) the present capacity levels in each facility; and

7 (5) the ratio of the security staff to residents in
8 each facility by federal Prison Rape Elimination Act (PREA)
9 definitions.

10 (c) The Director shall make quarterly reports to the
11 Governor and the General Assembly concerning each incident of
12 assault by a committed person toward Department of Juvenile
13 Justice staff. These reports shall specify the facility where
14 the incident occurred, the classification of the offender that
15 committed the assault, and the nature of the injury to the
16 staff member, if any.

17 (d) The Director shall make quarterly reports to the
18 Governor and the General Assembly concerning the use of force
19 incidents administered by Department of Juvenile Justice staff
20 on persons committed to the Department. The reports shall
21 specify the facility where the incident occurred, the
22 classification of the offender that was the recipient of the
23 use of force, and the nature of the injury, if any.

24 (Source: P.A. 99-255, eff. 1-1-16.)

25 (730 ILCS 5/3-5-3) (from Ch. 38, par. 1003-5-3)

1 Sec. 3-5-3. Annual and other Reports.

2 (a) The Director shall make an annual report to the
3 Governor and General Assembly concerning persons committed to
4 the Department, its institutions, facilities and programs, of
5 all moneys expended and received, and on what accounts expended
6 and received. The report shall include the ethnic and racial
7 background data, not identifiable to an individual, of all
8 persons committed to the Department, its institutions,
9 facilities, and programs.

10 (b) (Blank).

11 (c) The Director may require such reports from division
12 administrators, chief administrative officers and other
13 personnel as he deems necessary for the administration of the
14 Department.

15 (d) (Blank).

16 (e) The Director shall make quarterly reports to the
17 Governor and the General Assembly concerning each incident of
18 assault by a committed person toward Department of Corrections
19 staff. These reports shall specify the facility where the
20 incident occurred, the classification of offender that
21 committed the assault, and the nature of the injury to the
22 staff member, if any.

23 (f) The Director shall make quarterly reports to the
24 Governor and the General Assembly concerning the use of force
25 incidents administered by Department of Corrections staff on
26 persons committed to the Department. The reports shall specify

1 the facility where the incident occurred, the classification of
2 the offender that was the recipient of the use of force, and
3 the nature of the injury, if any.

4 (Source: P.A. 97-800, eff. 7-13-12; 98-528, eff. 1-1-15.)