



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

HB3089

by Rep. Camille Y. Lilly

#### SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-14-1

from Ch. 38, par. 1003-14-1

Amends the Unified Code of Corrections. Provides that the Department of Corrections shall enter into contracts with the Department of Human Services, the Department of Healthcare and Family Services, and any other appropriate State agencies as the Department of Corrections may direct so that those Departments or agencies may assist persons released from institutions and facilities of the Department of Corrections in obtaining the services provided by those Departments. Provides for the type of services available to released persons. Provides that at least 45 days before the scheduled discharge of a person committed to the custody of the Department of Corrections, the Department shall inform the person that those Departments shall provide that assistance. Provides that if the county or municipality of the released person's residence has established a program for reentry of persons into the community who have been committed to the Department, the Department of Corrections shall inform the person about that program. Provides that the assistance provided under this provision shall be available to the person during the term of his or her parole or mandatory supervised release.

LRB101 10039 RLC 55141 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 Section 3-14-1 as follows:

6 (730 ILCS 5/3-14-1) (from Ch. 38, par. 1003-14-1)

7 Sec. 3-14-1. Release from the institution.

8 (a) Upon release of a person on parole, mandatory release,  
9 final discharge or pardon the Department shall return all  
10 property held for him, provide him with suitable clothing and  
11 procure necessary transportation for him to his designated  
12 place of residence and employment. It may provide such person  
13 with a grant of money for travel and expenses which may be paid  
14 in installments. The amount of the money grant shall be  
15 determined by the Department.

16 (a-1) The Department shall, before a wrongfully imprisoned  
17 person, as defined in Section 3-1-2 of this Code, is discharged  
18 from the Department, provide him or her with any documents  
19 necessary after discharge.

20 (a-2) The Department of Corrections may establish and  
21 maintain, in any institution it administers, revolving funds to  
22 be known as "Travel and Allowances Revolving Funds". These  
23 revolving funds shall be used for advancing travel and expense

1 allowances to committed, paroled, and discharged prisoners.  
2 The moneys paid into such revolving funds shall be from  
3 appropriations to the Department for Committed, Paroled, and  
4 Discharged Prisoners.

5 (b) (Blank).

6 (c) Except as otherwise provided in this Code, the  
7 Department shall establish procedures to provide written  
8 notification of any release of any person who has been  
9 convicted of a felony to the State's Attorney and sheriff of  
10 the county from which the offender was committed, and the  
11 State's Attorney and sheriff of the county into which the  
12 offender is to be paroled or released. Except as otherwise  
13 provided in this Code, the Department shall establish  
14 procedures to provide written notification to the proper law  
15 enforcement agency for any municipality of any release of any  
16 person who has been convicted of a felony if the arrest of the  
17 offender or the commission of the offense took place in the  
18 municipality, if the offender is to be paroled or released into  
19 the municipality, or if the offender resided in the  
20 municipality at the time of the commission of the offense. If a  
21 person convicted of a felony who is in the custody of the  
22 Department of Corrections or on parole or mandatory supervised  
23 release informs the Department that he or she has resided,  
24 resides, or will reside at an address that is a housing  
25 facility owned, managed, operated, or leased by a public  
26 housing agency, the Department must send written notification

1 of that information to the public housing agency that owns,  
2 manages, operates, or leases the housing facility. The written  
3 notification shall, when possible, be given at least 14 days  
4 before release of the person from custody, or as soon  
5 thereafter as possible. The written notification shall be  
6 provided electronically if the State's Attorney, sheriff,  
7 proper law enforcement agency, or public housing agency has  
8 provided the Department with an accurate and up to date email  
9 address.

10 (c-1) (Blank).

11 (c-2) The Department shall establish procedures to provide  
12 notice to the Department of State Police of the release or  
13 discharge of persons convicted of violations of the  
14 Methamphetamine Control and Community Protection Act or a  
15 violation of the Methamphetamine Precursor Control Act. The  
16 Department of State Police shall make this information  
17 available to local, State, or federal law enforcement agencies  
18 upon request.

19 (c-5) If a person on parole or mandatory supervised release  
20 becomes a resident of a facility licensed or regulated by the  
21 Department of Public Health, the Illinois Department of Public  
22 Aid, or the Illinois Department of Human Services, the  
23 Department of Corrections shall provide copies of the following  
24 information to the appropriate licensing or regulating  
25 Department and the licensed or regulated facility where the  
26 person becomes a resident:

1           (1) The mittimus and any pre-sentence investigation  
2 reports.

3           (2) The social evaluation prepared pursuant to Section  
4 3-8-2.

5           (3) Any pre-release evaluation conducted pursuant to  
6 subsection (j) of Section 3-6-2.

7           (4) Reports of disciplinary infractions and  
8 dispositions.

9           (5) Any parole plan, including orders issued by the  
10 Prisoner Review Board, and any violation reports and  
11 dispositions.

12           (6) The name and contact information for the assigned  
13 parole agent and parole supervisor.

14           This information shall be provided within 3 days of the  
15 person becoming a resident of the facility.

16           (c-10) If a person on parole or mandatory supervised  
17 release becomes a resident of a facility licensed or regulated  
18 by the Department of Public Health, the Illinois Department of  
19 Public Aid, or the Illinois Department of Human Services, the  
20 Department of Corrections shall provide written notification  
21 of such residence to the following:

22           (1) The Prisoner Review Board.

23           (2) The chief of police and sheriff in the municipality  
24 and county in which the licensed facility is located.

25           The notification shall be provided within 3 days of the  
26 person becoming a resident of the facility.

1           (d) Upon the release of a committed person on parole,  
2 mandatory supervised release, final discharge or pardon, the  
3 Department shall provide such person with information  
4 concerning programs and services of the Illinois Department of  
5 Public Health to ascertain whether such person has been exposed  
6 to the human immunodeficiency virus (HIV) or any identified  
7 causative agent of Acquired Immunodeficiency Syndrome (AIDS).

8           (e) Upon the release of a committed person on parole,  
9 mandatory supervised release, final discharge, pardon, or who  
10 has been wrongfully imprisoned, the Department shall verify the  
11 released person's full name, date of birth, and social security  
12 number. If verification is made by the Department by obtaining  
13 a certified copy of the released person's birth certificate and  
14 the released person's social security card or other documents  
15 authorized by the Secretary, the Department shall provide the  
16 birth certificate and social security card or other documents  
17 authorized by the Secretary to the released person. If  
18 verification by the Department is done by means other than  
19 obtaining a certified copy of the released person's birth  
20 certificate and the released person's social security card or  
21 other documents authorized by the Secretary, the Department  
22 shall complete a verification form, prescribed by the Secretary  
23 of State, and shall provide that verification form to the  
24 released person.

25           (f) Forty-five days prior to the scheduled discharge of a  
26 person committed to the custody of the Department of

1 Corrections, the Department shall give the person who is  
2 otherwise uninsured an opportunity to apply for health care  
3 coverage including medical assistance under Article V of the  
4 Illinois Public Aid Code in accordance with subsection (b) of  
5 Section 1-8.5 of the Illinois Public Aid Code, and the  
6 Department of Corrections shall provide assistance with  
7 completion of the application for health care coverage  
8 including medical assistance. The Department may adopt rules to  
9 implement this Section.

10 (g) The Department of Corrections shall enter into  
11 contracts with the Department of Human Services, the Department  
12 of Healthcare and Family Services, and any other appropriate  
13 State agencies as the Department of Corrections may direct so  
14 that those Departments may assist persons released from  
15 institutions and facilities of the Department of Corrections in  
16 obtaining the services provided by those Departments. At least  
17 45 days before the scheduled discharge of a person committed to  
18 the custody of the Department of Corrections, the Department  
19 shall inform the person that those Departments shall provide  
20 that assistance. The assistance provided includes how the  
21 person may obtain:

22 (1) housing, whether public or private;

23 (2) public assistance and Medicaid;

24 (3) employment and how to prepare for an employment  
25 interview; and

26 (4) other transitional assistance to prevent

1       recidivism.

2       If the county or municipality of the released person's  
3       residence has established a program for reentry of persons into  
4       the community who have been committed to the Department, the  
5       Department of Corrections shall inform the person about that  
6       program. The assistance provided under this subsection (g)  
7       shall be available to the person during the term of his or her  
8       parole or mandatory supervised release.

9       (Source: P.A. 98-267, eff. 1-1-14; 99-415, eff. 8-20-15;  
10      99-907, eff. 7-1-17.)