

HB3580



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3580

by Rep. Justin Slaughter

SYNOPSIS AS INTRODUCED:

730 ILCS 5/5-5.5-25

Amends the Unified Code of Corrections. Provides that a certificate of good conduct may be granted to relieve an eligible offender of any employment, occupational licensing, or housing bar (rather than just an employment bar).

LRB101 09739 SLF 54839 b

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 5-5.5-25 as follows:

6 (730 ILCS 5/5-5.5-25)

7 Sec. 5-5.5-25. Certificate of good conduct.

8 (a) A certificate of good conduct may be granted as
9 provided in this Section to relieve an eligible offender of any
10 employment, occupational licensing, or housing bar. The
11 certificate may be limited to one or more disabilities or bars
12 or may relieve the individual of all disabilities and bars.

13 Notwithstanding any other provision of law, a certificate
14 of good conduct does not relieve an offender of any
15 employment-related disability imposed by law by reason of his
16 or her conviction of a crime that would prevent his or her
17 employment by the Department of Corrections, Department of
18 Juvenile Justice, or any other law enforcement agency in the
19 State.

20 (a-6) A certificate of good conduct may be granted as
21 provided in this Section to an eligible offender as defined in
22 Section 5-5.5-5 of this Code who has demonstrated by clear and
23 convincing evidence that he or she has been a law-abiding

1 citizen and is fully rehabilitated.

2 (b) (i) A certificate of good conduct may not, however, in
3 any way prevent any judicial proceeding, administrative,
4 licensing, or other body, board, or authority from considering
5 the conviction specified in the certificate.

6 (ii) A certificate of good conduct shall not limit or
7 prevent the introduction of evidence of a prior conviction for
8 purposes of impeachment of a witness in a judicial or other
9 proceeding where otherwise authorized by the applicable rules
10 of evidence.

11 (iii) A certificate of good conduct does not limit the
12 employer from accessing criminal background information; nor
13 does it hide, alter, or expunge the record.

14 (c) An employer is not civilly or criminally liable for an
15 act or omission by an employee who has been issued a
16 certificate of good conduct, except for a willful or wanton act
17 by the employer in hiring the employee who has been issued a
18 certificate of good conduct.

19 (Source: P.A. 96-852, eff. 1-1-10.)