



Rep. Kelly M. Cassidy

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LRB098 18210 RLC 56455 a

1 AMENDMENT TO HOUSE BILL 4781

2 AMENDMENT NO. _____. Amend House Bill 4781 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Unified Code of Corrections is amended by
5 changing Section 3-7-2 as follows:

6 (730 ILCS 5/3-7-2) (from Ch. 38, par. 1003-7-2)

7 Sec. 3-7-2. Facilities.

8 (a) All institutions and facilities of the Department shall
9 provide every committed person with access to toilet
10 facilities, barber facilities, bathing facilities at least
11 once each week, a library of legal materials and published
12 materials including newspapers and magazines approved by the
13 Director. A committed person may not receive any materials that
14 the Director deems pornographic.

15 (b) (Blank).

16 (c) All institutions and facilities of the Department shall

1 provide facilities for every committed person to leave his cell
2 for at least one hour each day unless the chief administrative
3 officer determines that it would be harmful or dangerous to the
4 security or safety of the institution or facility.

5 (d) All institutions and facilities of the Department shall
6 provide every committed person with a wholesome and nutritional
7 diet at regularly scheduled hours, drinking water, clothing
8 adequate for the season, bedding, soap and towels and medical
9 and dental care.

10 (e) All institutions and facilities of the Department shall
11 permit every committed person to send and receive an unlimited
12 number of uncensored letters, provided, however, that the
13 Director may order that mail be inspected and read for reasons
14 of the security, safety or morale of the institution or
15 facility.

16 (f) All of the institutions and facilities of the
17 Department of Corrections and the Department of Juvenile
18 Justice shall permit every committed person to receive
19 visitors, except in case of abuse of the visiting privilege or
20 when the chief administrative officer determines that such
21 visiting would be harmful or dangerous to the security, safety
22 or morale of the institution or facility. The chief
23 administrative officer shall have the right to restrict
24 visitation to non-contact visits for reasons of safety,
25 security, and order, including, but not limited to, restricting
26 contact visits for committed persons engaged in gang activity.

1 No committed person in a Department of Corrections super
2 maximum security facility or on disciplinary segregation is
3 allowed contact visits. Any committed person in the Department
4 of Corrections found in possession of illegal drugs or who
5 fails a drug test shall not be permitted contact visits for a
6 period of at least 6 months. Any committed person in the
7 Department of Corrections involved in gang activities or found
8 guilty of assault committed against a Department employee shall
9 not be permitted contact visits for a period of at least 6
10 months. The Department shall offer every visitor appropriate
11 written information concerning HIV and AIDS, including
12 information concerning how to contact the Illinois Department
13 of Public Health for counseling information. The Department
14 shall develop the written materials in consultation with the
15 Department of Public Health. The Department shall ensure that
16 all such information and materials are culturally sensitive and
17 reflect cultural diversity as appropriate. Implementation of
18 the changes made to this Section by this amendatory Act of the
19 94th General Assembly is subject to appropriation.

20 (f-5) The Department shall establish a pilot program in one
21 or more institutions or facilities of the Department to permit
22 committed persons to remotely visit family members through
23 interactive video conferences. The Department may enter into
24 agreements with third-party organizations to provide video
25 conference facilities for family members of committed persons.
26 The Department may determine who is a family member eligible to

1 participate in the program and the conditions in which and
2 times when the video conferences may be conducted. The
3 Department may conduct such conferences as an alternative to
4 transporting committed persons to facilities and institutions
5 of the Department near the residences of family members of the
6 committed persons.

7 Beginning on October 1, 2010 and through October 1, 2012,
8 the Department shall issue an annual report to the General
9 Assembly regarding the implementation and effectiveness of the
10 pilot program created by this subsection (f-5).

11 (g) All institutions and facilities of the Department shall
12 permit religious ministrations and sacraments to be available
13 to every committed person, but attendance at religious services
14 shall not be required.

15 (h) Within 90 days after December 31, 1996, the Department
16 shall prohibit the use of curtains, cell-coverings, or any
17 other matter or object that obstructs or otherwise impairs the
18 line of vision into a committed person's cell.

19 (Source: P.A. 96-869, eff. 1-21-10.)".