



Rep. Jay Hoffman

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LRB100 09001 SLF 23635 a

1 AMENDMENT TO HOUSE BILL 2494

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2494 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 3-2.5-70 as follows:

6 (730 ILCS 5/3-2.5-70)

7 Sec. 3-2.5-70. Aftercare.

8 (a) The Department shall implement an aftercare program  
9 that includes, at a minimum, the following program elements:

10 (1) A process for developing and implementing a case  
11 management plan for timely and successful reentry into the  
12 community beginning upon commitment.

13 (2) A process for reviewing committed youth for  
14 recommendation for aftercare release.

15 (3) Supervision in accordance with the conditions set  
16 by the Department or Prisoner Review Board and referral to

1 and facilitation of community-based services including  
2 education, social and mental health services, substance  
3 abuse treatment, employment and vocational training,  
4 individual and family counseling, financial counseling,  
5 and other services as appropriate; and assistance in  
6 locating appropriate residential placement and obtaining  
7 suitable employment. The Department may purchase necessary  
8 services for a releasee if they are otherwise unavailable  
9 and the releasee is unable to pay for the services. It may  
10 assess all or part of the costs of these services to a  
11 releasee in accordance with his or her ability to pay for  
12 the services.

13 (4) Standards for sanctioning violations of conditions  
14 of aftercare release that ensure that juvenile offenders  
15 face uniform and consistent consequences that hold them  
16 accountable taking into account aggravating and mitigating  
17 factors and prioritizing public safety.

18 (5) A process for reviewing youth on aftercare release  
19 for discharge.

20 (b) The Department of Juvenile Justice shall have the  
21 following rights, powers, functions, and duties:

22 (1) To investigate alleged violations of an aftercare  
23 releasee's conditions of release; and for this purpose it  
24 may issue subpoenas and compel the attendance of witnesses  
25 and the production of documents only if there is reason to  
26 believe that the procedures would provide evidence that the

1 violations have occurred. If any person fails to obey a  
2 subpoena issued under this subsection, the Director may  
3 apply to any circuit court to secure compliance with the  
4 subpoena. The failure to comply with the order of the court  
5 issued in response thereto shall be punishable as contempt  
6 of court.

7 (2) To issue a violation warrant for the apprehension  
8 of an aftercare releasee for violations of the conditions  
9 of aftercare release. Aftercare specialists and  
10 supervisors have the full power of peace officers in the  
11 retaking of any youth alleged to have violated the  
12 conditions of aftercare release.

13 (3) If a county detention facility holds in their  
14 custody a juvenile under a warrant issued by the Department  
15 of Juvenile Justice, the Department shall take custody of  
16 the minor within 48 hours of the minor's apprehension,  
17 excluding weekends and holidays. The Department shall  
18 report annually to the Supreme Court the number of  
19 juveniles who have violated conditions of aftercare  
20 release and are issued a violation warrant, the number of  
21 juveniles returned to custody, the number juveniles held in  
22 a county detention facility on a warrant from the  
23 Department, and the number of days the juvenile is held in  
24 county custody before being transferred to the Department.

25 (c) The Department of Juvenile Justice shall designate  
26 aftercare specialists qualified in juvenile matters to perform

1 case management and post-release programming functions under  
2 this Section.

3 (Source: P.A. 98-558, eff. 1-1-14; 99-628, eff. 1-1-17.)".