

HB2494



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB2494

by Rep. Jay Hoffman

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-2.5-70

Amends the Department of Juvenile Justice Law of the Unified Code of Corrections. Provides that subject to appropriation, if a county detention center holds in their custody a juvenile under a warrant issued by the Department of Juvenile Justice, the Department shall reimburse the local county detention facility the normal daily rate for the local detention center for each day the juvenile is held. Effective immediately.

LRB100 09001 SLF 19147 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 3-2.5-70 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
17 and facilitation of community-based services including
18 education, social and mental health services, substance
19 abuse treatment, employment and vocational training,
20 individual and family counseling, financial counseling,
21 and other services as appropriate; and assistance in
22 locating appropriate residential placement and obtaining
23 suitable employment. The Department may purchase necessary

1 services for a releasee if they are otherwise unavailable
2 and the releasee is unable to pay for the services. It may
3 assess all or part of the costs of these services to a
4 releasee in accordance with his or her ability to pay for
5 the services.

6 (4) Standards for sanctioning violations of conditions
7 of aftercare release that ensure that juvenile offenders
8 face uniform and consistent consequences that hold them
9 accountable taking into account aggravating and mitigating
10 factors and prioritizing public safety.

11 (5) A process for reviewing youth on aftercare release
12 for discharge.

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

15 (1) To investigate alleged violations of an aftercare
16 releasee's conditions of release; and for this purpose it
17 may issue subpoenas and compel the attendance of witnesses
18 and the production of documents only if there is reason to
19 believe that the procedures would provide evidence that the
20 violations have occurred. If any person fails to obey a
21 subpoena issued under this subsection, the Director may
22 apply to any circuit court to secure compliance with the
23 subpoena. The failure to comply with the order of the court
24 issued in response thereto shall be punishable as contempt
25 of court.

26 (2) To issue a violation warrant for the apprehension

1 of an aftercare releasee for violations of the conditions
2 of aftercare release. Aftercare specialists and
3 supervisors have the full power of peace officers in the
4 retaking of any youth alleged to have violated the
5 conditions of aftercare release.

6 (3) Subject to appropriation, if a county detention
7 center holds in their custody a juvenile under a warrant
8 issued by the Department of Juvenile Justice, the
9 Department shall reimburse the local county detention
10 facility the normal daily rate for the local detention
11 center for each day the juvenile is held.

12 (c) The Department of Juvenile Justice shall designate
13 aftercare specialists qualified in juvenile matters to perform
14 case management and post-release programming functions under
15 this Section.

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

17 Section 99. Effective date. This Act takes effect upon
18 becoming law.