



Rep. Thomas M. Bennett

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10000HB4888ham001

LRB100 18191 MRW 39041 a

1 AMENDMENT TO HOUSE BILL 4888

2 AMENDMENT NO. _____. Amend House Bill 4888 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 3-5-3.1 and by adding Section 3-2-12 as
6 follows:

7 (730 ILCS 5/3-2-12 new)

8 Sec. 3-2-12. Report of violence in Department of
9 Corrections institutions and facilities; public safety
10 reports.

11 (a) The Department of Corrections shall collect and report:

12 (1) data on a rate per 100 of committed persons
13 regarding violence within Department institutions and
14 facilities as defined under the terms, if applicable, in 20
15 Ill. Adm. Code 504 as follows:

16 (A) committed person on committed person assaults;

1 (B) committed person on correctional staff
2 assaults;

3 (C) dangerous contraband, including weapons,
4 explosives, dangerous chemicals, or other dangerous
5 weapons;

6 (D) committed person on committed person fights;

7 (E) multi-committed person on single committed
8 person fights;

9 (F) committed person use of a weapon on
10 correctional staff;

11 (G) committed person use of a weapon on committed
12 person;

13 (H) sexual assault committed by a committed person
14 against another committed person, correctional staff,
15 or visitor;

16 (I) sexual assault committed by correctional staff
17 against another correctional staff, committed person,
18 or visitor;

19 (J) correctional staff use of physical force;

20 (K) forced cell extraction;

21 (L) use of oleoresin capsaicin (pepper spray),
22 2-chlorobenzalmalononitrile (CS gas), or other control
23 agents or implements;

24 (M) committed person suicide and attempted
25 suicide;

26 (N) requests and placements in protective custody;

1 and

2 (0) committed persons in segregation, secured
3 housing, and restrictive housing; and

4 (2) data on average length of stay in segregation,
5 secured housing, and restrictive housing.

6 (b) The Department of Corrections shall collect and report:

7 (1) data on a rate per 100 of committed persons
8 regarding public safety as follows:

9 (A) committed persons released directly from
10 segregation secured housing and restrictive housing to
11 the community;

12 (B) committed persons who are released from
13 Department correctional institutions and facilities
14 who are homeless by county;

15 (C) committed persons in custody who have
16 completed evidence-based programs, including:

17 (i) educational;

18 (ii) vocational;

19 (iii) chemical dependency;

20 (iv) sex offender treatment; or

21 (v) cognitive behavioral;

22 (D) committed persons who are being held in custody
23 past their mandatory statutory release date and the
24 reasons for their continued confinement;

25 (E) parole and mandatory supervised release
26 revocation rate by county and reasons for revocation;

1 and

2 (F) committed persons on parole or mandatory
3 supervised release who have completed evidence-based
4 programs, including:

5 (A) educational;

6 (B) vocational;

7 (C) chemical dependency;

8 (D) sex offender treatment; or

9 (E) cognitive behavioral; and

10 (2) data on the average daily population and vacancy
11 rate of each Adult Transition Center and work camp.

12 (c) The data provided under subsections (a) and (b) of this
13 Section shall be included in the Department of Corrections
14 quarterly report to the General Assembly under Section 3-5-3.1
15 of this Code and shall include an aggregate chart at the agency
16 level and individual reports by each correctional institution
17 or facility of the Department of Corrections.

18 (d) The Director of Corrections shall ensure that the
19 agency level data is reviewed by the Director's executive team
20 on a quarterly basis. The correctional institution or
21 facility's executive team and each chief administrative
22 officer of the correctional institution or facility shall
23 examine statewide and local data at least quarterly. During
24 these reviews each chief administrative officer shall:

25 (1) identify trends;

26 (2) develop action items to mitigate the root causes of

1 violence; and

2 (3) establish committees at each correctional
3 institution or facility which shall review the violence
4 data on a quarterly basis and develop action plans to
5 reduce violence. These plans shall include a wide range of
6 strategies to incentivize good conduct.

7 (730 ILCS 5/3-5-3.1) (from Ch. 38, par. 1003-5-3.1)

8 Sec. 3-5-3.1. Report to the General Assembly.

9 (a) As used in this Section, "facility" includes any
10 facility of the Department of Corrections.

11 (b) The Department of Corrections shall, by January 1st,
12 April 1st, July 1st, and October 1st of each year, transmit to
13 the General Assembly, a report which shall include the
14 following information reflecting the period ending 30 ~~fifteen~~
15 days prior to the submission of the report: 1) the number of
16 residents in all Department facilities indicating the number of
17 residents in each listed facility; 2) a classification of each
18 facility's residents by the nature of the offense for which
19 each resident was committed to the Department; 3) the number of
20 residents in maximum, medium, and minimum security facilities
21 indicating the classification of each facility's residents by
22 the nature of the offense for which each resident was committed
23 to the Department; 4) the educational and vocational programs
24 provided at each facility and the number of residents
25 participating in each such program; 5) the present capacity

1 levels in each facility; 6) the projected capacity of each
2 facility six months and one year following each reporting date;
3 7) the ratio of the security guards to residents in each
4 facility; 8) the ratio of total employees to residents in each
5 facility; 9) the number of residents in each facility that are
6 single-celled and the number in each facility that are
7 double-celled; 10) information indicating the distribution of
8 residents in each facility by the allocated floor space per
9 resident; 11) a status of all capital projects currently funded
10 by the Department, location of each capital project, the
11 projected on-line dates for each capital project, including
12 phase-in dates and full occupancy dates; 12) the projected
13 adult prison facility populations of the Department for each of
14 the succeeding twelve months following each reporting date,
15 indicating all assumptions built into such population
16 estimates; 13) the projected exits and projected admissions in
17 each facility for each of the succeeding twelve months
18 following each reporting date, indicating all assumptions
19 built into such population estimate; and 14) the locations of
20 all Department-operated or contractually operated community
21 correctional centers, including the present capacity and
22 population levels at each facility. The report shall also
23 include the data collected under Section 3-2-12 of this Code in
24 the manner required under that Section. The report to the
25 General Assembly shall be filed with the Clerk of the House of
26 Representatives and the Secretary of the Senate in electronic

1 form only, in the manner that the Clerk and the Secretary shall
2 direct.

3 (c) A copy of the report required under this Section shall
4 be posted to the Department's Internet website at the time the
5 report is submitted to the General Assembly.

6 (Source: P.A. 99-255, eff. 1-1-16.)

7 Section 99. Effective date. This Act takes effect January
8 1, 2019.".