



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3787

Introduced 2/22/2021, by Rep. Delia C. Ramirez

SYNOPSIS AS INTRODUCED:

725 ILCS 5/106F-15
725 ILCS 5/106F-25 rep.

Amends the Code of Criminal Procedure of 1963. Provides that members of the Children of Incarcerated Parents Task Force shall be appointed by the Secretary of Human Services (rather than the Lieutenant Governor), unless otherwise indicated. Provides that the Department of Human Services (rather than the Lieutenant Governor) shall provide administrative and technical support to the Task Force and shall be responsible for administering its operations, appointing a chairperson, and ensuring that the requirements of the Task Force are met. Repeals a provision providing that an Article of the Code regarding the Task Force is repealed on January 1, 2022. Effective immediately.

LRB102 14927 KMF 20282 b

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 Code of Criminal Procedure of 1963 is
5 amended by changing Section 106F-15 as follows:

6 (725 ILCS 5/106F-15)

7 (Section scheduled to be repealed on January 1, 2022)

8 Sec. 106F-15. Task Force; membership.

9 (a) Policies and procedures of the Task Force on Children
10 of Incarcerated Parents shall incorporate the emotional,
11 mental, and physical well-being of the children, as well as
12 the safety of officers, other staff, and any other relevant
13 parties. A policy or procedure adhering to the guiding
14 principles of Section 106F-10 shall not supersede a decision
15 by a court having jurisdiction over the best interest of the
16 child. The Task Force shall consist of the following members,
17 appointed by the Secretary of Human Services ~~Lieutenant~~
18 ~~Governor~~ unless otherwise indicated:

19 (1) 2 members from an organization that advocates for
20 adolescents, youth, or incarcerated parents;

21 (2) 1 member who is an academic or researcher that has
22 studied issues related to the impact of incarceration on
23 youth;

1 (3) 2 members who are adult children who have
2 experienced parental incarceration;

3 (4) 2 members who are formerly incarcerated parents;

4 (5) one member from an organization that facilitates
5 visitation between incarcerated parents and children;

6 (6) the Secretary of Human Services, or his or her
7 designee;

8 (7) the Director of Children and Family Services, or
9 his or her designee;

10 (8) the Cook County Public Guardian, or his or her
11 designee;

12 (9) the Director of Juvenile Justice, or his or her
13 designee;

14 (10) the Director of Corrections, or his or her
15 designee;

16 (11) the President of the Illinois Sheriffs
17 Association, or his or her designee;

18 (12) the Cook County Sheriff, or his or her designee;

19 (13) the Director of State Police, or his or her
20 designee;

21 (14) the Chief of the Chicago Police Department, or
22 his or her designee;

23 (15) the Director of the Illinois Law Enforcement
24 Training Standards Board, or his or her designee;

25 (16) the Attorney General, or his or her designee;

26 (17) one member who represents the court system;

1 (18) one Representative, appointed by the Speaker of
2 the House of Representatives;

3 (19) one Representative, appointed by the Minority
4 Leader of the House of Representatives;

5 (20) one Senator, appointed by the President of the
6 Senate;

7 (21) one Senator, appointed by the Minority Leader of
8 the Senate;

9 (22) one member, appointed by the Governor's Office
10 who represents an organization with expertise in gender
11 responsive practices and assessing the impact of
12 incarceration on women, who are disproportionately
13 custodial parents of young children.

14 (b) The Department of Human Services ~~Office of the~~
15 ~~Lieutenant Governor~~ shall provide administrative and technical
16 support to the Task Force and shall be responsible for
17 administering its operations, appointing a chairperson, and
18 ensuring that the requirements of the Task Force are met. The
19 Task Force shall have all appointments made within 30 days of
20 the effective date of this amendatory Act of the 101st General
21 Assembly.

22 (c) The members of the Task Force shall serve without
23 compensation.

24 (d) (Blank).

25 (Source: P.A. 101-480, eff. 8-23-19; 101-606, eff. 12-13-19.)

1 (725 ILCS 5/106F-25 rep.)

2 Section 10. The Code of Criminal Procedure of 1963 is
3 amended by repealing Section 106F-25.

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.