



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB0624

Introduced 2/24/2021, by Sen. Jacqueline Y. Collins

SYNOPSIS AS INTRODUCED:

New Act

15 ILCS 335/4

from Ch. 124, par. 24

730 ILCS 5/3-2.5-75

730 ILCS 5/3-14-1

from Ch. 38, par. 1003-14-1

Creates the Reporting of Deaths in Custody Act. Provides that in any case in which a person dies while in the custody of: (1) any law enforcement agency, (2) a local or State correctional facility in the State, or (3) a peace officer or as a result of the peace officer's use of force, the law enforcement agency shall investigate and report the death in writing to the Attorney General, no later than 30 days after the date on which the person in custody or incarcerated died. Provides information that must be contained in the report. Provides that the report shall be a public record under the Freedom of Information Act. Provides that the Attorney General shall issue a public annual report tabulating and evaluating trends and information on deaths in custody. Provides that the family, next of kin, or any other person reasonably nominated by the decedent as an emergency contact shall be notified as soon as possible in a suitable manner giving an accurate factual account of the cause of death and circumstances surrounding the death in custody. Amends the Illinois Identification Card Act and the Unified Code of Corrections concerning reports the Secretary of State, Department of Juvenile Justice, and the Department of Corrections shall make to the General Assembly. Provides that the Secretary of State, Department of Juvenile Justice, and the Department of Corrections shall publish the reports on their respective websites.

LRB102 12150 KMF 17487 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 1. Short title. This Act may be cited as the
5 Reporting of Deaths in Custody Act.

6 Section 5. Report of deaths of persons in custody in
7 correctional institutions.

8 (a) In this Act, "law enforcement agency" includes each
9 law enforcement entity within this State having the authority
10 to arrest and detain persons suspected of, or charged with,
11 committing a criminal offense, and each law enforcement entity
12 that operates a lock up, jail, prison, or any other facility
13 used to detain persons for legitimate law enforcement
14 purposes.

15 (b) In any case in which a person dies:

16 (1) while in the custody of:

17 (A) a law enforcement agency;

18 (B) a local or State correctional facility in this
19 State; or

20 (C) a peace officer; or

21 (2) as a result of the peace officer's use of force,
22 the law enforcement agency shall investigate and report
23 the death in writing to the Attorney General, no later than 30

1 days after the date on which the person in custody or
2 incarcerated died. The written report shall contain the
3 following information:

4 (1) facts concerning the death that are in the
5 possession of the law enforcement agency in charge of the
6 investigation and the correctional facility where the
7 death occurred including, but not limited to, cause and
8 manner of death, race, age, and gender of the decedent;

9 (2) the jurisdiction, the law enforcement agency
10 providing the investigation, and the local or State
11 facility where the death occurred;

12 (3) if emergency care was requested by the law
13 enforcement agency in response to any illness, injury,
14 self-inflicted or otherwise, or other issue related to
15 rapid deterioration of physical wellness or human
16 subsistence, and details concerning emergency care that
17 was provided to the decedent if emergency care was
18 provided.

19 (c) The law enforcement agency and the involved
20 correctional administrators shall make a good faith effort to
21 obtain all relevant facts and circumstances relevant to the
22 death and include those in the report.

23 (d) The Attorney General shall create a standardized form
24 to be used for the purpose of collecting information as
25 described in subsection (b).

26 (e) Law enforcement agencies shall use the form described

1 in subsection (d) to report all cases in which a person dies:

2 (1) while in the custody of:

3 (A) a law enforcement agency;

4 (B) a local or State correctional facility in this
5 State; or

6 (C) a peace officer; or

7 (2) as a result of the peace officer's use of force.

8 (f) The Attorney General may determine the manner in which
9 the form is transmitted from a law enforcement agency to the
10 Attorney General.

11 (g) The reports shall be public records within the meaning
12 of subsection (c) of Section 2 of the Freedom of Information
13 Act and are open to public inspection, with the exception of
14 any portion of the report that the Attorney General determines
15 is privileged or protected under Illinois or federal law.

16 (h) The Attorney General shall make available to the
17 public information of all individual reports relating to
18 deaths in custody through the Attorney General's website to be
19 updated on a quarterly basis.

20 (i) The Attorney General shall issue a public annual
21 report tabulating and evaluating trends and information on
22 deaths in custody, including, but not limited to:

23 (1) information regarding cause and manner of death,
24 race, and the gender of the decedent;

25 (2) the jurisdiction, law enforcement agency providing
26 the investigation, and local or State facility where the

1 death occurred; and

2 (3) recommendations and State and local efforts
3 underway to reduce deaths in custody.

4 The report shall be submitted to the Governor and General
5 Assembly and made available to the public on the Attorney
6 General's website the first week of February of each year.

7 (j) So that the State may oversee the healthcare provided
8 to any person in the custody of each law enforcement agency
9 within this State, provision of medical services to these
10 persons, general care and treatment, and any other factors
11 that may contribute to the death of any of these persons, the
12 following information shall be made available to the public on
13 the Attorney General's website:

14 (1) the number of deaths that occurred during the
15 preceding calendar year;

16 (2) the known, or discoverable upon reasonable
17 inquiry, causes and contributing factors of each of the
18 in-custody deaths as defined in subsection (b); and

19 (3) the law enforcement agency's policies, procedures,
20 and protocols related to:

21 (A) treatment of a person experiencing withdrawal
22 from alcohol or substance use;

23 (B) the facility's provision, or lack of
24 provision, of medications used to treat, mitigate, or
25 address a person's symptoms; and

26 (C) notifying an inmate's next of kin after the

1 inmate's in-custody death.

2 (k) The family, next of kin, or any other person
3 reasonably nominated by the decedent as an emergency contact
4 shall be notified as soon as possible in a suitable manner
5 giving an accurate factual account of the cause of death and
6 circumstances surrounding the death in custody.

7 (l) The law enforcement agency or correctional facility
8 shall name a staff person to act as dedicated family liaison
9 officer to be a point of contact for the family, to make and
10 maintain contact with the family, to report ongoing
11 developments and findings of investigations, and to provide
12 information and practical support. If requested by the
13 deceased's next of kin, the law enforcement agency or
14 correctional facility shall arrange for a chaplain, counselor,
15 or other suitable staff member to meet with the family and
16 discuss any faith considerations or concerns. The family has a
17 right to the medical records of a family member who has died in
18 custody and these records shall be disclosed to them.

19 (m) It is unlawful for a person who is required under this
20 Section to investigate a death or file a report to fail to
21 include in the report facts known or discovered in the
22 investigation to the Attorney General. A violation of this
23 Section is a petty offense, with fine not to exceed \$500.

24 Section 105. The Illinois Identification Card Act is
25 amended by changing Section 4 as follows:

1 (15 ILCS 335/4) (from Ch. 124, par. 24)

2 Sec. 4. Identification card.

3 (a) The Secretary of State shall issue a standard Illinois
4 Identification Card to any natural person who is a resident of
5 the State of Illinois who applies for such card, or renewal
6 thereof. No identification card shall be issued to any person
7 who holds a valid foreign state identification card, license,
8 or permit unless the person first surrenders to the Secretary
9 of State the valid foreign state identification card, license,
10 or permit. The card shall be prepared and supplied by the
11 Secretary of State and shall include a photograph and
12 signature or mark of the applicant. However, the Secretary of
13 State may provide by rule for the issuance of Illinois
14 Identification Cards without photographs if the applicant has
15 a bona fide religious objection to being photographed or to
16 the display of his or her photograph. The Illinois
17 Identification Card may be used for identification purposes in
18 any lawful situation only by the person to whom it was issued.
19 As used in this Act, "photograph" means any color photograph
20 or digitally produced and captured image of an applicant for
21 an identification card. As used in this Act, "signature" means
22 the name of a person as written by that person and captured in
23 a manner acceptable to the Secretary of State.

24 (a-5) If an applicant for an identification card has a
25 current driver's license or instruction permit issued by the

1 Secretary of State, the Secretary may require the applicant to
2 utilize the same residence address and name on the
3 identification card, driver's license, and instruction permit
4 records maintained by the Secretary. The Secretary may
5 promulgate rules to implement this provision.

6 (a-10) If the applicant is a judicial officer as defined
7 in Section 1-10 of the Judicial Privacy Act or a peace officer,
8 the applicant may elect to have his or her office or work
9 address listed on the card instead of the applicant's
10 residence or mailing address. The Secretary may promulgate
11 rules to implement this provision. For the purposes of this
12 subsection (a-10), "peace officer" means any person who by
13 virtue of his or her office or public employment is vested by
14 law with a duty to maintain public order or to make arrests for
15 a violation of any penal statute of this State, whether that
16 duty extends to all violations or is limited to specific
17 violations.

18 (a-15) The Secretary of State may provide for an expedited
19 process for the issuance of an Illinois Identification Card.
20 The Secretary shall charge an additional fee for the expedited
21 issuance of an Illinois Identification Card, to be set by
22 rule, not to exceed \$75. All fees collected by the Secretary
23 for expedited Illinois Identification Card service shall be
24 deposited into the Secretary of State Special Services Fund.
25 The Secretary may adopt rules regarding the eligibility,
26 process, and fee for an expedited Illinois Identification

1 Card. If the Secretary of State determines that the volume of
2 expedited identification card requests received on a given day
3 exceeds the ability of the Secretary to process those requests
4 in an expedited manner, the Secretary may decline to provide
5 expedited services, and the additional fee for the expedited
6 service shall be refunded to the applicant.

7 (a-20) The Secretary of State shall issue a standard
8 Illinois Identification Card to a committed person upon
9 release on parole, mandatory supervised release, aftercare
10 release, final discharge, or pardon from the Department of
11 Corrections or Department of Juvenile Justice, if the released
12 person presents a certified copy of his or her birth
13 certificate, social security card or other documents
14 authorized by the Secretary, and 2 documents proving his or
15 her Illinois residence address. Documents proving residence
16 address may include any official document of the Department of
17 Corrections or the Department of Juvenile Justice showing the
18 released person's address after release and a Secretary of
19 State prescribed certificate of residency form, which may be
20 executed by Department of Corrections or Department of
21 Juvenile Justice personnel.

22 (a-25) The Secretary of State shall issue a limited-term
23 Illinois Identification Card valid for 90 days to a committed
24 person upon release on parole, mandatory supervised release,
25 aftercare release, final discharge, or pardon from the
26 Department of Corrections or Department of Juvenile Justice,

1 if the released person is unable to present a certified copy of
2 his or her birth certificate and social security card or other
3 documents authorized by the Secretary, but does present a
4 Secretary of State prescribed verification form completed by
5 the Department of Corrections or Department of Juvenile
6 Justice, verifying the released person's date of birth and
7 social security number and 2 documents proving his or her
8 Illinois residence address. The verification form must have
9 been completed no more than 30 days prior to the date of
10 application for the Illinois Identification Card. Documents
11 proving residence address shall include any official document
12 of the Department of Corrections or the Department of Juvenile
13 Justice showing the person's address after release and a
14 Secretary of State prescribed certificate of residency, which
15 may be executed by Department of Corrections or Department of
16 Juvenile Justice personnel.

17 Prior to the expiration of the 90-day period of the
18 limited-term Illinois Identification Card, if the released
19 person submits to the Secretary of State a certified copy of
20 his or her birth certificate and his or her social security
21 card or other documents authorized by the Secretary, a
22 standard Illinois Identification Card shall be issued. A
23 limited-term Illinois Identification Card may not be renewed.

24 (a-26) The Secretary of State shall track and issue an
25 annual report to the General Assembly detailing the number of
26 permanent Illinois Identification Cards issued by the

1 Secretary of State to persons presenting verification forms
2 issued by the Department of Juvenile Justice and Department of
3 Corrections. The report shall include comparable data from the
4 previous calendar year and shall reflect any increases or
5 decreases. The Secretary of State shall publish the report on
6 the Secretary of State's website.

7 (a-30) The Secretary of State shall issue a standard
8 Illinois Identification Card to a person upon conditional
9 release or absolute discharge from the custody of the
10 Department of Human Services, if the person presents a
11 certified copy of his or her birth certificate, social
12 security card, or other documents authorized by the Secretary,
13 and a document proving his or her Illinois residence address.
14 The Secretary of State shall issue a standard Illinois
15 Identification Card to a person no sooner than 14 days prior to
16 his or her conditional release or absolute discharge if
17 personnel from the Department of Human Services bring the
18 person to a Secretary of State location with the required
19 documents. Documents proving residence address may include any
20 official document of the Department of Human Services showing
21 the person's address after release and a Secretary of State
22 prescribed verification form, which may be executed by
23 personnel of the Department of Human Services.

24 (a-35) The Secretary of State shall issue a limited-term
25 Illinois Identification Card valid for 90 days to a person
26 upon conditional release or absolute discharge from the

1 custody of the Department of Human Services, if the person is
2 unable to present a certified copy of his or her birth
3 certificate and social security card or other documents
4 authorized by the Secretary, but does present a Secretary of
5 State prescribed verification form completed by the Department
6 of Human Services, verifying the person's date of birth and
7 social security number, and a document proving his or her
8 Illinois residence address. The verification form must have
9 been completed no more than 30 days prior to the date of
10 application for the Illinois Identification Card. The
11 Secretary of State shall issue a limited-term Illinois
12 Identification Card to a person no sooner than 14 days prior to
13 his or her conditional release or absolute discharge if
14 personnel from the Department of Human Services bring the
15 person to a Secretary of State location with the required
16 documents. Documents proving residence address shall include
17 any official document of the Department of Human Services
18 showing the person's address after release and a Secretary of
19 State prescribed verification form, which may be executed by
20 personnel of the Department of Human Services.

21 (b) The Secretary of State shall issue a special Illinois
22 Identification Card, which shall be known as an Illinois
23 Person with a Disability Identification Card, to any natural
24 person who is a resident of the State of Illinois, who is a
25 person with a disability as defined in Section 4A of this Act,
26 who applies for such card, or renewal thereof. No Illinois

1 Person with a Disability Identification Card shall be issued
2 to any person who holds a valid foreign state identification
3 card, license, or permit unless the person first surrenders to
4 the Secretary of State the valid foreign state identification
5 card, license, or permit. The Secretary of State shall charge
6 no fee to issue such card. The card shall be prepared and
7 supplied by the Secretary of State, and shall include a
8 photograph and signature or mark of the applicant, a
9 designation indicating that the card is an Illinois Person
10 with a Disability Identification Card, and shall include a
11 comprehensible designation of the type and classification of
12 the applicant's disability as set out in Section 4A of this
13 Act. However, the Secretary of State may provide by rule for
14 the issuance of Illinois Person with a Disability
15 Identification Cards without photographs if the applicant has
16 a bona fide religious objection to being photographed or to
17 the display of his or her photograph. If the applicant so
18 requests, the card shall include a description of the
19 applicant's disability and any information about the
20 applicant's disability or medical history which the Secretary
21 determines would be helpful to the applicant in securing
22 emergency medical care. If a mark is used in lieu of a
23 signature, such mark shall be affixed to the card in the
24 presence of two witnesses who attest to the authenticity of
25 the mark. The Illinois Person with a Disability Identification
26 Card may be used for identification purposes in any lawful

1 situation by the person to whom it was issued.

2 The Illinois Person with a Disability Identification Card
3 may be used as adequate documentation of disability in lieu of
4 a physician's determination of disability, a determination of
5 disability from a physician assistant, a determination of
6 disability from an advanced practice registered nurse, or any
7 other documentation of disability whenever any State law
8 requires that a person with a disability provide such
9 documentation of disability, however an Illinois Person with a
10 Disability Identification Card shall not qualify the
11 cardholder to participate in any program or to receive any
12 benefit which is not available to all persons with like
13 disabilities. Notwithstanding any other provisions of law, an
14 Illinois Person with a Disability Identification Card, or
15 evidence that the Secretary of State has issued an Illinois
16 Person with a Disability Identification Card, shall not be
17 used by any person other than the person named on such card to
18 prove that the person named on such card is a person with a
19 disability or for any other purpose unless the card is used for
20 the benefit of the person named on such card, and the person
21 named on such card consents to such use at the time the card is
22 so used.

23 An optometrist's determination of a visual disability
24 under Section 4A of this Act is acceptable as documentation
25 for the purpose of issuing an Illinois Person with a
26 Disability Identification Card.

1 When medical information is contained on an Illinois
2 Person with a Disability Identification Card, the Office of
3 the Secretary of State shall not be liable for any actions
4 taken based upon that medical information.

5 (c) The Secretary of State shall provide that each
6 original or renewal Illinois Identification Card or Illinois
7 Person with a Disability Identification Card issued to a
8 person under the age of 21 shall be of a distinct nature from
9 those Illinois Identification Cards or Illinois Person with a
10 Disability Identification Cards issued to individuals 21 years
11 of age or older. The color designated for Illinois
12 Identification Cards or Illinois Person with a Disability
13 Identification Cards for persons under the age of 21 shall be
14 at the discretion of the Secretary of State.

15 (c-1) Each original or renewal Illinois Identification
16 Card or Illinois Person with a Disability Identification Card
17 issued to a person under the age of 21 shall display the date
18 upon which the person becomes 18 years of age and the date upon
19 which the person becomes 21 years of age.

20 (c-3) The General Assembly recognizes the need to identify
21 military veterans living in this State for the purpose of
22 ensuring that they receive all of the services and benefits to
23 which they are legally entitled, including healthcare,
24 education assistance, and job placement. To assist the State
25 in identifying these veterans and delivering these vital
26 services and benefits, the Secretary of State is authorized to

1 issue Illinois Identification Cards and Illinois Person with a
2 Disability Identification Cards with the word "veteran"
3 appearing on the face of the cards. This authorization is
4 predicated on the unique status of veterans. The Secretary may
5 not issue any other identification card which identifies an
6 occupation, status, affiliation, hobby, or other unique
7 characteristics of the identification card holder which is
8 unrelated to the purpose of the identification card.

9 (c-5) Beginning on or before July 1, 2015, the Secretary
10 of State shall designate a space on each original or renewal
11 identification card where, at the request of the applicant,
12 the word "veteran" shall be placed. The veteran designation
13 shall be available to a person identified as a veteran under
14 subsection (b) of Section 5 of this Act who was discharged or
15 separated under honorable conditions.

16 (d) The Secretary of State may issue a Senior Citizen
17 discount card, to any natural person who is a resident of the
18 State of Illinois who is 60 years of age or older and who
19 applies for such a card or renewal thereof. The Secretary of
20 State shall charge no fee to issue such card. The card shall be
21 issued in every county and applications shall be made
22 available at, but not limited to, nutrition sites, senior
23 citizen centers and Area Agencies on Aging. The applicant,
24 upon receipt of such card and prior to its use for any purpose,
25 shall have affixed thereon in the space provided therefor his
26 signature or mark.

1 (e) The Secretary of State, in his or her discretion, may
2 designate on each Illinois Identification Card or Illinois
3 Person with a Disability Identification Card a space where the
4 card holder may place a sticker or decal, issued by the
5 Secretary of State, of uniform size as the Secretary may
6 specify, that shall indicate in appropriate language that the
7 card holder has renewed his or her Illinois Identification
8 Card or Illinois Person with a Disability Identification Card.

9 (Source: P.A. 99-143, eff. 7-27-15; 99-173, eff. 7-29-15;
10 99-305, eff. 1-1-16; 99-642, eff. 7-28-16; 99-907, eff.
11 7-1-17; 100-513, eff. 1-1-18; 100-717, eff. 7-1-19.)

12 Section 110. The Unified Code of Corrections is amended by
13 changing Sections 3-2.5-75 and 3-14-1 as follows:

14 (730 ILCS 5/3-2.5-75)

15 Sec. 3-2.5-75. Release from Department of Juvenile
16 Justice.

17 (a) Upon release of a youth on aftercare, the Department
18 shall return all property held for the youth, provide the
19 youth with suitable clothing, and procure necessary
20 transportation for the youth to his or her designated place of
21 residence and employment. It may provide the youth with a
22 grant of money for travel and expenses which may be paid in
23 installments. The amount of the money grant shall be
24 determined by the Department.

1 (b) Before a wrongfully imprisoned person, as defined in
2 Section 3-1-2 of this Code, is discharged from the Department,
3 the Department shall provide him or her with any documents
4 necessary after discharge.

5 (c) The Department of Juvenile Justice may establish and
6 maintain, in any institution it administers, revolving funds
7 to be known as "Travel and Allowances Revolving Funds". These
8 revolving funds shall be used for advancing travel and expense
9 allowances to committed, released, and discharged youth. The
10 moneys paid into these revolving funds shall be from
11 appropriations to the Department for committed, released, and
12 discharged prisoners.

13 (d) Upon the release of a youth on aftercare, the
14 Department shall provide that youth with information
15 concerning programs and services of the Department of Public
16 Health to ascertain whether that youth has been exposed to the
17 human immunodeficiency virus (HIV) or any identified causative
18 agent of Acquired Immunodeficiency Syndrome (AIDS).

19 (e) Upon the release of a youth on aftercare or who has
20 been wrongfully imprisoned, the Department shall verify the
21 youth's full name, date of birth, and social security number.
22 If verification is made by the Department by obtaining a
23 certified copy of the youth's birth certificate and the
24 youth's social security card or other documents authorized by
25 the Secretary, the Department shall provide the birth
26 certificate and social security card or other documents

1 authorized by the Secretary to the youth. If verification is
2 done by means other than obtaining a certified copy of the
3 youth's birth certificate and the youth's social security card
4 or other documents authorized by the Secretary, the Department
5 shall complete a verification form, prescribed by the
6 Secretary of State and shall provide that verification form to
7 the youth.

8 (f) In order to determine how many persons released from
9 incarceration in the Department of Juvenile Justice obtained
10 permanent Illinois Identification Cards, the Department of
11 Juvenile Justice shall track and issue an annual report to the
12 General Assembly detailing the number of birth certificates
13 obtained for persons while in its custody, the number of
14 social security cards obtained for persons while in its
15 custody, and the number of verification forms issued to
16 persons in its custody within 30 days of a person's release
17 from custody. The report shall include comparable data from
18 the previous calendar year and shall reflect any increases or
19 decreases. The Department of Juvenile Justice shall publish
20 the reports on its website.

21 (Source: P.A. 98-558, eff. 1-1-14; 98-685, eff. 1-1-15;
22 99-907, eff. 7-1-17.)

23 (730 ILCS 5/3-14-1) (from Ch. 38, par. 1003-14-1)

24 Sec. 3-14-1. Release from the institution.

25 (a) Upon release of a person on parole, mandatory release,

1 final discharge or pardon the Department shall return all
2 property held for him, provide him with suitable clothing and
3 procure necessary transportation for him to his designated
4 place of residence and employment. It may provide such person
5 with a grant of money for travel and expenses which may be paid
6 in installments. The amount of the money grant shall be
7 determined by the Department.

8 (a-1) The Department shall, before a wrongfully imprisoned
9 person, as defined in Section 3-1-2 of this Code, is
10 discharged from the Department, provide him or her with any
11 documents necessary after discharge.

12 (a-2) The Department of Corrections may establish and
13 maintain, in any institution it administers, revolving funds
14 to be known as "Travel and Allowances Revolving Funds". These
15 revolving funds shall be used for advancing travel and expense
16 allowances to committed, paroled, and discharged prisoners.
17 The moneys paid into such revolving funds shall be from
18 appropriations to the Department for Committed, Paroled, and
19 Discharged Prisoners.

20 (a-3) Upon release of a person who is eligible to vote on
21 parole, mandatory release, final discharge, or pardon, the
22 Department shall provide the person with a form that informs
23 him or her that his or her voting rights have been restored and
24 a voter registration application. The Department shall have
25 available voter registration applications in the languages
26 provided by the Illinois State Board of Elections. The form

1 that informs the person that his or her rights have been
2 restored shall include the following information:

3 (1) All voting rights are restored upon release from
4 the Department's custody.

5 (2) A person who is eligible to vote must register in
6 order to be able to vote.

7 The Department of Corrections shall confirm that the
8 person received the voter registration application and has
9 been informed that his or her voting rights have been
10 restored.

11 (a-4) ~~(a-3)~~ Prior to release of a person on parole,
12 mandatory supervised release, final discharge, or pardon, the
13 Department shall screen every person for Medicaid eligibility.
14 Officials of the correctional institution or facility where
15 the committed person is assigned shall assist an eligible
16 person to complete a Medicaid application to ensure that the
17 person begins receiving benefits as soon as possible after his
18 or her release. The application must include the eligible
19 person's address associated with his or her residence upon
20 release from the facility. If the residence is temporary, the
21 eligible person must notify the Department of Human Services
22 of his or her change in address upon transition to permanent
23 housing.

24 (b) (Blank).

25 (c) Except as otherwise provided in this Code, the
26 Department shall establish procedures to provide written

1 notification of any release of any person who has been
2 convicted of a felony to the State's Attorney and sheriff of
3 the county from which the offender was committed, and the
4 State's Attorney and sheriff of the county into which the
5 offender is to be paroled or released. Except as otherwise
6 provided in this Code, the Department shall establish
7 procedures to provide written notification to the proper law
8 enforcement agency for any municipality of any release of any
9 person who has been convicted of a felony if the arrest of the
10 offender or the commission of the offense took place in the
11 municipality, if the offender is to be paroled or released
12 into the municipality, or if the offender resided in the
13 municipality at the time of the commission of the offense. If a
14 person convicted of a felony who is in the custody of the
15 Department of Corrections or on parole or mandatory supervised
16 release informs the Department that he or she has resided,
17 resides, or will reside at an address that is a housing
18 facility owned, managed, operated, or leased by a public
19 housing agency, the Department must send written notification
20 of that information to the public housing agency that owns,
21 manages, operates, or leases the housing facility. The written
22 notification shall, when possible, be given at least 14 days
23 before release of the person from custody, or as soon
24 thereafter as possible. The written notification shall be
25 provided electronically if the State's Attorney, sheriff,
26 proper law enforcement agency, or public housing agency has

1 provided the Department with an accurate and up to date email
2 address.

3 (c-1) (Blank).

4 (c-2) The Department shall establish procedures to provide
5 notice to the Department of State Police of the release or
6 discharge of persons convicted of violations of the
7 Methamphetamine Control and Community Protection Act or a
8 violation of the Methamphetamine Precursor Control Act. The
9 Department of State Police shall make this information
10 available to local, State, or federal law enforcement agencies
11 upon request.

12 (c-5) If a person on parole or mandatory supervised
13 release becomes a resident of a facility licensed or regulated
14 by the Department of Public Health, the Illinois Department of
15 Public Aid, or the Illinois Department of Human Services, the
16 Department of Corrections shall provide copies of the
17 following information to the appropriate licensing or
18 regulating Department and the licensed or regulated facility
19 where the person becomes a resident:

20 (1) The mittimus and any pre-sentence investigation
21 reports.

22 (2) The social evaluation prepared pursuant to Section
23 3-8-2.

24 (3) Any pre-release evaluation conducted pursuant to
25 subsection (j) of Section 3-6-2.

26 (4) Reports of disciplinary infractions and

1 dispositions.

2 (5) Any parole plan, including orders issued by the
3 Prisoner Review Board, and any violation reports and
4 dispositions.

5 (6) The name and contact information for the assigned
6 parole agent and parole supervisor.

7 This information shall be provided within 3 days of the
8 person becoming a resident of the facility.

9 (c-10) If a person on parole or mandatory supervised
10 release becomes a resident of a facility licensed or regulated
11 by the Department of Public Health, the Illinois Department of
12 Public Aid, or the Illinois Department of Human Services, the
13 Department of Corrections shall provide written notification
14 of such residence to the following:

15 (1) The Prisoner Review Board.

16 (2) The chief of police and sheriff in the
17 municipality and county in which the licensed facility is
18 located.

19 The notification shall be provided within 3 days of the
20 person becoming a resident of the facility.

21 (d) Upon the release of a committed person on parole,
22 mandatory supervised release, final discharge or pardon, the
23 Department shall provide such person with information
24 concerning programs and services of the Illinois Department of
25 Public Health to ascertain whether such person has been
26 exposed to the human immunodeficiency virus (HIV) or any

1 identified causative agent of Acquired Immunodeficiency
2 Syndrome (AIDS).

3 (e) Upon the release of a committed person on parole,
4 mandatory supervised release, final discharge, pardon, or who
5 has been wrongfully imprisoned, the Department shall verify
6 the released person's full name, date of birth, and social
7 security number. If verification is made by the Department by
8 obtaining a certified copy of the released person's birth
9 certificate and the released person's social security card or
10 other documents authorized by the Secretary, the Department
11 shall provide the birth certificate and social security card
12 or other documents authorized by the Secretary to the released
13 person. If verification by the Department is done by means
14 other than obtaining a certified copy of the released person's
15 birth certificate and the released person's social security
16 card or other documents authorized by the Secretary, the
17 Department shall complete a verification form, prescribed by
18 the Secretary of State, and shall provide that verification
19 form to the released person.

20 (f) Forty-five days prior to the scheduled discharge of a
21 person committed to the custody of the Department of
22 Corrections, the Department shall give the person who is
23 otherwise uninsured an opportunity to apply for health care
24 coverage including medical assistance under Article V of the
25 Illinois Public Aid Code in accordance with subsection (b) of
26 Section 1-8.5 of the Illinois Public Aid Code, and the

1 Department of Corrections shall provide assistance with
2 completion of the application for health care coverage
3 including medical assistance. The Department may adopt rules
4 to implement this Section.

5 (g) In order to determine how many persons released from
6 incarceration in the Department obtained permanent Illinois
7 Identification Cards, the Department shall track and issue an
8 annual report to the General Assembly detailing the number of
9 birth certificates obtained for persons while in its custody,
10 the number of social security cards obtained for persons while
11 in its custody, and the number of verification forms issued to
12 persons in its custody within 30 days of a person's release
13 from custody. The report shall include comparable data from
14 the previous calendar year and shall reflect any increases or
15 decreases. The Department shall publish the reports on its
16 website.

17 (Source: P.A. 101-351, eff. 1-1-20; 101-442, eff. 1-1-20;
18 revised 9-9-19.)