



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5487

Introduced 2/9/2024, by Rep. Justin Slaughter

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-3-8

from Ch. 38, par. 1003-3-8

Amends the Unified Code of Corrections. Provides that upon completion of all mandatory conditions of parole or mandatory supervised release, the Department of Corrections shall file a certification with the Prisoner Review Board that the subject has completed the mandatory conditions of parole or mandatory supervised release and that discharge is appropriate. Provides that the order of discharge shall become effective upon entry of the order of the Board in cases in which the Board determined that the parolee or releasee: (1) is likely to remain at liberty without committing another offense; or (2) received a high school diploma, associate's degree, bachelor's degree, career certificate, or vocational technical certification or passed high school equivalency testing during the period of his or her parole or mandatory supervised release. Provides that if the person is on mandatory supervised release and is a low-risk and need subject person as determined by an appropriate evidence-based risk and need assessment, the order of discharge shall become effective upon entry of the order of the Board. Provides that the order of discharge in other cases shall become effective 30 days after the Department of Corrections files the certification unless the Prisoner Review Board denies early discharge.

LRB103 37517 RLC 67640 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 Unified Code of Corrections is amended by
5 changing Section 3-3-8 as follows:

6 (730 ILCS 5/3-3-8) (from Ch. 38, par. 1003-3-8)

7 Sec. 3-3-8. Length of parole and mandatory supervised
8 release; discharge.

9 (a) The length of parole for a person sentenced under the
10 law in effect prior to the effective date of this amendatory
11 Act of 1977 and the length of mandatory supervised release for
12 those sentenced under the law in effect on and after such
13 effective date shall be as set out in Section 5-8-1 unless
14 sooner terminated under paragraph (b) of this Section.

15 (b) The Prisoner Review Board may enter an order releasing
16 and discharging one from parole or mandatory supervised
17 release, and his or her commitment to the Department, when it
18 determines that he or she is likely to remain at liberty
19 without committing another offense.

20 (b-1) Provided that the subject is in compliance with the
21 terms and conditions of his or her parole or mandatory
22 supervised release, the Prisoner Review Board shall reduce the
23 period of a parolee or releasee's parole or mandatory

1 supervised release by 90 days upon the parolee or releasee
2 receiving a high school diploma, associate's degree,
3 bachelor's degree, career certificate, or vocational technical
4 certification or upon passage of high school equivalency
5 testing during the period of his or her parole or mandatory
6 supervised release. A parolee or releasee shall provide
7 documentation from the educational institution or the source
8 of the qualifying educational or vocational credential to
9 their supervising officer for verification. Each reduction in
10 the period of a subject's term of parole or mandatory
11 supervised release shall be available only to subjects who
12 have not previously earned the relevant credential for which
13 they are receiving the reduction. As used in this Section,
14 "career certificate" means a certificate awarded by an
15 institution for satisfactory completion of a prescribed
16 curriculum that is intended to prepare an individual for
17 employment in a specific field.

18 (b-2) The Prisoner Review Board may release a low-risk and
19 need subject person from mandatory supervised release as
20 determined by an appropriate evidence-based risk and need
21 assessment.

22 (b-3) Upon completion of all mandatory conditions of
23 parole or mandatory supervised release, the Department of
24 Corrections shall file a certification with the Prisoner
25 Review Board that the subject has completed the mandatory
26 conditions of parole or mandatory supervised release and that

1 discharge is appropriate.

2 (c) The order of discharge under subsections (b), (b-1),
3 and (b-2) shall become effective upon entry of the order of the
4 Board. The order of discharge under subsection (b-3) shall
5 become effective 30 days after the Department of Corrections
6 files the certification with the Prisoner Review Board unless
7 the Board denies early discharge. The Board shall notify the
8 clerk of the committing court of the order. Upon receipt of
9 such copy, the clerk shall make an entry on the record judgment
10 that the sentence or commitment has been satisfied pursuant to
11 the order.

12 (d) Rights of the person discharged under this Section
13 shall be restored under Section 5-5-5.

14 (e) Upon a denial of early discharge under this Section,
15 the Prisoner Review Board shall provide the person on parole
16 or mandatory supervised release a list of steps or
17 requirements that the person must complete or meet to be
18 granted an early discharge at a subsequent review and share
19 the process for seeking a subsequent early discharge review
20 under this subsection. Upon the completion of such steps or
21 requirements, the person on parole or mandatory supervised
22 release may petition the Prisoner Review Board to grant them
23 an early discharge review. Within no more than 30 days of a
24 petition under this subsection, the Prisoner Review Board
25 shall review the petition and make a determination.

26 (Source: P.A. 103-271, eff. 1-1-24.)