

# SB3381



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

SB3381

Introduced 2/8/2024, by Sen. Mike Simmons

#### SYNOPSIS AS INTRODUCED:

New Act  
775 ILCS 5/6-102

Creates the Censorship in Correctional Facilities Act. Provides that a law enforcement agency or law enforcement official shall not refuse to approve the use or prohibit the use of books, including, but not limited to, memoirs, autobiographies, and biographies, based upon the depiction in those materials of matters related to the protected characteristics or categories identified in the Illinois Human Rights Act in any correctional facility in the State. Defines terms. Makes corresponding changes.

LRB103 38389 MXP 68524 b

A BILL FOR

1 AN ACT concerning correctional facilities.

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 Censorship in Correctional Facilities Act.

6 Section 5. Definitions. As used in this Act:

7 "Law enforcement agency" means an agency of the State or  
8 of a unit of local government charged with enforcement of  
9 State, county, or municipal laws or with managing custody of  
10 detained persons in the State.

11 "Law enforcement official" means any individual with the  
12 power to arrest or detain individuals, including law  
13 enforcement officers, corrections officers, and others  
14 employed or designated by a law enforcement agency. "Law  
15 enforcement official" includes a probation officer.

16 Section 10. Censorship or book bans prohibited. A law  
17 enforcement agency or law enforcement official shall not  
18 refuse to approve the use or prohibit the use of books,  
19 including, but not limited to, memoirs, autobiographies, and  
20 biographies, based upon the depiction in those materials of  
21 matters related to the protected characteristics or categories  
22 identified in subsection (Q) of Section 1-103 of the Illinois

1 Human Rights Act in any correctional facility in the State.

2 Section 15. The Illinois Human Rights Act is amended by  
3 changing Section 6-102 as follows:

4 (775 ILCS 5/6-102)

5 Sec. 6-102. Violations of other Acts. A person who  
6 violates Section 11-117-12.2 of the Illinois Municipal Code,  
7 Section 224.05 of the Illinois Insurance Code, Section 8-201.5  
8 of the Public Utilities Act, Sections 2-1401.1, 9-107.10,  
9 9-107.11, and 15-1501.6 of the Code of Civil Procedure,  
10 Section 4.05 of the Interest Act, the Military Personnel  
11 Cellular Phone Contract Termination Act, Section 405-272 of  
12 the Civil Administrative Code of Illinois, Section 10-63 of  
13 the Illinois Administrative Procedure Act, Sections 30.25 and  
14 30.30 of the Military Code of Illinois, Section 16 of the  
15 Landlord and Tenant Act, Section 26.5 of the Retail  
16 Installment Sales Act, Section 10 of the Censorship in  
17 Correctional Facilities Act, or Section 37 of the Motor  
18 Vehicle Leasing Act commits a civil rights violation within  
19 the meaning of this Act.

20 (Source: P.A. 102-558, eff. 8-20-21.)