



Adopted in House Comm. on Feb 17, 2005

09400HB0469ham001

LRB094 07014 RXD 41032 a

1 AMENDMENT TO HOUSE BILL 469

2 AMENDMENT NO. _____. Amend House Bill 469 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 3-7-2 as follows:

6 (730 ILCS 5/3-7-2) (from Ch. 38, par. 1003-7-2)

7 Sec. 3-7-2. Facilities.

8 (a) All institutions and facilities of the Department shall
9 provide every committed person with access to toilet
10 facilities, barber facilities, bathing facilities at least
11 once each week, a library of legal materials and published
12 materials including newspapers and magazines approved by the
13 Director. A committed person may not receive any materials that
14 the Director deems pornographic.

15 (b) (Blank).

16 (c) All institutions and facilities of the Department shall
17 provide facilities for every committed person to leave his cell
18 for at least one hour each day unless the chief administrative
19 officer determines that it would be harmful or dangerous to the
20 security or safety of the institution or facility.

21 (d) All institutions and facilities of the Department shall
22 provide every committed person with a wholesome and nutritional
23 diet at regularly scheduled hours, drinking water, clothing

1 adequate for the season, bedding, soap and towels and medical
2 and dental care.

3 (e) All institutions and facilities of the Department shall
4 permit every committed person to send and receive an unlimited
5 number of uncensored letters, provided, however, that the
6 Director may order that mail be inspected and read for reasons
7 of the security, safety or morale of the institution or
8 facility.

9 (f) All of the institutions and facilities of the
10 Department shall permit every committed person to receive
11 visitors, except in case of abuse of the visiting privilege or
12 when the chief administrative officer determines that such
13 visiting would be harmful or dangerous to the security, safety
14 or morale of the institution or facility. The chief
15 administrative officer shall have the right to restrict
16 visitation to non-contact visits for reasons of safety,
17 security, and order, including, but not limited to, restricting
18 contact visits for committed persons engaged in gang activity.
19 No committed person in a super maximum security facility or on
20 disciplinary segregation is allowed contact visits. Any
21 committed person found in possession of illegal drugs or who
22 fails a drug test shall not be permitted contact visits for a
23 period of at least 6 months. Any committed person involved in
24 gang activities or found guilty of assault committed against a
25 Department employee shall not be permitted contact visits for a
26 period of at least 6 months.

27 (g) All institutions and facilities of the Department shall
28 permit religious ministrations and sacraments to be available
29 to every committed person, but attendance at religious services
30 shall not be required.

31 (h) Within 90 days after December 31, 1996, the Department
32 shall prohibit the use of curtains, cell-coverings, or any
33 other matter or object that obstructs or otherwise impairs the
34 line of vision into a committed person's cell.

1 (i) All institutions and facilities of the Department shall
2 permit a committed person to purchase, possess, and use
3 condoms. A committed person may not be denied any privileges or
4 good conduct credit because of the committed person's purchase,
5 possession, or use of condoms. Neither the Department nor an
6 institution or facility of the Department may declare condoms
7 as contraband.

8 (Source: P.A. 90-14, eff. 7-1-97; 91-912, eff. 7-7-00.)".