



Sen. Christine Radogno

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09500HB1235sam003

LRB095 04645 RLJ 50879 a

1 AMENDMENT TO HOUSE BILL 1235

2 AMENDMENT NO. _____. Amend House Bill 1235 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Facilities Closure Act is amended by
5 changing Section 5-5 and by adding Sections 5-12 and 5-15 as
6 follows:

7 (30 ILCS 608/5-5)

8 Sec. 5-5. Definitions. In this Act:

9 "Commission" means the Commission on Government
10 Forecasting and Accountability.

11 "State facility" means any facility (i) that is owned and
12 operated by the State or leased and operated by the State and
13 (ii) that is the primary stationary work location for 25 or
14 more State employees. "State facility" does not include any
15 facility under the jurisdiction of the legislative branch,
16 including the Auditor General, or the judicial branch.

1 "Correctional Facilities Panel" means the study panel
2 created and authorized in Section 5-15 of this Act.

3 (Source: P.A. 93-839, eff. 7-30-04; 93-1067, eff. 1-15-05.)

4 (30 ILCS 608/5-12 new)

5 Sec. 5-12. Correctional facilities closure moratorium.
6 Beginning on the effective date of this amendatory Act of the
7 95th General Assembly, no correctional facility managed or
8 operated by the Illinois Department of Corrections may be
9 closed, eliminated, or otherwise required to reduce its 2007
10 average daily population or average daily workforce by more
11 than 20% prior to the completion of the required review by the
12 Correctional Facilities Panel and submission of the panel's
13 final report as required in Section 5-15 of this Act.

14 (30 ILCS 608/5-15 new)

15 Sec. 5-15. Correctional Facilities Panel.

16 (a) The Correctional Facilities Panel is hereby created and
17 shall be comprised of the Director of the Department of
18 Corrections, or his or her designee; 4 members of the General
19 Assembly: one appointed by the President of the Senate, one
20 appointed by the Minority Leader of the Senate, one appointed
21 by the Speaker of the House of Representatives, and one
22 appointed by the Minority Leader of the House of
23 Representatives; 2 representatives of the employees who work
24 within the State's prisons, to be appointed by the Commission

1 on Government Forecasting and Accountability; and 2 persons or
2 representatives of organizations with expertise in prisons,
3 correctional facilities, or prison populations, to be
4 appointed by the Commission on Government Forecasting and
5 Accountability.

6 All members of the Panel are to be appointed within 90 days
7 after the effective date of this amendatory Act of the 95th
8 General Assembly.

9 (b) The Correctional Facilities Panel shall review the
10 physical condition, the size and composition of the inmate
11 population, and any specific and immediate needs of each
12 correctional facility managed or operated by the State.

13 (c) The Panel is authorized to hold public hearings, take
14 testimony, and request detailed and specific information
15 relating to the inmate population, staff, or both of any
16 individual correctional facility managed or operated by the
17 State, as well as the State's prison system at large.

18 Any data or information requested from any agency of the
19 State, including but not limited to the Department of
20 Corrections, is to be provided within 30 days of any written
21 request for information being submitted by the Panel. If the
22 requested information or data is not available within 30 days,
23 the head of the agency to which the request was originally
24 submitted shall provide the Panel, in writing, a detailed
25 explanation as to why the data or information requested cannot
26 be timely provided, whether the information exists, and when it

1 can be expected to be received by the Panel.

2 (d) The review conducted by the Panel must include, but not
3 be limited to, a detailed composition of (i) current prison
4 populations and their respective requirements for effective
5 reform, (ii) the geographical location of inmate families and
6 their respective needs, (iii) employee locations, staffing
7 levels, and the demands being placed on prison staffs within
8 the State, (iv) the physical condition of each of the State's
9 correctional facilities and their respective needs, (v) the
10 potential necessity for a geriatric correctional facility in
11 Illinois, (vi) the sentencing guidelines utilized in Illinois,
12 and (vii) the economic impacts created, at both the State and
13 local levels, by each of the State's correctional facilities,
14 with special attention given to any correctional facility
15 recommended to be immediately or abruptly decommissioned and
16 their respective populations moved throughout the remainder of
17 the State's prison system.

18 (e) The Commission on Government Forecasting and
19 Accountability shall provide staff and administrative
20 assistance to the Correctional Facilities Panel. All agencies
21 of the State must cooperate to the fullest extent possible to
22 assist the Correctional Facilities Panel in the completion of
23 its work.

24 (f) The Panel shall perform a detailed examination of the
25 State's correctional facilities and the respective populations
26 and workforces of the facilities, including information

1 concerning the families of the inmates and staff of the
2 facility. The Panel shall issue its findings and
3 recommendations in a final report to the General Assembly
4 outlining a long-term objective plan for the State's
5 correctional facilities, the populations they hold, and the
6 workforce needed to best protect the citizens of Illinois. The
7 final report must be submitted to the General Assembly no later
8 than September 1, 2009.

9 (g) Sixty days after submission of its final report to the
10 General Assembly, the Correctional Facilities Panel shall be
11 dissolved.

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.".