

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 Access
5 to Religious Ministry Act of 2008.

6 Section 5. The County Jail Act is amended by adding Section
7 26 as follows:

8 (730 ILCS 125/26 new)

9 Sec. 26. Detainees in immigration custody; religious
10 worker access to jails.

11 (a) Any county jail in the State of Illinois for which an
12 intergovernmental agreement has been entered into with United
13 States Immigration and Customs Enforcement (ICE) for detention
14 of immigration-related detainees shall be required to provide
15 to religious workers reasonable access to such jail. Such
16 access shall be consistent with the safety, security, and the
17 orderly operation of the facility.

18 (b) For purposes of this Section, "reasonable access" means
19 the ability of the religious worker to enter the jail facility
20 to be available to meet with immigration detainees who wish to
21 consult with the religious worker regarding their spiritual
22 needs. Such access shall be at times set by the sheriff or his

1 or her designee. The facility shall provide advance notice to
2 the immigration detainees of the times during which religious
3 workers shall be available for consultation under this Section,
4 and shall not limit the access of detainees to such religious
5 workers without good cause. Consultations with religious
6 workers under this Section shall not be counted against the
7 visitation time or number of visits to which a detainee is
8 otherwise entitled under the facility's visitation policies.

9 (c) The sheriff or his or her designee shall have the right
10 to screen and approve individuals seeking access to immigration
11 detainees at the facility under this Act.

12 Section 97. Severability. The provisions of this Act are
13 severable under Section 1.31 of the Statute on Statutes.