



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB5268

by Rep. Daniel V. Beiser

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-14-1

from Ch. 38, par. 1003-14-1

Amends the Unified Code of Corrections. Provides that the Department of Corrections shall establish procedures to provide written notification to the chief of police, or if the municipality has no chief of police, the highest ranking law enforcement officer of the proper law enforcement agency for a municipality of any release of any person who has been convicted of a felony if the arrest of the offender or the commission of the offense took place in the municipality, if the offender is to be paroled or released into the municipality, or if the offender resided in the municipality at the time of the commission of the offense.

LRB095 17190 RLC 43250 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 3-14-1 as follows:

6 (730 ILCS 5/3-14-1) (from Ch. 38, par. 1003-14-1)

7 Sec. 3-14-1. Release from the Institution.

8 (a) Upon release of a person on parole, mandatory release,
9 final discharge or pardon the Department shall return all
10 property held for him, provide him with suitable clothing and
11 procure necessary transportation for him to his designated
12 place of residence and employment. It may provide such person
13 with a grant of money for travel and expenses which may be paid
14 in installments. The amount of the money grant shall be
15 determined by the Department.

16 The Department of Corrections may establish and maintain,
17 in any institution it administers, revolving funds to be known
18 as "Travel and Allowances Revolving Funds". These revolving
19 funds shall be used for advancing travel and expense allowances
20 to committed, paroled, and discharged prisoners. The moneys
21 paid into such revolving funds shall be from appropriations to
22 the Department for Committed, Paroled, and Discharged
23 Prisoners.

1 (b) (Blank).

2 (c) Except as otherwise provided in this Code, the
3 Department shall establish procedures to provide written
4 notification of any release of any person who has been
5 convicted of a felony to the State's Attorney and sheriff of
6 the county from which the offender was committed, and the
7 State's Attorney and sheriff of the county into which the
8 offender is to be paroled or released. Except as otherwise
9 provided in this Code, the Department shall establish
10 procedures to provide written notification to the chief of
11 police, or if the municipality has no chief of police, the
12 highest ranking law enforcement officer of the proper law
13 enforcement agency for any municipality of any release of any
14 person who has been convicted of a felony if the arrest of the
15 offender or the commission of the offense took place in the
16 municipality, if the offender is to be paroled or released into
17 the municipality, or if the offender resided in the
18 municipality at the time of the commission of the offense. If a
19 person convicted of a felony who is in the custody of the
20 Department of Corrections or on parole or mandatory supervised
21 release informs the Department that he or she has resided,
22 resides, or will reside at an address that is a housing
23 facility owned, managed, operated, or leased by a public
24 housing agency, the Department must send written notification
25 of that information to the public housing agency that owns,
26 manages, operates, or leases the housing facility. The written

1 notification shall, when possible, be given at least 14 days
2 before release of the person from custody, or as soon
3 thereafter as possible.

4 (c-1) (Blank).

5 (c-5) If a person on parole or mandatory supervised release
6 becomes a resident of a facility licensed or regulated by the
7 Department of Public Health, the Illinois Department of Public
8 Aid, or the Illinois Department of Human Services, the
9 Department of Corrections shall provide copies of the following
10 information to the appropriate licensing or regulating
11 Department and the licensed or regulated facility where the
12 person becomes a resident:

13 (1) The mittimus and any pre-sentence investigation
14 reports.

15 (2) The social evaluation prepared pursuant to Section
16 3-8-2.

17 (3) Any pre-release evaluation conducted pursuant to
18 subsection (j) of Section 3-6-2.

19 (4) Reports of disciplinary infractions and
20 dispositions.

21 (5) Any parole plan, including orders issued by the
22 Prisoner Review Board, and any violation reports and
23 dispositions.

24 (6) The name and contact information for the assigned
25 parole agent and parole supervisor.

26 This information shall be provided within 3 days of the

1 person becoming a resident of the facility.

2 (c-10) If a person on parole or mandatory supervised
3 release becomes a resident of a facility licensed or regulated
4 by the Department of Public Health, the Illinois Department of
5 Public Aid, or the Illinois Department of Human Services, the
6 Department of Corrections shall provide written notification
7 of such residence to the following:

8 (1) The Prisoner Review Board.

9 (2) The chief of police and sheriff in the municipality
10 and county in which the licensed facility is located.

11 The notification shall be provided within 3 days of the
12 person becoming a resident of the facility.

13 (d) Upon the release of a committed person on parole,
14 mandatory supervised release, final discharge or pardon, the
15 Department shall provide such person with information
16 concerning programs and services of the Illinois Department of
17 Public Health to ascertain whether such person has been exposed
18 to the human immunodeficiency virus (HIV) or any identified
19 causative agent of Acquired Immunodeficiency Syndrome (AIDS).

20 (e) Upon the release of a committed person on parole,
21 mandatory supervised release, final discharge, or pardon, the
22 Department shall provide the person who has met the criteria
23 established by the Department with an identification card
24 identifying the person as being on parole, mandatory supervised
25 release, final discharge, or pardon, as the case may be. The
26 Department, in consultation with the Office of the Secretary of

1 State, shall prescribe the form of the identification card,
2 which may be similar to the form of the standard Illinois
3 Identification Card. The Department shall inform the committed
4 person that he or she may present the identification card to
5 the Office of the Secretary of State upon application for a
6 standard Illinois Identification Card in accordance with the
7 Illinois Identification Card Act. The Department shall require
8 the committed person to pay a \$1 fee for the identification
9 card.

10 For purposes of a committed person receiving an
11 identification card issued by the Department under this
12 subsection, the Department shall establish criteria that the
13 committed person must meet before the card is issued. It is the
14 sole responsibility of the committed person requesting the
15 identification card issued by the Department to meet the
16 established criteria. The person's failure to meet the criteria
17 is sufficient reason to deny the committed person the
18 identification card. An identification card issued by the
19 Department under this subsection shall be valid for a period of
20 time not to exceed 30 calendar days from the date the card is
21 issued. The Department shall not be held civilly or criminally
22 liable to anyone because of any act of any person utilizing a
23 card issued by the Department under this subsection.

24 The Department shall adopt rules governing the issuance of
25 identification cards to committed persons being released on
26 parole, mandatory supervised release, final discharge, or

1 pardon.

2 (Source: P.A. 94-163, eff. 7-11-05.)