



Sen. Kwame Raoul

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1 AMENDMENT TO SENATE BILL 1725

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1725 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Children and Family Services Act is amended  
5 by changing Section 17a-5 as follows:

6 (20 ILCS 505/17a-5) (from Ch. 23, par. 5017a-5)

7 Sec. 17a-5. The Department of Human Services shall be  
8 successor to the Department of Children and Family Services in  
9 the latter Department's capacity as successor to the Illinois  
10 Law Enforcement Commission in the functions of that Commission  
11 relating to juvenile justice and the federal Juvenile Justice  
12 and Delinquency Prevention Act of 1974 as amended, and shall  
13 have the powers, duties and functions specified in this Section  
14 relating to juvenile justice and the federal Juvenile Justice  
15 and Delinquency Prevention Act of 1974, as amended.

16 (1) Definitions. As used in this Section:

1           (a) "juvenile justice system" means all activities by  
2 public or private agencies or persons pertaining to the  
3 handling of youth involved or having contact with the  
4 police, courts or corrections;

5           (b) "unit of general local government" means any  
6 county, municipality or other general purpose political  
7 subdivision of this State;

8           (c) "Commission" means the Illinois Juvenile Justice  
9 Commission provided for in Section 17a-9 of this Act.

10          (2) Powers and Duties of Department. The Department of  
11 Human Services shall serve as the official State Planning  
12 Agency for juvenile justice for the State of Illinois and in  
13 that capacity is authorized and empowered to discharge any and  
14 all responsibilities imposed on such bodies by the federal  
15 Juvenile Justice and Delinquency Prevention Act of 1974, as  
16 amended, specifically the deinstitutionalization of status  
17 offenders, separation of juveniles and adults in municipal and  
18 county jails, removal of juveniles from county and municipal  
19 jails and monitoring of compliance with these mandates. In  
20 furtherance thereof, the Department has the powers and duties  
21 set forth in paragraphs 3 through 15 of this Section:

22          (3) To develop annual comprehensive plans based on analysis  
23 of juvenile crime problems and juvenile justice and delinquency  
24 prevention needs in the State, for the improvement of juvenile  
25 justice throughout the State, such plans to be in accordance  
26 with the federal Juvenile Justice and Delinquency Prevention

1 Act of 1974, as amended;

2 (4) To define, develop and correlate programs and projects  
3 relating to administration of juvenile justice for the State  
4 and units of general local government within the State or for  
5 combinations of such units for improvement in law enforcement:

6 (5) To advise, assist and make recommendations to the  
7 Governor as to how to achieve a more efficient and effective  
8 juvenile justice system;

9 (5.1) To develop recommendations to ensure the effective  
10 reintegration of youth offenders into communities to which they  
11 are returning. The Illinois Juvenile Justice Commission,  
12 utilizing available information provided by the Department of  
13 Juvenile Justice, the Prisoner Review Board, the Illinois  
14 Criminal Justice Information Authority, and any other relevant  
15 State agency, shall develop by September 30, 2009, a report on  
16 juveniles who have been the subject of a parole revocation  
17 within the past year in Illinois. The report shall provide  
18 information on the number of youth confined in the Department  
19 of Juvenile Justice for revocation based on a technical parole  
20 violation, the length of time the youth spent on parole prior  
21 to the revocation, the nature of the committing offense that  
22 served as the basis for the original commitment, demographic  
23 information including age, race, sex, and zip code of the  
24 underlying offense and the conduct leading to revocation. In  
25 addition, the Juvenile Justice Commission shall develop  
26 recommendations to:

1           (A) recommend the development of a tracking system to  
2           provide quarterly statewide reports on youth released from  
3           the Illinois Department of Juvenile Justice including  
4           lengths of stay in the Illinois Department of Juvenile  
5           Justice prior to release, length of monitoring  
6           post-release, pre-release services provided to each youth,  
7           violations of release conditions including length of  
8           release prior to violation, nature of violation, and  
9           intermediate sanctions offered prior to violation;

10           (B) recommend outcome measures of educational  
11           attainment, employment, homelessness, recidivism, and  
12           other appropriate measures that can be used to assess the  
13           performance of the State of Illinois in operating youth  
14           offender reentry programs.

15           The Juvenile Justice Commission shall include information  
16           and recommendations on the effectiveness of the State's  
17           juvenile reentry programming, including progress on the  
18           recommendations in subparagraphs (A) and (B) of this paragraph  
19           (5.1), in its annual submission of recommendations to the  
20           Governor and the General Assembly on matters relative to its  
21           function, and in its annual juvenile justice plan. This  
22           paragraph (5.1) may be cited as the Youth Reentry Improvement  
23           Law of 2009;

24           (6) To act as a central repository for federal, State,  
25 regional and local research studies, plans, projects, and  
26 proposals relating to the improvement of the juvenile justice

1 system;

2 (7) To act as a clearing house for information relating to  
3 all aspects of juvenile justice system improvement;

4 (8) To undertake research studies to aid in accomplishing  
5 its purposes;

6 (9) To establish priorities for the expenditure of funds  
7 made available by the United States for the improvement of the  
8 juvenile justice system throughout the State;

9 (10) To apply for, receive, allocate, disburse, and account  
10 for grants of funds made available by the United States  
11 pursuant to the federal Juvenile Justice and Delinquency  
12 Prevention Act of 1974, as amended; and such other similar  
13 legislation as may be enacted from time to time in order to  
14 plan, establish, operate, coordinate, and evaluate projects  
15 directly or through grants and contracts with public and  
16 private agencies for the development of more effective  
17 education, training, research, prevention, diversion,  
18 treatment and rehabilitation programs in the area of juvenile  
19 delinquency and programs to improve the juvenile justice  
20 system;

21 (11) To insure that no more than the maximum percentage of  
22 the total annual State allotment of juvenile justice funds be  
23 utilized for the administration of such funds;

24 (12) To provide at least 66-2/3 per centum of funds  
25 received by the State under the Juvenile Justice and  
26 Delinquency Prevention Act of 1974, as amended, are expended

1 through:

2 (a) programs of units of general local government or  
3 combinations thereof, to the extent such programs are  
4 consistent with the State plan; and

5 (b) programs of local private agencies, to the extent  
6 such programs are consistent with the State plan;

7 (13) To enter into agreements with the United States  
8 government which may be required as a condition of obtaining  
9 federal funds;

10 (14) To enter into contracts and cooperate with units of  
11 general local government or combinations of such units, State  
12 agencies, and private organizations of all types, for the  
13 purpose of carrying out the duties of the Department imposed by  
14 this Section or by federal law or regulations;

15 (15) To exercise all other powers that are reasonable and  
16 necessary to fulfill its functions under applicable federal law  
17 or to further the purposes of this Section.

18 (Source: P.A. 89-507, eff. 7-1-97.)

19 Section 99. Effective date. This Act takes effect upon  
20 becoming law."