



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB2462

Introduced 10/14/2009, by Sen. James F. Clayborne, Jr.

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-14-2

from Ch. 38, par. 1003-14-2

Amends the Unified Code of Corrections. Provides that if the parolee or releasee is a sex offender or a sexual predator as defined in the Sex Offender Registration Act, a copy of the conditions of his or her parole or release shall be transmitted to the local law enforcement agency of the county or municipality to which the sex offender or sexual predator is released. Provides that a local law enforcement agency located within 3 miles of a municipality to which a sex offender or sexual predator is released may receive, upon its request, a copy of the conditions of the sex offender's or sexual predator's parole or release. Effective immediately.

LRB096 13521 RLC 28262 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 3-14-2 as follows:

6 (730 ILCS 5/3-14-2) (from Ch. 38, par. 1003-14-2)

7 Sec. 3-14-2. Supervision on Parole, Mandatory Supervised
8 Release and Release by Statute.

9 (a) The Department shall retain custody of all persons
10 placed on parole or mandatory supervised release or released
11 pursuant to Section 3-3-10 of this Code and shall supervise
12 such persons during their parole or release period in accord
13 with the conditions set by the Prisoner Review Board. Such
14 conditions shall include referral to an alcohol or drug abuse
15 treatment program, as appropriate, if such person has
16 previously been identified as having an alcohol or drug abuse
17 problem. Such conditions may include that the person use an
18 approved electronic monitoring device subject to Article 8A of
19 Chapter V.

20 (b) The Department shall assign personnel to assist persons
21 eligible for parole in preparing a parole plan. Such Department
22 personnel shall make a report of their efforts and findings to
23 the Prisoner Review Board prior to its consideration of the

1 case of such eligible person.

2 (c) A copy of the conditions of his parole or release shall
3 be signed by the parolee or releasee and given to him and to
4 his supervising officer who shall report on his progress under
5 the rules and regulations of the Prisoner Review Board. If the
6 parolee or releasee is a sex offender or a sexual predator as
7 defined in the Sex Offender Registration Act, a copy of the
8 conditions of his or her parole or release shall be transmitted
9 to the local law enforcement agency of the county or
10 municipality to which the sex offender or sexual predator is
11 released. A local law enforcement agency located within 3 miles
12 of a municipality to which a sex offender or sexual predator is
13 released may receive, upon its request, a copy of the
14 conditions of the sex offender's or sexual predator's parole or
15 release. The supervising officer shall report violations to the
16 Prisoner Review Board and shall have the full power of peace
17 officers in the arrest and retaking of any parolees or
18 releasees or the officer may request the Department to issue a
19 warrant for the arrest of any parolee or releasee who has
20 allegedly violated his parole or release conditions. If the
21 parolee or releasee commits an act that constitutes a felony
22 using a firearm or knife, or, if applicable, fails to comply
23 with the requirements of the Sex Offender Registration Act, the
24 officer shall request the Department to issue a warrant and the
25 Department shall issue the warrant and the officer or the
26 Department shall file a violation report with notice of charges

1 with the Prisoner Review Board. A sheriff or other peace
2 officer may detain an alleged parole or release violator until
3 a warrant for his return to the Department can be issued. The
4 parolee or releasee may be delivered to any secure place until
5 he can be transported to the Department.

6 (d) The supervising officer shall regularly advise and
7 consult with the parolee or releasee, assist him in adjusting
8 to community life, inform him of the restoration of his rights
9 on successful completion of sentence under Section 5-5-5. If
10 the parolee or releasee has been convicted of a sex offense as
11 defined in the Sex Offender Management Board Act, the
12 supervising officer shall periodically, but not less than once
13 a month, verify that the parolee or releasee is in compliance
14 with paragraph (7.6) of subsection (a) of Section 3-3-7.

15 (e) Supervising officers shall receive specialized
16 training in the special needs of female releasees or parolees
17 including the family reunification process.

18 (f) The supervising officer shall keep such records as the
19 Prisoner Review Board or Department may require. All records
20 shall be entered in the master file of the individual.

21 (Source: P.A. 93-979, eff. 8-20-04; 94-161, eff. 7-11-05.)

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.