

SB1837



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB1837

Introduced 2/9/2011, by Sen. Thomas Johnson

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-3-1

from Ch. 38, par. 1003-3-1

Amends the Unified Code of Corrections. Provides that a member of the Prisoner Review Board may accept a profit or salary for teaching or presenting if the teaching or presenting is relevant to the member's field of expertise at: (1) a public or private institute of higher learning, including the Police Training Institute; (2) a workshop, seminar, conference, institute, or symposium; or (3) an educational course offered to juveniles committed to the Department of Juvenile Justice or to juveniles being paroled as a condition of parole.

LRB097 07130 RLC 50219 b

A BILL FOR

1 AN ACT concerning corrections.

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 3-3-1 as follows:

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

7 Sec. 3-3-1. Establishment and Appointment of Prisoner
8 Review Board.

9 (a) There shall be a Prisoner Review Board independent of
10 the Department of Corrections which shall be:

11 (1) the paroling authority for persons sentenced under
12 the law in effect prior to the effective date of this
13 amendatory Act of 1977;

14 (2) the board of review for cases involving the
15 revocation of good conduct credits or a suspension or
16 reduction in the rate of accumulating such credit;

17 (3) the board of review and recommendation for the
18 exercise of executive clemency by the Governor;

19 (4) the authority for establishing release dates for
20 certain prisoners sentenced under the law in existence
21 prior to the effective date of this amendatory Act of 1977,
22 in accordance with Section 3-3-2.1 of this Code;

23 (5) the authority for setting conditions for parole,

1 mandatory supervised release under Section 5-8-1(a) of
2 this Code, and determining whether a violation of those
3 conditions warrant revocation of parole or mandatory
4 supervised release or the imposition of other sanctions.

5 (b) The Board shall consist of 15 persons appointed by the
6 Governor by and with the advice and consent of the Senate. One
7 member of the Board shall be designated by the Governor to be
8 Chairman and shall serve as Chairman at the pleasure of the
9 Governor. The members of the Board shall have had at least 5
10 years of actual experience in the fields of penology,
11 corrections work, law enforcement, sociology, law, education,
12 social work, medicine, psychology, other behavioral sciences,
13 or a combination thereof. At least 6 members so appointed must
14 have had at least 3 years experience in the field of juvenile
15 matters. No more than 8 Board members may be members of the
16 same political party.

17 Except as otherwise provided in this subsection (b), each
18 ~~Each~~ member of the Board shall serve on a full-time basis and
19 shall not hold any other salaried public office, whether
20 elective or appointive, nor any other office or position of
21 profit, nor engage in any other business, employment, or
22 vocation; however, a member of the Board may accept a profit or
23 salary for teaching or presenting if the teaching or presenting
24 is relevant to the member's field of expertise at:

25 (1) a public or private institute of higher learning,
26 including the Police Training Institute;

1 (2) a workshop, seminar, conference, institute, or
2 symposium; or

3 (3) an educational course offered to juveniles
4 committed to the Department of Juvenile Justice or to
5 juveniles being paroled as a condition of parole. The
6 Chairman of the Board shall receive \$35,000 a year, or an
7 amount set by the Compensation Review Board, whichever is
8 greater, and each other member \$30,000, or an amount set by
9 the Compensation Review Board, whichever is greater.

10 (c) Notwithstanding any other provision of this Section,
11 the term of each member of the Board who was appointed by the
12 Governor and is in office on June 30, 2003 shall terminate at
13 the close of business on that date or when all of the successor
14 members to be appointed pursuant to this amendatory Act of the
15 93rd General Assembly have been appointed by the Governor,
16 whichever occurs later. As soon as possible, the Governor shall
17 appoint persons to fill the vacancies created by this
18 amendatory Act.

19 Of the initial members appointed under this amendatory Act
20 of the 93rd General Assembly, the Governor shall appoint 5
21 members whose terms shall expire on the third Monday in January
22 2005, 5 members whose terms shall expire on the third Monday in
23 January 2007, and 5 members whose terms shall expire on the
24 third Monday in January 2009. Their respective successors shall
25 be appointed for terms of 6 years from the third Monday in
26 January of the year of appointment. Each member shall serve

1 until his successor is appointed and qualified.

2 Any member may be removed by the Governor for incompetence,
3 neglect of duty, malfeasance or inability to serve.

4 (d) The Chairman of the Board shall be its chief executive
5 and administrative officer. The Board may have an Executive
6 Director; if so, the Executive Director shall be appointed by
7 the Governor with the advice and consent of the Senate. The
8 salary and duties of the Executive Director shall be fixed by
9 the Board.

10 (Source: P.A. 93-509, eff. 8-11-03; 94-165, eff. 7-11-05.)