



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB2459

by Rep. Monique D. Davis

#### SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-4-1

from Ch. 38, par. 1003-4-1

Amends the Unified Code of Corrections. Provides that the State shall forgo any commissions or revenues for the provision of pay telephones in institutions and facilities of the Department of Corrections and the Department of Juvenile Justice for use by inmates. Provides that the Department of Central Management Services shall ensure that the telephone rates charged by vendors for the use of those telephones must be reduced to reflect this forgone State revenue.

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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 3-4-1 as follows:

6 (730 ILCS 5/3-4-1) (from Ch. 38, par. 1003-4-1)

7 Sec. 3-4-1. Gifts and Grants; Special Trusts Funds;  
8 Department of Corrections Reimbursement and Education Fund.

9 (a) The Department may accept, receive and use, for and in  
10 behalf of the State, any moneys, goods or services given for  
11 general purposes of this Code by the federal government or from  
12 any other source, public or private, including collections from  
13 inmates, and reimbursement of payments under the Workers'  
14 Compensation Act, ~~and commissions from inmate collect call~~  
15 ~~telephone systems under an agreement with the Department of~~  
16 ~~Central Management Services~~. For these purposes the Department  
17 may comply with such conditions and enter into such agreements  
18 upon such covenants, terms, and conditions as the Department  
19 may deem necessary or desirable, if the agreement is not in  
20 conflict with State law.

21 (a-5) The State shall forgo any commissions or revenues for  
22 the provision of pay telephones in institutions and facilities  
23 of the Department of Corrections and the Department of Juvenile

1 Justice for use by inmates. The Department of Central  
2 Management Services shall ensure that the telephone rates  
3 charged by vendors for the use of those telephones must be  
4 reduced to reflect this forgone State revenue.

5 (b) On July 1, 1998, the Department of Corrections  
6 Reimbursement Fund and the Department of Corrections Education  
7 Fund shall be combined into a single fund to be known as the  
8 Department of Corrections Reimbursement and Education Fund,  
9 which is hereby created as a special fund in the State  
10 Treasury. The moneys deposited into the Department of  
11 Corrections Reimbursement and Education Fund shall be  
12 appropriated to the Department of Corrections for the expenses  
13 of the Department.

14 The following shall be deposited into the Department of  
15 Corrections Reimbursement and Education Fund:

16 (i) Moneys received or recovered by the Department of  
17 Corrections as reimbursement for expenses incurred for the  
18 incarceration of committed persons.

19 (ii) Moneys received or recovered by the Department as  
20 reimbursement of payments made under the Workers'  
21 Compensation Act.

22 (iii) Moneys received by the Department as commissions  
23 from inmate collect call telephone systems.

24 (iv) Moneys received or recovered by the Department as  
25 reimbursement for expenses incurred by the employment of  
26 persons referred to the Department as participants in the

1 federal Job Training Partnership Act programs.

2 (v) Federal moneys, including reimbursement and  
3 advances for services rendered or to be rendered and moneys  
4 for other than educational purposes, under grant or  
5 contract.

6 (vi) Moneys identified for deposit into the Fund under  
7 Section 13-44.4 of the School Code.

8 (vii) Moneys in the Department of Corrections  
9 Reimbursement Fund and the Department of Corrections  
10 Education Fund at the close of business on June 30, 1998.

11 (Source: P.A. 90-9, eff. 7-1-97; 90-587, eff. 7-1-98.)