



Rep. Michael J. Zalewski

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09800HB5577ham001

LRB098 17827 MRW 57194 a

1 AMENDMENT TO HOUSE BILL 5577

2 AMENDMENT NO. _____. Amend House Bill 5577 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Unified Code of Corrections is amended by
5 changing Section 5-6-2 as follows:

6 (730 ILCS 5/5-6-2) (from Ch. 38, par. 1005-6-2)

7 Sec. 5-6-2. Incidents of Probation and of Conditional
8 Discharge.

9 (a) When an offender is sentenced to probation or
10 conditional discharge, the court shall impose a period as
11 provided in Article 4.5 of Chapter V, and shall specify the
12 conditions under Section 5-6-3.

13 (b) Multiple terms of probation imposed at the same time
14 shall run concurrently.

15 (c) The court may at any time terminate probation or
16 conditional discharge if warranted by the conduct of the

1 offender and the ends of justice, as provided in Section 5-6-4.

2 (c-1) An offender shall be entitled to a time credit toward
3 the completion of the offender's probation or conditional
4 discharge as follows:

5 (1) For obtaining a high school diploma or GED: 90
6 days.

7 (2) For obtaining an associate's degree, career
8 certificate, or vocational technical certification: 120
9 days.

10 (3) For obtaining a bachelor's degree: 180 days.

11 An offender's supervising officer shall promptly and as
12 soon as practicable notify the court of the offender's right to
13 time credits under this subsection (c-1). Upon receipt of this
14 notification, the court shall enter an order modifying the
15 offender's remaining period of probation or conditional
16 discharge to reflect the time credit earned. If, before the
17 expiration of the original period or a reduced period of
18 probation or conditional discharge, the court after a hearing
19 under Section 5-6-4, finds that an offender violated one or
20 more conditions of probation or conditional discharge, the
21 court may order that some or all of the time credit to which
22 the offender is entitled under this Section be forfeited.

23 (d) Upon the expiration or termination of the period of
24 probation or of conditional discharge, the court shall enter an
25 order discharging the offender.

26 (e) The court may extend any period of probation or

1 conditional discharge beyond the limits set forth in Article
2 4.5 of Chapter V upon a violation of a condition of the
3 probation or conditional discharge, for the payment of an
4 assessment required by Section 10.3 of the Cannabis Control
5 Act, Section 411.2 of the Illinois Controlled Substances Act,
6 or Section 80 of the Methamphetamine Control and Community
7 Protection Act, or for the payment of restitution as provided
8 by an order of restitution under Section 5-5-6 of this Code.

9 (f) The court may impose a term of probation that is
10 concurrent or consecutive to a term of imprisonment so long as
11 the maximum term imposed does not exceed the maximum term
12 provided under Article 4.5 of Chapter V or Article 8 of this
13 Chapter. The court may provide that probation may commence
14 while an offender is on mandatory supervised release,
15 participating in a day release program, or being monitored by
16 an electronic monitoring device.

17 (Source: P.A. 94-556, eff. 9-11-05; 95-1052, eff. 7-1-09.)

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