



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB3141

by Rep. Michael W. Tryon

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-2.5-61 new

730 ILCS 5/3-2.5-65

730 ILCS 5/3-5-3.1

from Ch. 38, par. 1003-5-3.1

Amends the Unified Code of Corrections. Provides that the Director of Juvenile Justice shall make an annual report to the Governor and General Assembly concerning persons committed to the Department of Juvenile Justice, its institutions, facilities, and programs, of all moneys expended and received, and on what accounts expended and received no later than January 1 of each year. The report shall include the ethnic and racial background data, not identifiable to an individual, of all persons committed to the Department, its institutions, facilities, programs, and outcome measures established with the Juvenile Advisory Board. Provides that the Department of Juvenile Justice shall, by January 1, April 1, July 1, and October 1 of each year, transmit to the Governor and General Assembly, a report which shall include the following information: (1) the number of youth in each of the Department's facilities and the number of youth on aftercare; (2) the demographics of sex, age, race and ethnicity, classification of offense, and geographic location from where the offense occurred; (3) the educational and vocational programs provided at each facility and the number of residents participating in each program; (4) the present capacity levels in each facility; and (5) the ratio of the security staff to residents in each facility by federal PREA definitions. Deletes provision that the annual results of the Department's work as defined by outcome measures established by the Juvenile Advisory Board, with the Director and in conjunction with the Office of the Governor, shall be approved by the Board. Provides that the annual report of the Department's work transmitted to the Governor and General Assembly shall be by the Director of Juvenile Justice and not jointly by Director and the Board.

LRB099 10706 RLC 30982 b

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 Sections 3-2.5-65 and 3-5-3.1 and by adding Section
6 3-2.5-61 as follows:

7 (730 ILCS 5/3-2.5-61 new)

8 Sec. 3-2.5-61. Annual and other reports.

9 (a) The Director shall make an annual report to the
10 Governor and General Assembly concerning persons committed to
11 the Department, its institutions, facilities, and programs, of
12 all moneys expended and received, and on what accounts expended
13 and received no later than January 1 of each year. The report
14 shall include the ethnic and racial background data, not
15 identifiable to an individual, of all persons committed to the
16 Department, its institutions, facilities, programs, and
17 outcome measures established with the Juvenile Advisory Board.

18 (b) The Department of Juvenile Justice shall, by January 1,
19 April 1, July 1, and October 1 of each year, transmit to the
20 Governor and General Assembly, a report which shall include the
21 following information:

22 (1) the number of youth in each of the Department's
23 facilities and the number of youth on aftercare;

1 (2) the demographics of sex, age, race and ethnicity,
2 classification of offense, and geographic location where
3 the offense occurred;

4 (3) the educational and vocational programs provided
5 at each facility and the number of residents participating
6 in each program;

7 (4) the present capacity levels in each facility; and

8 (5) the ratio of the security staff to residents in
9 each facility by federal Prison Rape Elimination Act (PREA)
10 definitions.

11 (730 ILCS 5/3-2.5-65)

12 Sec. 3-2.5-65. Juvenile Advisory Board.

13 (a) There is created a Juvenile Advisory Board composed of
14 11 persons, appointed by the Governor to advise the Director on
15 matters pertaining to juvenile offenders. The members of the
16 Board shall be qualified for their positions by demonstrated
17 interest in and knowledge of juvenile correctional work
18 consistent with the definition of purpose and mission of the
19 Department in Section 3-2.5-5 and shall not be officials of the
20 State in any other capacity. The members under this amendatory
21 Act of the 94th General Assembly shall be appointed as soon as
22 possible after the effective date of this amendatory Act of the
23 94th General Assembly and be appointed to staggered terms 3
24 each expiring in 2007, 2008, and 2009 and 2 of the members'
25 terms expiring in 2010. Thereafter all members will serve for a

1 term of 6 years, except that members shall continue to serve
2 until their replacements are appointed. Any vacancy occurring
3 shall be filled in the same manner for the remainder of the
4 term. The Director of Juvenile Justice shall be an ex officio
5 member of the Board. The Board shall elect a chair from among
6 its appointed members. The Director shall serve as secretary of
7 the Board. Members of the Board shall serve without
8 compensation but shall be reimbursed for expenses necessarily
9 incurred in the performance of their duties. The Board shall
10 meet quarterly and at other times at the call of the chair.

11 (b) The Board shall:

12 (1) Advise the Director concerning policy matters and
13 programs of the Department with regard to the custody,
14 care, study, discipline, training, and treatment of
15 juveniles in the State juvenile correctional institutions
16 and for the care and supervision of juveniles on aftercare
17 release.

18 (2) Establish, with the Director and in conjunction
19 with the Office of the Governor, outcome measures for the
20 Department in order to ascertain that it is successfully
21 fulfilling the mission mandated in Section 3-2.5-5 of this
22 Code. The annual results of the Department's work as
23 defined by those measures shall be ~~approved by the Board~~
24 ~~and shall be~~ included in an annual report transmitted to
25 the Governor and General Assembly ~~jointly~~ by the Director
26 ~~and the Board.~~

1 (Source: P.A. 98-558, eff. 1-1-14.)

2 (730 ILCS 5/3-5-3.1) (from Ch. 38, par. 1003-5-3.1)

3 Sec. 3-5-3.1. As used in this Section, "facility" includes
4 any facility of the Department of Corrections ~~and any facility~~
5 ~~of the Department of Juvenile Justice.~~

6 The Department of Corrections ~~and the Department of~~
7 ~~Juvenile Justice~~ shall ~~each~~, by January 1st, April 1st, July
8 1st, and October 1st of each year, transmit to the General
9 Assembly, a report which shall include the following
10 information reflecting the period ending fifteen days prior to
11 the submission of the report: 1) the number of residents in all
12 Department facilities indicating the number of residents in
13 each listed facility; 2) a classification of each facility's
14 residents by the nature of the offense for which each resident
15 was committed to the Department; 3) the number of residents in
16 maximum, medium, and minimum security facilities indicating
17 the classification of each facility's residents by the nature
18 of the offense for which each resident was committed to the
19 Department; 4) the educational and vocational programs
20 provided at each facility and the number of residents
21 participating in each such program; 5) the present capacity
22 levels in each facility; 6) the projected capacity of each
23 facility six months and one year following each reporting date;
24 7) the ratio of the security guards to residents in each
25 facility; 8) the ratio of total employees to residents in each

1 facility; 9) the number of residents in each facility that are
2 single-celled and the number in each facility that are
3 double-celled; 10) information indicating the distribution of
4 residents in each facility by the allocated floor space per
5 resident; 11) a status of all capital projects currently funded
6 by the Department, location of each capital project, the
7 projected on-line dates for each capital project, including
8 phase-in dates and full occupancy dates; 12) the projected
9 adult prison facility populations of ~~in respect to~~ the
10 Department ~~of Corrections and the projected juvenile facility~~
11 ~~population with respect to the Department of Juvenile Justice~~
12 for each of the succeeding twelve months following each
13 reporting date, indicating all assumptions built into such
14 population estimates; 13) the projected exits and projected
15 admissions in each facility for each of the succeeding twelve
16 months following each reporting date, indicating all
17 assumptions built into such population estimate; and 14) the
18 locations of all Department-operated or contractually operated
19 community correctional centers, including the present capacity
20 and population levels at each facility.

21 (Source: P.A. 97-1083, eff. 8-24-12.)