

# HB3778



## 100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB3778

by Rep. Juliana Stratton

### SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-2.5-20

Amends the Unified Code of Corrections. Provides that the Department of Juvenile Justice shall make family counseling sessions available to any person with a youth family member in the Department's custody.

LRB100 10100 RLC 20273 b

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 3-2.5-20 as follows:

6 (730 ILCS 5/3-2.5-20)

7 Sec. 3-2.5-20. General powers and duties.

8 (a) In addition to the powers, duties, and responsibilities  
9 which are otherwise provided by law or transferred to the  
10 Department as a result of this Article, the Department, as  
11 determined by the Director, shall have, but are not limited to,  
12 the following rights, powers, functions and duties:

13 (1) To accept juveniles committed to it by the courts  
14 of this State for care, custody, treatment, and  
15 rehabilitation.

16 (2) To maintain and administer all State juvenile  
17 correctional institutions previously under the control of  
18 the Juvenile and Women's & Children Divisions of the  
19 Department of Corrections, and to establish and maintain  
20 institutions as needed to meet the needs of the youth  
21 committed to its care.

22 (3) To identify the need for and recommend the funding  
23 and implementation of an appropriate mix of programs and

1 services within the juvenile justice continuum, including  
2 but not limited to prevention, nonresidential and  
3 residential commitment programs, day treatment, and  
4 conditional release programs and services, with the  
5 support of educational, vocational, alcohol, drug abuse,  
6 and mental health services where appropriate.

7 (3.5) To assist youth committed to the Department of  
8 Juvenile Justice under the Juvenile Court Act of 1987 with  
9 successful reintegration into society, the Department  
10 shall retain custody and control of all adjudicated  
11 delinquent juveniles released under Section 3-2.5-85 or  
12 3-3-10 of this Code, shall provide a continuum of  
13 post-release treatment and services to those youth, and  
14 shall supervise those youth during their release period in  
15 accordance with the conditions set by the Department or the  
16 Prisoner Review Board.

17 (3.6) To make family counseling sessions available to  
18 any person with a youth family member in the Department's  
19 custody.

20 (4) To establish and provide transitional and  
21 post-release treatment programs for juveniles committed to  
22 the Department. Services shall include but are not limited  
23 to:

24 (i) family and individual counseling and treatment  
25 placement;

26 (ii) referral services to any other State or local

1 agencies;

2 (iii) mental health services;

3 (iv) educational services;

4 (v) family counseling services; and

5 (vi) substance abuse services.

6 (5) To access vital records of juveniles for the  
7 purposes of providing necessary documentation for  
8 transitional services such as obtaining identification,  
9 educational enrollment, employment, and housing.

10 (6) To develop staffing and workload standards and  
11 coordinate staff development and training appropriate for  
12 juvenile populations.

13 (7) To develop, with the approval of the Office of the  
14 Governor and the Governor's Office of Management and  
15 Budget, annual budget requests.

16 (8) To administer the Interstate Compact for  
17 Juveniles, with respect to all juveniles under its  
18 jurisdiction, and to cooperate with the Department of Human  
19 Services with regard to all non-offender juveniles subject  
20 to the Interstate Compact for Juveniles.

21 (9) To decide the date of release on aftercare for  
22 youth committed to the Department under Section 5-750 of  
23 the Juvenile Court Act of 1987.

24 (10) To set conditions of aftercare release for all  
25 youth committed to the Department under the Juvenile Court  
26 Act of 1987.

1           (b) The Department may employ personnel in accordance with  
2 the Personnel Code and Section 3-2.5-15 of this Code, provide  
3 facilities, contract for goods and services, and adopt rules as  
4 necessary to carry out its functions and purposes, all in  
5 accordance with applicable State and federal law.

6           (c) On and after the date 6 months after August 16, 2013  
7 (the effective date of Public Act 98-488), as provided in the  
8 Executive Order 1 (2012) Implementation Act, all of the powers,  
9 duties, rights, and responsibilities related to State  
10 healthcare purchasing under this Code that were transferred  
11 from the Department of Corrections to the Department of  
12 Healthcare and Family Services by Executive Order 3 (2005) are  
13 transferred back to the Department of Corrections; however,  
14 powers, duties, rights, and responsibilities related to State  
15 healthcare purchasing under this Code that were exercised by  
16 the Department of Corrections before the effective date of  
17 Executive Order 3 (2005) but that pertain to individuals  
18 resident in facilities operated by the Department of Juvenile  
19 Justice are transferred to the Department of Juvenile Justice.  
20 (Source: P.A. 98-488, eff. 8-16-13; 98-558, eff. 1-1-14;  
21 98-756, eff. 7-16-14; 99-628, eff. 1-1-17.)