



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB1245

Introduced 1/31/2023, by Rep. Justin Slaughter, Barbara Hernandez, Will Guzzardi and Kelly M. Cassidy

SYNOPSIS AS INTRODUCED:

New Act

5 ILCS 140/7

20 ILCS 5/5-15

was 20 ILCS 5/3

20 ILCS 5/5-20

was 20 ILCS 5/4

20 ILCS 5/5-172 new

20 ILCS 5/5-240 new

20 ILCS 5/5-402 new

730 ILCS 5/3-14-3

from Ch. 38, par. 1003-14-3

Creates the Second Chance Public Health and Safety Act and amends the Freedom of Information Act, the Civil Administrative Code of Illinois, and the Unified Code of Corrections. Contains declarations and findings. Creates the Department of Returning Resident Affairs and sets forth its powers in relation to returning residents (residents who have been detained, are defendants in criminal prosecutions, are incarcerated, or have been incarcerated) and other matters. Provides that the Department shall develop and administer the Second Chance State Program for returning residents and provides for the establishment of hub sites to provide specified services to eligible individuals and other elements of the Program. Provides for the appointment of a Director of Returning Resident Affairs who has experience working with or for a community-based organization and was incarcerated in an Illinois Department of Corrections facility for not less than one year, as well as an Assistant Director and a General Counsel. Contains provisions regarding other matters. Provides that the provisions of the Act are severable. Effective immediately.

LRB103 05223 RLC 50240 b

1 AN ACT creating the Department of Returning Resident
2 Affairs.

3 **Be it enacted by the People of the State of Illinois,**
4 **represented in the General Assembly:**

5 Section 1. Short title. This Act may be cited as the Second
6 Chance Public Health and Safety Act.

7 Section 5. Legislative declarations and findings. The
8 General Assembly finds and declares that:

9 (1) The health, welfare, and prosperity of all
10 Illinois citizens requires the State to change its
11 response to individuals impacted by the judicial system
12 from failed siloed programming to a comprehensive,
13 coordinated, and holistic approach that provides those
14 returning residents with a real second chance to succeed
15 in life.

16 (2) Approximately 42% of Illinois' working age
17 population has an arrest or conviction record. The fact
18 that many of these Illinoisans had no first chance at
19 success in life before their interaction with the judicial
20 system, let alone a real second chance after their
21 release, underscores the need to respond to these
22 individuals when their justice involvement begins without
23 waiting until it ends.

1 (3) This condition is exacerbated after these
2 individuals are released from incarceration because they
3 are often perceived as being forever irredeemable even
4 though they have paid their debt to society. Their
5 post-incarceration environment is therefore fraught with
6 barriers to their success, with obstacles impeding them
7 from accessing such basic human necessities as decent
8 housing, meaningful employment, transportation,
9 education, digital literacy, health care, and nutrition.

10 (4) The cost of those obstacles to Illinois is high,
11 both in terms of dollars and violence. Approximately 41%
12 of persons incarcerated in Illinois will recidivate within
13 3 years. Each recidivism event costs Illinois taxpayers
14 over \$151,000. The cost of recidivism in terms of violence
15 to Illinois communities is higher, with 39% of returning
16 residents being re-arrested for a violent crime within 9
17 years of release and 86% of persons charged with a
18 homicide in Illinois having arrest or conviction records.
19 An uncalculated cost to Illinois is the loss of
20 productivity and profitability to our State's businesses
21 that suffer from labor shortages when returning residents
22 could be supported and prepared to enter the workforce.

23 (5) Illinois' current approach to returning residents
24 fails because it requires them to navigate through the
25 requirements of numerous disjointed, siloed, and
26 uncoordinated programs that do not fit their individual

1 needs and without the fundamental knowledge, tools, and
2 assistance needed for those returning residents to
3 navigate them.

4 (6) It is in the best interests of all Illinois
5 citizens for the State to reduce the cost of recidivism by
6 moving from this failed approach. It is therefore in the
7 best interests of all Illinois citizens for the State to
8 create a comprehensive, coordinated, and holistic program
9 that provides returning residents with effective
10 assistance to respond to the social determinants and
11 obstacles that impede their successful reentry to society.

12 (7) This approach is best achieved by the State's
13 creation of a single Department to coordinate the
14 provision of programs to returning residents through
15 community-based navigators working for community-based
16 organizations. Those navigators and community-based
17 organizations understand returning residents' assessed and
18 individualized needs because they work in the communities
19 where returning residents live. With this experience, they
20 can support returning residents with the resources and
21 assistance they need to navigate through and connect with
22 the multiple systems and service providers that returning
23 residents require to be successful in life.

24 (8) The General Assembly therefore finds that it is
25 necessary to create the Department of Returning Resident
26 Affairs and to require the Department to take the actions

1 and establish the programs described in this Act.

2 Section 10. Definitions. As used in this Act:

3 "Community-based organization" means a private, non-profit
4 entity that has established demonstrable experience providing
5 services to Illinois' returning resident community and an
6 understanding of the issues affecting those returning
7 residents, which is evidenced by:

8 (1) the provision of services to returning residents
9 in Illinois for at least 5 years;

10 (2) experience providing returning residents with
11 assistance regarding issues necessary for those returning
12 residents' success in life, including, without limitation,
13 job preparation training, skills training, job placement,
14 housing, financial and digital literacy, and physical and
15 behavioral health;

16 (3) experience providing educational programming to
17 returning residents;

18 (4) experience providing that assistance on a
19 comprehensive, coordinated, and holistic basis;

20 (5) experience using service delivery systems that
21 employ the navigators or personnel similar to the
22 navigators described in this Act to connect returning
23 residents to other community-based service providers;

24 (6) establishment of relationships with other
25 community-based service providers that serve returning

1 residents' needs;

2 (7) the organization's history of employing returning
3 residents; and

4 (8) the organization's leadership reflecting the
5 diversity of the community in which the organization
6 operates.

7 "Council" means the Returning Resident Interagency
8 Council.

9 "Director" means the Director of Returning Resident
10 Affairs.

11 "Department" means the Department of Returning Resident
12 Affairs.

13 "For-profit correctional entity" means a person or entity
14 that directly, indirectly, or beneficially operates a
15 correctional or detention facility for profit.

16 "Hub site operator" means the community-based organization
17 that contracts with the Department to operate a hub site under
18 the Program;

19 "Navigator" means one of the various types of navigators
20 described in this Act or similarly identified individuals who
21 are employed by or contracted with a hub site operator under
22 the Program.

23 "Program" means the Second Chance State Program described
24 in this Act.

25 "Program participant" means a returning resident who has
26 consented to participate in the Program.

1 "Returning resident" means an Illinois resident who is (i)
2 at least 17 years old or (ii) under 17 years old and is being
3 or has been charged or prosecuted for a crime as an adult; and:

4 (1) has been detained by a law enforcement officer or
5 correctional officer of this State or any agency or
6 political subdivision of this State;

7 (2) is a defendant in a criminal prosecution pending
8 in any State or federal court sitting in the State of
9 Illinois;

10 (3) is incarcerated or otherwise detained in any
11 local, county, State, or federal correctional or detention
12 facility located in the State of Illinois; or

13 (4) has been incarcerated or otherwise detained in any
14 local, county, State, or federal correctional or detention
15 facility.

16 Section 15. Creation of the Department of Returning
17 Resident Affairs. The Department of Returning Resident Affairs
18 is created. The Department shall exercise governmental and
19 public powers, be perpetual in duration, and have the powers
20 and duties enumerated in this Act, together with other powers
21 and duties conferred upon it by law and powers and duties that
22 are necessary or implied for the purpose of effectuating the
23 policy declared in Section 5.

24 Section 20. General powers of the Department.

1 (a) Except as otherwise limited by this Act, the
2 Department has all of the powers necessary or convenient to
3 carry out the purposes and provisions of this Act, including,
4 without limitation, each of the following:

5 (1) To have a corporate seal, and to alter that seal at
6 pleasure, and to use it by causing it or a facsimile to be
7 affixed or impressed or reproduced in any other manner.

8 (2) To obtain and employ personnel and hire
9 consultants that are necessary to fulfill the Department's
10 purposes, and to make expenditures for that purpose within
11 the appropriations for that purpose.

12 (3) To purchase, receive, take by grant, gift, devise,
13 bequest, or otherwise, lease, or otherwise acquire, own,
14 hold, improve, employ, use, convey in whole or in part,
15 and otherwise deal in and with real or personal property
16 whether tangible or intangible, or any interest therein,
17 within the State.

18 (4) To make and execute agreements, contracts, and
19 other instruments necessary or convenient in the exercise
20 of the powers and functions of the Department under this
21 Act, including contracts with any person, local
22 government, State Department, or other entity. All State
23 agencies and all local governments are authorized to enter
24 into and do all things necessary to perform any such
25 agreement, contract, or other instrument with the
26 Department. No such agreement, contract, or other

1 instrument shall exceed 40 years.

2 (6) To maintain the Department at such place or places
3 in the State as it may determine.

4 (7) To request information, and to make any inquiry,
5 investigation, survey, or study that the Department may
6 deem necessary to enable it effectively to carry out the
7 provisions of this Act.

8 (8) To accept and expend appropriations.

9 (9) To engage in any activity or operation that is
10 incidental to and in furtherance of efficient operation to
11 accomplish the Department's purposes.

12 (10) To adopt, revise, amend, and repeal rules with
13 respect to its operations as may be necessary or
14 convenient to carry out the purposes of this Act, subject
15 to the provisions of the Illinois Administrative Procedure
16 Act. The Department shall consult and collaborate with
17 community-based organizations in a meaningful manner when
18 developing the rules. The Department shall provide all
19 community-based organizations that file a written
20 statement of interest with the Department with at least 10
21 business days to comment on any proposed rules of the
22 Department before the Department publishes notice of the
23 proposed rules in the Illinois Register in accordance with
24 Section 5-40 of the Illinois Administrative Procedure Act.

25 (b) Unless otherwise stated, the Department is subject to
26 the provisions of all applicable laws, including, but not

1 limited to:

- 2 (1) The State Records Act.
3 (2) The Illinois Procurement Code.
4 (3) The Freedom of Information Act.
5 (4) The State Property Control Act.

6 Section 25. Illinois Administrative Procedure Act. The
7 provisions of the Illinois Administrative Procedure Act shall
8 apply to all administrative rules and procedures of the
9 Department.

10 Section 30. Administrative Review Law. Any final
11 administrative decision of the Department is subject to review
12 under the Administrative Review Law.

13 Section 35. Illinois State Auditing Act. For purposes of
14 the Illinois State Auditing Act, the Department is a State
15 agency within the meaning of that Act and is subject to the
16 jurisdiction of the Auditor General.

17 Section 40. Department officials.

18 (a) The Department shall have a Director who meets the
19 qualifications specified in subsection (a) of Section 5-240 of
20 the Civil Administrative Code of Illinois.

21 (b) The Department shall have an Assistant Director and
22 General Counsel who meet the qualifications specified in

1 subsection (b) of Section 5-240 of the Civil Administrative
2 Code of Illinois.

3 Section 45. The Second Chance State Program.

4 (a) Subject to appropriation, within one year of the
5 effective date of this Act, the Department shall develop,
6 create, implement, and administer the Second Chance State
7 Program.

8 (b) The following actions shall be taken to implement the
9 Program:

10 (1) Within 2 hours after making an arrest, or sooner
11 if the arrestee is released in less than 2 hours, each law
12 enforcement officer shall provide each person that the law
13 enforcement officer arrests with information about the
14 Program, including, without limitation, contact
15 information for the Program and an opportunity for the
16 arrestee to consent to the law enforcement officer's
17 direct referral of the arrestee to the Program. Upon the
18 arrestee's consent to such direct referral and provision
19 of appropriate contact information to the law enforcement
20 officer, that law enforcement officer shall forward the
21 arrestee's consent and contact information to the Program
22 within 5 business days after the law enforcement officer
23 receives such information.

24 (2) Simultaneously with a defendant's first appearance
25 in a criminal proceeding, the clerk of the circuit court

1 where the defendant's case is pending shall provide the
2 defendant with information about the Program, including,
3 without limitation, contact information for the Program
4 and an opportunity for the defendant to consent to the
5 clerk's direct referral of the defendant to the Program.
6 Upon the defendant's consent to such direct referral and
7 provision of appropriate contact information to the clerk,
8 that clerk shall forward the defendant's consent and
9 contact information to the Program within 5 business days
10 after the clerk receives such information.

11 (3) Each county sheriff shall provide the following to
12 each person detained in a facility over which that sheriff
13 has jurisdiction, prior to each detainee's release from
14 the facility to the community: (A) information about the
15 Program, including, without limitation, contact
16 information for the Program and (B) an opportunity for the
17 detainee to consent to the sheriff's direct referral of
18 the detainee to the Program. Upon the detainee's consent
19 to such direct referral and provision of appropriate
20 contact information to the sheriff, that sheriff shall
21 forward the detainee's consent and contact information to
22 the Program within 5 business days after the sheriff
23 receives such information.

24 (4) The Department of Corrections shall provide the
25 following to each person incarcerated in a facility
26 operated directly by or under contract with the Department

1 of Corrections within 6 months of the individual's
2 projected release from the facility to the community: (A)
3 information about the Program, including, without
4 limitation, contact information for the Program and (B) an
5 opportunity for the incarcerated individual to consent to
6 the Department of Corrections' direct referral of the
7 individual to the Program. Upon the incarcerated
8 individual's consent to such direct referral and provision
9 of appropriate contact information to the Department of
10 Corrections, the Department of Corrections shall forward
11 the incarcerated individual's consent and contact
12 information to the Program within 5 business days after
13 the Department of Corrections receives such information.

14 (5) The Department shall provide both hard copy and
15 electronic versions of the information and consent forms
16 described in this Act in English, Spanish, Polish, and
17 such other languages as the Department may choose to
18 clerks of the circuit court, county sheriffs, the
19 Department of Corrections, and other entities that request
20 such information and forms. The Department shall create a
21 system that allows for law enforcement officers, clerks of
22 the circuit court, the Department of Corrections, and
23 others to electronically transmit information to the
24 Department that is required by this Act in the most
25 reasonably efficient and expeditious manner. The
26 obligations imposed upon law enforcement officers, clerks

1 of the circuit court, the Department of Corrections, and
2 others by this Act shall not be held in abeyance or
3 otherwise altered while the Department creates such a
4 system.

5 (6) The Department shall, on its own or under contract
6 with a community-based organization, maintain a
7 non-automated, toll-free telephone hotline for returning
8 residents to contact about their immediate needs and
9 referral to the Program. That hotline shall be solely
10 answered and staffed by individuals trained to triage and
11 otherwise provide a trauma-informed response to the needs
12 of returning residents who may be experiencing a crisis.
13 The Department shall endeavor to cause the hotline to be
14 staffed in a manner that allows for callers to it to be
15 connected to hotline staff within not less than 10 minutes
16 after the call is placed. Hotline staff shall connect
17 returning residents who call the hotline to:

18 (A) the 9-8-8 Suicide and Crisis Lifeline, another
19 suicide prevention hotline, or a qualified mental
20 health professional that can respond to the caller's
21 immediate needs if hotline staff determines that the
22 caller is in danger of harming the caller or others;

23 (B) community-based organizations or
24 community-based providers that can respond to other
25 immediate needs of the caller;

26 (C) a hub site for participation in the Program if

1 the caller is a returning resident who consents to
2 such referral and provides the hotline with
3 information necessary to make the referral.

4 The Department shall partner, collaborate, and
5 otherwise work with community-based organizations to
6 develop a plan to publicize and promote this hotline.

7 (7) The Department shall partner, collaborate, and
8 otherwise work with federal correctional facilities
9 located in Illinois, other State agencies, community-based
10 organizations, community-based service providers,
11 religious and other charitable entities, and any other
12 entity it deems necessary to disseminate information about
13 the Program to returning residents and offer them an
14 opportunity to participate in the Program. Other State
15 agencies shall be required to partner, collaborate, and
16 otherwise work with the Department for this purpose.

17 (8) The Program shall be operated at 13 hub sites
18 geographically distributed across the State, including at
19 least one hub site located in or near each of the following
20 areas: Chicago (South Side), Chicago (Northwest and West
21 Sides), Waukegan, Rockford, Aurora, Joliet, Peoria,
22 Champaign, Danville, Decatur, Carbondale, East St. Louis,
23 and Alton.

24 (9) The Program's elements shall be delivered at each
25 hub site by community-based organizations, which shall act
26 as the hub site operator under contract with the

1 Department, and the community-based organizations. The
2 Department shall not select a community-based organization
3 to deliver the Program's elements to more than 2 hub sites
4 throughout Illinois as a hub site operator, with each
5 community-based organization delivering the Program's
6 elements as a hub site operator at the hub site or hub
7 sites assigned to it by the Department for not less than a
8 3-year period. Those community-based organizations may
9 provide the Program elements as a hub site operator on
10 their own or in whole or part under subcontracts with
11 other community-based providers. The Department shall
12 employ not less than 3 Regional Supervisors to oversee the
13 work of the hub site operators.

14 (10) The Department shall electronically transmit
15 consents and contact information for each returning
16 resident that is referred to or otherwise contacts the
17 Program, to the hub site that services the geographic area
18 in which the returning resident is or expects to be
19 located within 2 business days after the Department
20 receives that information.

21 (11) The Program's elements at each hub site shall
22 consist of the following:

23 (A) Each hub site operator shall develop a network
24 of community-based service providers that provide
25 those services needed by each individual Program
26 participant to avoid incarceration and otherwise

1 succeed in life, including, without limitation,
2 pretrial services (including, without limitation,
3 facilitating participation in participatory defense
4 and restorative justice programs and other
5 alternatives to traditional criminal proceedings),
6 education, job preparation and training, skills
7 training, job placement, housing, financial and
8 digital literacy, and physical and behavioral health.

9 (B) Each hub site operator shall employ pretrial
10 navigators at each hub site it operates. Each
11 returning resident who has been detained by law
12 enforcement or is a defendant in a criminal action and
13 who consents to participation in the Program shall be
14 assigned to a pretrial navigator.

15 (C) Law enforcement officers shall allow and
16 facilitate communications and in-person visits between
17 arrestees who have consented to referral to the
18 Program and pretrial navigators assigned to those
19 arrestees.

20 (D) Each hub site operator shall employ reentry
21 navigators at each hub site it operates. Each
22 returning resident who consents to participation in
23 the Program shall be assigned to a reentry navigator.

24 (E) The Department of Corrections shall allow and
25 facilitate communications and in-person visits between
26 returning residents incarcerated in correctional

1 facilities operated directly by or under contract with
2 the Department of Corrections and who have consented
3 to referral to the Program and the reentry navigators
4 assigned to those returning residents, for the
5 purposes establishing a seamless transition of those
6 returning residents from the Department of Corrections
7 to the Program upon the returning residents' release
8 from incarceration into the community. Upon the
9 consent of a returning resident, the Department of
10 Corrections shall provide the reentry navigator
11 assigned to the returning resident with all:

12 (i) Medicaid-related information pertaining to
13 the returning resident that was obtained under
14 subsection (a-4) of Section 3-14-1 of the Unified
15 Code of Corrections; and

16 (ii) health care coverage information
17 pertaining to the returning resident that was
18 obtained under subsection (f) of Section 3-14-1 of
19 the Unified Code of Corrections.

20 Upon a returning resident's release from
21 incarceration, the Department of Corrections shall
22 also provide that returning resident with one month's
23 supply of any prescribed medications the returning
24 resident was taking at the time of the returning
25 resident's release.

26 (F) Each county sheriff shall allow and facilitate

1 communications and in-person visits between returning
2 residents appearing in courts within that sheriff's
3 jurisdiction or detained in facilities operated
4 directly by or under contract with the county sheriff
5 and who have consented to referral to the Program and
6 the navigators assigned to those returning residents,
7 for the purpose of establishing a seamless transition
8 of those returning residents from those facilities to
9 the Program upon the returning residents' release from
10 detention into the community.

11 (G) Navigators shall be in regular communication
12 with the Program participants assigned to them for the
13 purposes of:

14 (i) assessing that participant's individual
15 needs to avoid recidivating and otherwise succeed
16 in life;

17 (ii) determining what community-based service
18 providers or others are best suited to provide
19 services to the participant that are necessary for
20 that purpose;

21 (iii) maintaining regular and continuing
22 contact with the Program participant for as long
23 as is necessary to ensure that the participant's
24 needs are being met and until the navigator
25 reasonably believes that the participant is not in
26 danger of recidivating and will otherwise maintain

1 a healthy and successful life on a continuing
2 basis; and

3 (iv) providing other services that the
4 navigator may be required or authorized to provide
5 under law.

6 (H) Each hub site operator shall endeavor to limit
7 each navigator's active caseload of Program
8 participants assigned to that navigator to not more
9 than 25 returning residents.

10 (I) Each hub site operator shall employ one or
11 more Education Counselors at each hub site it operates
12 to assist pretrial and reentry navigators at that site
13 with obtaining and facilitating educational and
14 education-related financial aid opportunities for
15 Program participants and the presentation of
16 educational programming in correctional and detention
17 facilities. Each hub site shall conduct educational
18 programming for Program participants before, during,
19 and after they have been incarcerated or detained. The
20 Department of Corrections shall allow and facilitate
21 in-person and virtual contact between returning
22 residents incarcerated in correctional facilities
23 operated directly by or under contract with the
24 Department of Corrections and hub site personnel for
25 the purpose of conducting this programming. Each
26 county sheriff shall allow and facilitate in-person

1 and virtual contact between returning residents
2 detained in facilities operated directly by or under
3 contract with the county sheriff and hub site
4 personnel for the purpose of conducting this
5 programming.

6 (J) Each hub site operator shall employ one or
7 more housing counselors at each hub site that it
8 operates, to assist pretrial and reentry navigators at
9 that site with housing issues affecting Program
10 participants.

11 (K) Each hub site operator shall employ one or
12 more job developers at each hub site that it operates,
13 to assist pretrial and reentry navigators at that site
14 with employment issues affecting Program participants.

15 (L) Each hub site operator shall employ one or
16 more qualified mental health professionals at each hub
17 site that it operates, to provide behavioral health
18 treatment to Program participants and assist pretrial
19 and reentry navigators at that site with behavioral
20 health issues affecting Program participants. Each hub
21 site operator shall endeavor to limit the caseload of
22 Program participants assigned to each qualified mental
23 health professional for treatment by that qualified
24 mental health professional to 25 Program participants.

25 (M) Each hub site operator shall employ one or
26 more certified alcohol and drug counselors at each hub

1 site that it operates to assist pretrial and reentry
2 navigators at that site with substance use issues
3 affecting Program participants. Each hub site operator
4 shall endeavor to limit the caseload of Program
5 participants assigned to each certified alcohol and
6 drug counselor for treatment by that counselor to 25
7 Program participants.

8 (N) Each hub site operator shall employ one or
9 more persons who have been incarcerated to work as
10 certified peer support specialists at each hub site
11 that it operates. Each certified peer support
12 specialist shall assist Program participants with such
13 matters that include, without limitation, articulating
14 goals, developing plans, learning and practicing new
15 skills, monitoring progress, treatment support,
16 effective coping techniques, and self-help strategies,
17 and shall also assist pretrial and reentry navigators
18 at that site with issues affecting Program
19 participants. Each hub site operator shall endeavor to
20 limit the caseload of Program participants assigned to
21 each certified peer support specialist to 25 Program
22 participants.

23 (O) Within 2 years of the date of a hub site
24 operator's contract with the Department to operate a
25 hub site, the hub site operator shall develop and
26 implement a program to train individuals for

1 certification as certified alcohol and drug counselors
2 and certified peer support specialists without charge
3 to those individuals. Preference for such training
4 shall be given to persons who have been incarcerated.

5 (P) When making employment decisions regarding the
6 employment of individuals at their hub sites, hub site
7 operators shall give preference to persons who have
8 been incarcerated. Hub site operators shall only
9 employ persons who have been incarcerated as certified
10 peer support specialists.

11 (Q) Hub site operators and the hub sites they
12 operate shall partner, collaborate, and otherwise work
13 together to develop best practices to achieve the
14 purposes of this Act and leverage resources available
15 for those purposes. The Department shall convene
16 in-person meetings or virtual meetings of all hub site
17 operators for this purpose on not less than a monthly
18 basis.

19 (R) The Department and the hub site operators
20 shall operate each hub site in cooperation and
21 geographic proximity with any hub sites that may be
22 operated under the Clean Jobs Workforce Network
23 Program, Clean Energy Contractor Incubator Program,
24 Returning Residents Clean Jobs Training Program,
25 Illinois Climate Works Preapprenticeship Program, or
26 Clean Energy Primes Contractor Accelerator Program.

1 Section 50. Metrics and reporting.

2 (a) Each hub site operator shall report the following to
3 the Department on a quarterly basis for Program participants
4 served by the hub site:

5 (1) the total number of Program participants referred
6 to, assessed by, and enrolled in a program by the hub site
7 and total number of those Program participants who
8 successfully completed a program related to their referral
9 to the hub site;

10 (2) pretrial program referrals and 90-day, 180-day,
11 1-year, 2-year, 3-year, and 5-year incarceration or
12 recidivism rates for Program participants referred to
13 those programs, categorized by incarceration or recidivism
14 resulting from:

15 (i) violation of court-imposed restrictions;
16 (ii) alleged commission of a violent crime; and
17 (iii) alleged commission of a non-violent crime;

18 (3) 90-day, 180-day, 1-year, 2-year, 3-year and 5-year
19 recidivism rates for Program participants, categorized by
20 the recidivism resulting from:

21 (i) violation of probation, violation of mandatory
22 supervised release, technical parole violation, or
23 similar activity;

24 (ii) alleged commission of a violent crime; and
25 (iii) alleged commission of a non-violent crime;

1 (4) job referrals, job starts, and 30-day, 60-day,
2 90-day, and 365-day job retention data;

3 (5) preapprenticeship training referrals,
4 preapprenticeship training acceptances, apprenticeship
5 program referrals, apprenticeship program acceptances and
6 30-day, 60-day, 90-day, and 365-day job retention data;

7 (6) the number of hours of educational programming
8 provided in correctional or detention facilities and the
9 number of incarcerated or detained individuals attending
10 that programming;

11 (7) educational referrals and placements, including,
12 without limitation, referrals to and placements in high
13 school equivalency programs, postsecondary educational
14 classes, and vocational classes;

15 (8) housing referrals, housing placements 30-day,
16 60-day, 90-day, and 365-day housing retention data,
17 categorized by transitional housing and permanent housing;

18 (9) non-hospital admission medical referrals,
19 non-hospital admission medical placements; hospital
20 admission referrals, hospital admission placements;

21 (10) behavioral health service referrals, behavioral
22 health assessments, behavioral health program enrollments,
23 and successful completions of behavioral health programs;

24 (11) substance or alcohol use referrals, substance or
25 alcohol use assessments, substance or alcohol use
26 treatment enrollments, and successful completions of

1 substance or alcohol use treatment programs;

2 (12) referrals to other community-based service
3 providers and placements with those providers, categorized
4 by provider;

5 (13) financial expenditures for the operation of the
6 Program, itemized by categories, which shall be determined
7 by the Department; and

8 (14) such other information as the Department may
9 require.

10 (b) To facilitate the reporting required under this
11 Section that pertains to incarcerations or recidivism, the
12 Department of Corrections shall, on a monthly basis, provide
13 the Department with the identity of all individuals who were
14 taken into the custody of the Department of Corrections during
15 the previous month. The Department of Corrections shall also
16 provide the Department with such other information as the
17 Department reasonably requires for reporting purposes or to
18 otherwise implement or conduct the Program.

19 (c) The Department shall make the reports provided to it
20 by the hub site operators under this Section available on the
21 Department's website.

22 (d) The Department shall make an annual report to the
23 Governor and General Assembly that includes cumulative data
24 that reflects the information provided to the Department under
25 this Section.

26 (e) The Department shall annually perform an analysis of

1 the financial costs and benefits of the Department's programs
2 and other programs that support or otherwise relate to
3 returning residents. This analysis shall include, at a
4 minimum, the financial impact of returning resident education,
5 training and employment programs and other returning resident
6 programs, the net tax revenues to the State and its political
7 subdivisions that result from returning resident programs, the
8 reduction in public assistance to returning residents that
9 results from returning resident programs, and such other
10 similar financial costs and benefits as the Director deems
11 necessary to analyze. The Governor's Office of Management and
12 Budget shall be the lead agency to provide principal support
13 to the Department for this analysis. All other State agencies
14 shall provide such information as the Department deems
15 reasonably necessary for this analysis and shall assist with
16 it. The Department shall report the findings of this analysis
17 to the General Assembly and the Governor and shall publish
18 those findings on its website.

19 Section 55. Privilege for communications by returning
20 residents.

21 (a) Except as provided in subsection (c), anything said or
22 done by an arrestee or Program participant as part of, in
23 anticipation of or as a follow-up to that that individual's
24 participation in the Program shall be privileged, shall not be
25 disclosed and may not be used in any pending or future civil,

1 criminal, juvenile, court, administrative, or other proceeding
2 unless the privilege is waived in writing by the individual
3 covered by the privilege after the individual's informed
4 consent.

5 (b) Any waiver of privilege provided by this Section is
6 limited to the participation and communication of the waiving
7 party only, and the participation or communications of any
8 other arrestee or Program participant shall remain privileged
9 unless waived by the other individual.

10 (c) The privilege afforded by this Section does not apply
11 if disclosure is necessary to prevent death, great bodily
12 harm, or the commission of a crime.

13 Section 60. Prohibition on relationships with for-profit
14 correctional entities.

15 (a) Neither the Department nor any hub site operator shall
16 enter into a contractual or other financial, service, or
17 volunteer relationship with and shall not pay any money or
18 provide any other form of consideration to:

19 (1) a for-profit correctional entity;

20 (2) a person or entity that directly, indirectly, or
21 beneficially, in the name of the person or entity or in the
22 name of a nominee, has an ownership interest in or other
23 form of control over more than 7 1/2% of a for-profit
24 correctional entity;

25 (3) an entity where a person or entity described in

1 paragraph (1) or (2) directly, indirectly, or
2 beneficially, in the name of the person or entity or in the
3 name of a nominee, has an ownership interest in or other
4 form of control over more than 7 1/2%;

5 (4) an entity where a person described in paragraph
6 (2) is an officer, director, trustee, administrator, or
7 employee;

8 (5) a person who is or has been an officer, director,
9 trustee, administrator, or employee of a for-profit
10 correctional entity;

11 (6) an entity where a person described in paragraph
12 (5) is an officer, director, trustee, administrator, or
13 employee;

14 (7) an entity in which a for-profit correctional
15 entity, directly, indirectly, or beneficially, in its own
16 name or in the name of a nominee, has an ownership interest
17 in or other form of control over more than 7 1/2%;

18 (8) a non-profit entity that was or is organized by,
19 operated by, or funded in part by, or has as an officer,
20 director, trustee, administrator, or employee, any person
21 or entity described in paragraphs (1) through (7).

22 (b) A hub site operator shall not assign or otherwise
23 transfer any of its powers, duties, or obligations that are
24 set forth in this Act or any agreement it enters into under
25 this Act to any person or entity described in subsection (a).
26 The Department, any officer, director, administrator, or

1 employee of the Department, a hub site operator or any
2 officer, director, trustee, administrator, or employee shall
3 not refer a returning resident for any service whatsoever to a
4 person or entity described in paragraphs (1) through (7) of
5 subsection (a).

6 (c) Each party to any contract, agreement, memorandum of
7 understanding, or similar instrument with the Department or a
8 hub site operator shall certify in writing that, under penalty
9 of perjury, the party has performed due diligence to determine
10 whether the party complies with this Section and, after
11 performing that due diligence, has determined that the party
12 complies with this Section.

13 (d) Each employee of the Department and each hub site
14 operator shall certify in writing that, under penalty of
15 perjury, the employee or operator performed due diligence to
16 determine whether the employee or operator complies with this
17 Section and, after performing that due diligence, has
18 determined that the employee or operator complies with this
19 Section.

20 Section 65. Returning Residents Interagency Council. The
21 Returning Residents Interagency Council is established to
22 identify the manner in which State officials and agencies can
23 designate, allocate, and coordinate the use of their resources
24 to best support the needs of returning residents. The Director
25 shall be the chair of the Council. Each of the following shall

1 appoint an employee from that office as a representative to
2 the Council:

3 (1) The Governor.

4 (2) The Attorney General.

5 (3) The Chief Justice of the Supreme Court.

6 (4) The Department on Aging.

7 (5) The Department of Agriculture.

8 (6) The Department of Central Management Services.

9 (7) The Department of Children and Family Services.

10 (8) The Department of Commerce and Economic
11 Opportunity.

12 (9) The Department of Corrections.

13 (10) The Department of Employment Security.

14 (11) The Department of Financial and Professional
15 Regulation.

16 (12) The Department of Healthcare and Family Services.

17 (13) The Department of Human Services.

18 (14) The Department of Innovation and Technology.

19 (15) The Department of Insurance.

20 (16) The Department of Labor.

21 (17) The Department of Public Health.

22 (18) The Department of Revenue.

23 (19) The Department of Transportation.

24 (20) The Department of Veterans' Affairs.

25 (21) The Governor's Office of Management and Budget.

26 (22) The Illinois Community College Board.

1 (23) The Illinois Criminal Justice Information
2 Authority.

3 (24) The Illinois Finance Authority.

4 (25) The Illinois Housing Development Authority.

5 (26) The State Board of Higher Education.

6 (27) The Illinois State Police.

7 (28) The Secretary of State.

8 (29) The State Superintendent of Education.

9 (30) The State Treasurer.

10 (31) The sheriffs of the counties where the hubs
11 created pursuant to this Act are located.

12 (32) The Illinois Association of Court Clerks.

13 (33) The Illinois State's Attorneys Association.

14 (34) The Illinois Association of Chiefs of Police.

15 The Director may appoint other persons to the Council as
16 the Director determines necessary. The Council shall meet no
17 less than quarterly in places determined by the Director. The
18 Department shall provide the support and assistance needed by
19 the Council.

20 Section 75. Provisions of Act mandatory. Subject only to
21 appropriation, the provisions of this Act are mandatory and
22 shall not be considered to be directory or discretionary.

23 Section 905. The Freedom of Information Act is amended by
24 changing Section 7 as follows:

1 (5 ILCS 140/7)

2 (Text of Section before amendment by P.A. 102-982)

3 Sec. 7. Exemptions.

4 (1) When a request is made to inspect or copy a public
5 record that contains information that is exempt from
6 disclosure under this Section, but also contains information
7 that is not exempt from disclosure, the public body may elect
8 to redact the information that is exempt. The public body
9 shall make the remaining information available for inspection
10 and copying. Subject to this requirement, the following shall
11 be exempt from inspection and copying:

12 (a) Information specifically prohibited from
13 disclosure by federal or State law or rules and
14 regulations implementing federal or State law.

15 (b) Private information, unless disclosure is required
16 by another provision of this Act, a State or federal law,
17 or a court order.

18 (b-5) Files, documents, and other data or databases
19 maintained by one or more law enforcement agencies and
20 specifically designed to provide information to one or
21 more law enforcement agencies regarding the physical or
22 mental status of one or more individual subjects.

23 (c) Personal information contained within public
24 records, the disclosure of which would constitute a
25 clearly unwarranted invasion of personal privacy, unless

1 the disclosure is consented to in writing by the
2 individual subjects of the information. "Unwarranted
3 invasion of personal privacy" means the disclosure of
4 information that is highly personal or objectionable to a
5 reasonable person and in which the subject's right to
6 privacy outweighs any legitimate public interest in
7 obtaining the information. The disclosure of information
8 that bears on the public duties of public employees and
9 officials shall not be considered an invasion of personal
10 privacy.

11 (d) Records in the possession of any public body
12 created in the course of administrative enforcement
13 proceedings, and any law enforcement or correctional
14 agency for law enforcement purposes, but only to the
15 extent that disclosure would:

16 (i) interfere with pending or actually and
17 reasonably contemplated law enforcement proceedings
18 conducted by any law enforcement or correctional
19 agency that is the recipient of the request;

20 (ii) interfere with active administrative
21 enforcement proceedings conducted by the public body
22 that is the recipient of the request;

23 (iii) create a substantial likelihood that a
24 person will be deprived of a fair trial or an impartial
25 hearing;

26 (iv) unavoidably disclose the identity of a

1 confidential source, confidential information
2 furnished only by the confidential source, or persons
3 who file complaints with or provide information to
4 administrative, investigative, law enforcement, or
5 penal agencies; except that the identities of
6 witnesses to traffic accidents, traffic accident
7 reports, and rescue reports shall be provided by
8 agencies of local government, except when disclosure
9 would interfere with an active criminal investigation
10 conducted by the agency that is the recipient of the
11 request;

12 (v) disclose unique or specialized investigative
13 techniques other than those generally used and known
14 or disclose internal documents of correctional
15 agencies related to detection, observation, or
16 investigation of incidents of crime or misconduct, and
17 disclosure would result in demonstrable harm to the
18 agency or public body that is the recipient of the
19 request;

20 (vi) endanger the life or physical safety of law
21 enforcement personnel or any other person; or

22 (vii) obstruct an ongoing criminal investigation
23 by the agency that is the recipient of the request.

24 (d-5) A law enforcement record created for law
25 enforcement purposes and contained in a shared electronic
26 record management system if the law enforcement agency

1 that is the recipient of the request did not create the
2 record, did not participate in or have a role in any of the
3 events which are the subject of the record, and only has
4 access to the record through the shared electronic record
5 management system.

6 (d-6) Records contained in the Officer Professional
7 Conduct Database under Section 9.2 of the Illinois Police
8 Training Act, except to the extent authorized under that
9 Section. This includes the documents supplied to the
10 Illinois Law Enforcement Training Standards Board from the
11 Illinois State Police and Illinois State Police Merit
12 Board.

13 (e) Records that relate to or affect the security of
14 correctional institutions and detention facilities.

15 (e-5) Records requested by persons committed to the
16 Department of Corrections, Department of Human Services
17 Division of Mental Health, or a county jail if those
18 materials are available in the library of the correctional
19 institution or facility or jail where the inmate is
20 confined.

21 (e-6) Records requested by persons committed to the
22 Department of Corrections, Department of Human Services
23 Division of Mental Health, or a county jail if those
24 materials include records from staff members' personnel
25 files, staff rosters, or other staffing assignment
26 information.

1 (e-7) Records requested by persons committed to the
2 Department of Corrections or Department of Human Services
3 Division of Mental Health if those materials are available
4 through an administrative request to the Department of
5 Corrections or Department of Human Services Division of
6 Mental Health.

7 (e-8) Records requested by a person committed to the
8 Department of Corrections, Department of Human Services
9 Division of Mental Health, or a county jail, the
10 disclosure of which would result in the risk of harm to any
11 person or the risk of an escape from a jail or correctional
12 institution or facility.

13 (e-9) Records requested by a person in a county jail
14 or committed to the Department of Corrections or
15 Department of Human Services Division of Mental Health,
16 containing personal information pertaining to the person's
17 victim or the victim's family, including, but not limited
18 to, a victim's home address, home telephone number, work
19 or school address, work telephone number, social security
20 number, or any other identifying information, except as
21 may be relevant to a requester's current or potential case
22 or claim.

23 (e-10) Law enforcement records of other persons
24 requested by a person committed to the Department of
25 Corrections, Department of Human Services Division of
26 Mental Health, or a county jail, including, but not

1 limited to, arrest and booking records, mug shots, and
2 crime scene photographs, except as these records may be
3 relevant to the requester's current or potential case or
4 claim.

5 (f) Preliminary drafts, notes, recommendations,
6 memoranda, and other records in which opinions are
7 expressed, or policies or actions are formulated, except
8 that a specific record or relevant portion of a record
9 shall not be exempt when the record is publicly cited and
10 identified by the head of the public body. The exemption
11 provided in this paragraph (f) extends to all those
12 records of officers and agencies of the General Assembly
13 that pertain to the preparation of legislative documents.

14 (g) Trade secrets and commercial or financial
15 information obtained from a person or business where the
16 trade secrets or commercial or financial information are
17 furnished under a claim that they are proprietary,
18 privileged, or confidential, and that disclosure of the
19 trade secrets or commercial or financial information would
20 cause competitive harm to the person or business, and only
21 insofar as the claim directly applies to the records
22 requested.

23 The information included under this exemption includes
24 all trade secrets and commercial or financial information
25 obtained by a public body, including a public pension
26 fund, from a private equity fund or a privately held

1 company within the investment portfolio of a private
2 equity fund as a result of either investing or evaluating
3 a potential investment of public funds in a private equity
4 fund. The exemption contained in this item does not apply
5 to the aggregate financial performance information of a
6 private equity fund, nor to the identity of the fund's
7 managers or general partners. The exemption contained in
8 this item does not apply to the identity of a privately
9 held company within the investment portfolio of a private
10 equity fund, unless the disclosure of the identity of a
11 privately held company may cause competitive harm.

12 Nothing contained in this paragraph (g) shall be
13 construed to prevent a person or business from consenting
14 to disclosure.

15 (h) Proposals and bids for any contract, grant, or
16 agreement, including information which if it were
17 disclosed would frustrate procurement or give an advantage
18 to any person proposing to enter into a contractor
19 agreement with the body, until an award or final selection
20 is made. Information prepared by or for the body in
21 preparation of a bid solicitation shall be exempt until an
22 award or final selection is made.

23 (i) Valuable formulae, computer geographic systems,
24 designs, drawings, and research data obtained or produced
25 by any public body when disclosure could reasonably be
26 expected to produce private gain or public loss. The

1 exemption for "computer geographic systems" provided in
2 this paragraph (i) does not extend to requests made by
3 news media as defined in Section 2 of this Act when the
4 requested information is not otherwise exempt and the only
5 purpose of the request is to access and disseminate
6 information regarding the health, safety, welfare, or
7 legal rights of the general public.

8 (j) The following information pertaining to
9 educational matters:

10 (i) test questions, scoring keys, and other
11 examination data used to administer an academic
12 examination;

13 (ii) information received by a primary or
14 secondary school, college, or university under its
15 procedures for the evaluation of faculty members by
16 their academic peers;

17 (iii) information concerning a school or
18 university's adjudication of student disciplinary
19 cases, but only to the extent that disclosure would
20 unavoidably reveal the identity of the student; and

21 (iv) course materials or research materials used
22 by faculty members.

23 (k) Architects' plans, engineers' technical
24 submissions, and other construction related technical
25 documents for projects not constructed or developed in
26 whole or in part with public funds and the same for

1 projects constructed or developed with public funds,
2 including, but not limited to, power generating and
3 distribution stations and other transmission and
4 distribution facilities, water treatment facilities,
5 airport facilities, sport stadiums, convention centers,
6 and all government owned, operated, or occupied buildings,
7 but only to the extent that disclosure would compromise
8 security.

9 (l) Minutes of meetings of public bodies closed to the
10 public as provided in the Open Meetings Act until the
11 public body makes the minutes available to the public
12 under Section 2.06 of the Open Meetings Act.

13 (m) Communications between a public body and an
14 attorney or auditor representing the public body that
15 would not be subject to discovery in litigation, and
16 materials prepared or compiled by or for a public body in
17 anticipation of a criminal, civil, or administrative
18 proceeding upon the request of an attorney advising the
19 public body, and materials prepared or compiled with
20 respect to internal audits of public bodies.

21 (n) Records relating to a public body's adjudication
22 of employee grievances or disciplinary cases; however,
23 this exemption shall not extend to the final outcome of
24 cases in which discipline is imposed.

25 (o) Administrative or technical information associated
26 with automated data processing operations, including, but

1 not limited to, software, operating protocols, computer
2 program abstracts, file layouts, source listings, object
3 modules, load modules, user guides, documentation
4 pertaining to all logical and physical design of
5 computerized systems, employee manuals, and any other
6 information that, if disclosed, would jeopardize the
7 security of the system or its data or the security of
8 materials exempt under this Section.

9 (p) Records relating to collective negotiating matters
10 between public bodies and their employees or
11 representatives, except that any final contract or
12 agreement shall be subject to inspection and copying.

13 (q) Test questions, scoring keys, and other
14 examination data used to determine the qualifications of
15 an applicant for a license or employment.

16 (r) The records, documents, and information relating
17 to real estate purchase negotiations until those
18 negotiations have been completed or otherwise terminated.
19 With regard to a parcel involved in a pending or actually
20 and reasonably contemplated eminent domain proceeding
21 under the Eminent Domain Act, records, documents, and
22 information relating to that parcel shall be exempt except
23 as may be allowed under discovery rules adopted by the
24 Illinois Supreme Court. The records, documents, and
25 information relating to a real estate sale shall be exempt
26 until a sale is consummated.

1 (s) Any and all proprietary information and records
2 related to the operation of an intergovernmental risk
3 management association or self-insurance pool or jointly
4 self-administered health and accident cooperative or pool.
5 Insurance or self-insurance ~~self-insurance~~ (including any
6 intergovernmental risk management association or
7 self-insurance ~~self-insurance~~ pool) claims, loss or risk
8 management information, records, data, advice, or
9 communications.

10 (t) Information contained in or related to
11 examination, operating, or condition reports prepared by,
12 on behalf of, or for the use of a public body responsible
13 for the regulation or supervision of financial
14 institutions, insurance companies, or pharmacy benefit
15 managers, unless disclosure is otherwise required by State
16 law.

17 (u) Information that would disclose or might lead to
18 the disclosure of secret or confidential information,
19 codes, algorithms, programs, or private keys intended to
20 be used to create electronic signatures under the Uniform
21 Electronic Transactions Act.

22 (v) Vulnerability assessments, security measures, and
23 response policies or plans that are designed to identify,
24 prevent, or respond to potential attacks upon a
25 community's population or systems, facilities, or
26 installations, but only to the extent that disclosure

1 could reasonably be expected to expose the vulnerability
2 or jeopardize the effectiveness of the measures, policies,
3 or plans, or the safety of the personnel who implement
4 them or the public. Information exempt under this item may
5 include such things as details pertaining to the
6 mobilization or deployment of personnel or equipment, to
7 the operation of communication systems or protocols, to
8 cybersecurity vulnerabilities, or to tactical operations.

9 (w) (Blank).

10 (x) Maps and other records regarding the location or
11 security of generation, transmission, distribution,
12 storage, gathering, treatment, or switching facilities
13 owned by a utility, by a power generator, or by the
14 Illinois Power Agency.

15 (y) Information contained in or related to proposals,
16 bids, or negotiations related to electric power
17 procurement under Section 1-75 of the Illinois Power
18 Agency Act and Section 16-111.5 of the Public Utilities
19 Act that is determined to be confidential and proprietary
20 by the Illinois Power Agency or by the Illinois Commerce
21 Commission.

22 (z) Information about students exempted from
23 disclosure under Section ~~Sections~~ 10-20.38 or 34-18.29 of
24 the School Code, and information about undergraduate
25 students enrolled at an institution of higher education
26 exempted from disclosure under Section 25 of the Illinois

1 Credit Card Marketing Act of 2009.

2 (aa) Information the disclosure of which is exempted
3 under the Viatical Settlements Act of 2009.

4 (bb) Records and information provided to a mortality
5 review team and records maintained by a mortality review
6 team appointed under the Department of Juvenile Justice
7 Mortality Review Team Act.

8 (cc) Information regarding interments, entombments, or
9 inurnments of human remains that are submitted to the
10 Cemetery Oversight Database under the Cemetery Care Act or
11 the Cemetery Oversight Act, whichever is applicable.

12 (dd) Correspondence and records (i) that may not be
13 disclosed under Section 11-9 of the Illinois Public Aid
14 Code or (ii) that pertain to appeals under Section 11-8 of
15 the Illinois Public Aid Code.

16 (ee) The names, addresses, or other personal
17 information of persons who are minors and are also
18 participants and registrants in programs of park
19 districts, forest preserve districts, conservation
20 districts, recreation agencies, and special recreation
21 associations.

22 (ff) The names, addresses, or other personal
23 information of participants and registrants in programs of
24 park districts, forest preserve districts, conservation
25 districts, recreation agencies, and special recreation
26 associations where such programs are targeted primarily to

1 minors.

2 (gg) Confidential information described in Section
3 1-100 of the Illinois Independent Tax Tribunal Act of
4 2012.

5 (hh) The report submitted to the State Board of
6 Education by the School Security and Standards Task Force
7 under item (8) of subsection (d) of Section 2-3.160 of the
8 School Code and any information contained in that report.

9 (ii) Records requested by persons committed to or
10 detained by the Department of Human Services under the
11 Sexually Violent Persons Commitment Act or committed to
12 the Department of Corrections under the Sexually Dangerous
13 Persons Act if those materials: (i) are available in the
14 library of the facility where the individual is confined;
15 (ii) include records from staff members' personnel files,
16 staff rosters, or other staffing assignment information;
17 or (iii) are available through an administrative request
18 to the Department of Human Services or the Department of
19 Corrections.

20 (jj) Confidential information described in Section
21 5-535 of the Civil Administrative Code of Illinois.

22 (kk) The public body's credit card numbers, debit card
23 numbers, bank account numbers, Federal Employer
24 Identification Number, security code numbers, passwords,
25 and similar account information, the disclosure of which
26 could result in identity theft or impersonation or defrauding

1 of a governmental entity or a person.

2 (ll) Records concerning the work of the threat
3 assessment team of a school district, including, but not
4 limited to, any threat assessment procedure under the
5 School Safety Drill Act and any information contained in
6 the procedure.

7 (mm) Information prohibited from being disclosed under
8 subsections (a) and (b) of Section 15 of the Student
9 Confidential Reporting Act.

10 (nn) ~~(mm)~~ Proprietary information submitted to the
11 Environmental Protection Agency under the Drug Take-Back
12 Act.

13 (oo) ~~(mm)~~ Records described in subsection (f) of
14 Section 3-5-1 of the Unified Code of Corrections.

15 (pp) Records reflecting or otherwise pertaining to
16 anything said or done by a returning resident (as that
17 term is defined in the Second Chance Public Health and
18 Safety Act) as part of, in anticipation of or as a
19 follow-up to that returning resident's participation in
20 the Second Chance State Program set forth in the Second
21 Chance Public Health and Safety Act or any other program
22 conducted by the Department of Returning Resident Affairs.

23 (1.5) Any information exempt from disclosure under the
24 Judicial Privacy Act shall be redacted from public records
25 prior to disclosure under this Act.

26 (2) A public record that is not in the possession of a

1 public body but is in the possession of a party with whom the
2 agency has contracted to perform a governmental function on
3 behalf of the public body, and that directly relates to the
4 governmental function and is not otherwise exempt under this
5 Act, shall be considered a public record of the public body,
6 for purposes of this Act.

7 (3) This Section does not authorize withholding of
8 information or limit the availability of records to the
9 public, except as stated in this Section or otherwise provided
10 in this Act.

11 (Source: P.A. 101-434, eff. 1-1-20; 101-452, eff. 1-1-20;
12 101-455, eff. 8-23-19; 101-652, eff. 1-1-22; 102-38, eff.
13 6-25-21; 102-558, eff. 8-20-21; 102-694, eff. 1-7-22; 102-752,
14 eff. 5-6-22; 102-753, eff. 1-1-23; 102-776, eff. 1-1-23;
15 102-791, eff. 5-13-22; 102-1055, eff. 6-10-22; revised
16 12-13-22.)

17 (Text of Section after amendment by P.A. 102-982)

18 Sec. 7. Exemptions.

19 (1) When a request is made to inspect or copy a public
20 record that contains information that is exempt from
21 disclosure under this Section, but also contains information
22 that is not exempt from disclosure, the public body may elect
23 to redact the information that is exempt. The public body
24 shall make the remaining information available for inspection
25 and copying. Subject to this requirement, the following shall

1 be exempt from inspection and copying:

2 (a) Information specifically prohibited from
3 disclosure by federal or State law or rules and
4 regulations implementing federal or State law.

5 (b) Private information, unless disclosure is required
6 by another provision of this Act, a State or federal law,
7 or a court order.

8 (b-5) Files, documents, and other data or databases
9 maintained by one or more law enforcement agencies and
10 specifically designed to provide information to one or
11 more law enforcement agencies regarding the physical or
12 mental status of one or more individual subjects.

13 (c) Personal information contained within public
14 records, the disclosure of which would constitute a
15 clearly unwarranted invasion of personal privacy, unless
16 the disclosure is consented to in writing by the
17 individual subjects of the information. "Unwarranted
18 invasion of personal privacy" means the disclosure of
19 information that is highly personal or objectionable to a
20 reasonable person and in which the subject's right to
21 privacy outweighs any legitimate public interest in
22 obtaining the information. The disclosure of information
23 that bears on the public duties of public employees and
24 officials shall not be considered an invasion of personal
25 privacy.

26 (d) Records in the possession of any public body

1 created in the course of administrative enforcement
2 proceedings, and any law enforcement or correctional
3 agency for law enforcement purposes, but only to the
4 extent that disclosure would:

5 (i) interfere with pending or actually and
6 reasonably contemplated law enforcement proceedings
7 conducted by any law enforcement or correctional
8 agency that is the recipient of the request;

9 (ii) interfere with active administrative
10 enforcement proceedings conducted by the public body
11 that is the recipient of the request;

12 (iii) create a substantial likelihood that a
13 person will be deprived of a fair trial or an impartial
14 hearing;

15 (iv) unavoidably disclose the identity of a
16 confidential source, confidential information
17 furnished only by the confidential source, or persons
18 who file complaints with or provide information to
19 administrative, investigative, law enforcement, or
20 penal agencies; except that the identities of
21 witnesses to traffic crashes, traffic crash reports,
22 and rescue reports shall be provided by agencies of
23 local government, except when disclosure would
24 interfere with an active criminal investigation
25 conducted by the agency that is the recipient of the
26 request;

1 (v) disclose unique or specialized investigative
2 techniques other than those generally used and known
3 or disclose internal documents of correctional
4 agencies related to detection, observation, or
5 investigation of incidents of crime or misconduct, and
6 disclosure would result in demonstrable harm to the
7 agency or public body that is the recipient of the
8 request;

9 (vi) endanger the life or physical safety of law
10 enforcement personnel or any other person; or

11 (vii) obstruct an ongoing criminal investigation
12 by the agency that is the recipient of the request.

13 (d-5) A law enforcement record created for law
14 enforcement purposes and contained in a shared electronic
15 record management system if the law enforcement agency
16 that is the recipient of the request did not create the
17 record, did not participate in or have a role in any of the
18 events which are the subject of the record, and only has
19 access to the record through the shared electronic record
20 management system.

21 (d-6) Records contained in the Officer Professional
22 Conduct Database under Section 9.2 of the Illinois Police
23 Training Act, except to the extent authorized under that
24 Section. This includes the documents supplied to the
25 Illinois Law Enforcement Training Standards Board from the
26 Illinois State Police and Illinois State Police Merit

1 Board.

2 (e) Records that relate to or affect the security of
3 correctional institutions and detention facilities.

4 (e-5) Records requested by persons committed to the
5 Department of Corrections, Department of Human Services
6 Division of Mental Health, or a county jail if those
7 materials are available in the library of the correctional
8 institution or facility or jail where the inmate is
9 confined.

10 (e-6) Records requested by persons committed to the
11 Department of Corrections, Department of Human Services
12 Division of Mental Health, or a county jail if those
13 materials include records from staff members' personnel
14 files, staff rosters, or other staffing assignment
15 information.

16 (e-7) Records requested by persons committed to the
17 Department of Corrections or Department of Human Services
18 Division of Mental Health if those materials are available
19 through an administrative request to the Department of
20 Corrections or Department of Human Services Division of
21 Mental Health.

22 (e-8) Records requested by a person committed to the
23 Department of Corrections, Department of Human Services
24 Division of Mental Health, or a county jail, the
25 disclosure of which would result in the risk of harm to any
26 person or the risk of an escape from a jail or correctional

1 institution or facility.

2 (e-9) Records requested by a person in a county jail
3 or committed to the Department of Corrections or
4 Department of Human Services Division of Mental Health,
5 containing personal information pertaining to the person's
6 victim or the victim's family, including, but not limited
7 to, a victim's home address, home telephone number, work
8 or school address, work telephone number, social security
9 number, or any other identifying information, except as
10 may be relevant to a requester's current or potential case
11 or claim.

12 (e-10) Law enforcement records of other persons
13 requested by a person committed to the Department of
14 Corrections, Department of Human Services Division of
15 Mental Health, or a county jail, including, but not
16 limited to, arrest and booking records, mug shots, and
17 crime scene photographs, except as these records may be
18 relevant to the requester's current or potential case or
19 claim.

20 (f) Preliminary drafts, notes, recommendations,
21 memoranda, and other records in which opinions are
22 expressed, or policies or actions are formulated, except
23 that a specific record or relevant portion of a record
24 shall not be exempt when the record is publicly cited and
25 identified by the head of the public body. The exemption
26 provided in this paragraph (f) extends to all those

1 records of officers and agencies of the General Assembly
2 that pertain to the preparation of legislative documents.

3 (g) Trade secrets and commercial or financial
4 information obtained from a person or business where the
5 trade secrets or commercial or financial information are
6 furnished under a claim that they are proprietary,
7 privileged, or confidential, and that disclosure of the
8 trade secrets or commercial or financial information would
9 cause competitive harm to the person or business, and only
10 insofar as the claim directly applies to the records
11 requested.

12 The information included under this exemption includes
13 all trade secrets and commercial or financial information
14 obtained by a public body, including a public pension
15 fund, from a private equity fund or a privately held
16 company within the investment portfolio of a private
17 equity fund as a result of either investing or evaluating
18 a potential investment of public funds in a private equity
19 fund. The exemption contained in this item does not apply
20 to the aggregate financial performance information of a
21 private equity fund, nor to the identity of the fund's
22 managers or general partners. The exemption contained in
23 this item does not apply to the identity of a privately
24 held company within the investment portfolio of a private
25 equity fund, unless the disclosure of the identity of a
26 privately held company may cause competitive harm.

1 Nothing contained in this paragraph (g) shall be
2 construed to prevent a person or business from consenting
3 to disclosure.

4 (h) Proposals and bids for any contract, grant, or
5 agreement, including information which if it were
6 disclosed would frustrate procurement or give an advantage
7 to any person proposing to enter into a contractor
8 agreement with the body, until an award or final selection
9 is made. Information prepared by or for the body in
10 preparation of a bid solicitation shall be exempt until an
11 award or final selection is made.

12 (i) Valuable formulae, computer geographic systems,
13 designs, drawings, and research data obtained or produced
14 by any public body when disclosure could reasonably be
15 expected to produce private gain or public loss. The
16 exemption for "computer geographic systems" provided in
17 this paragraph (i) does not extend to requests made by
18 news media as defined in Section 2 of this Act when the
19 requested information is not otherwise exempt and the only
20 purpose of the request is to access and disseminate
21 information regarding the health, safety, welfare, or
22 legal rights of the general public.

23 (j) The following information pertaining to
24 educational matters:

25 (i) test questions, scoring keys, and other
26 examination data used to administer an academic

1 examination;

2 (ii) information received by a primary or
3 secondary school, college, or university under its
4 procedures for the evaluation of faculty members by
5 their academic peers;

6 (iii) information concerning a school or
7 university's adjudication of student disciplinary
8 cases, but only to the extent that disclosure would
9 unavoidably reveal the identity of the student; and

10 (iv) course materials or research materials used
11 by faculty members.

12 (k) Architects' plans, engineers' technical
13 submissions, and other construction related technical
14 documents for projects not constructed or developed in
15 whole or in part with public funds and the same for
16 projects constructed or developed with public funds,
17 including, but not limited to, power generating and
18 distribution stations and other transmission and
19 distribution facilities, water treatment facilities,
20 airport facilities, sport stadiums, convention centers,
21 and all government owned, operated, or occupied buildings,
22 but only to the extent that disclosure would compromise
23 security.

24 (l) Minutes of meetings of public bodies closed to the
25 public as provided in the Open Meetings Act until the
26 public body makes the minutes available to the public

1 under Section 2.06 of the Open Meetings Act.

2 (m) Communications between a public body and an
3 attorney or auditor representing the public body that
4 would not be subject to discovery in litigation, and
5 materials prepared or compiled by or for a public body in
6 anticipation of a criminal, civil, or administrative
7 proceeding upon the request of an attorney advising the
8 public body, and materials prepared or compiled with
9 respect to internal audits of public bodies.

10 (n) Records relating to a public body's adjudication
11 of employee grievances or disciplinary cases; however,
12 this exemption shall not extend to the final outcome of
13 cases in which discipline is imposed.

14 (o) Administrative or technical information associated
15 with automated data processing operations, including, but
16 not limited to, software, operating protocols, computer
17 program abstracts, file layouts, source listings, object
18 modules, load modules, user guides, documentation
19 pertaining to all logical and physical design of
20 computerized systems, employee manuals, and any other
21 information that, if disclosed, would jeopardize the
22 security of the system or its data or the security of
23 materials exempt under this Section.

24 (p) Records relating to collective negotiating matters
25 between public bodies and their employees or
26 representatives, except that any final contract or

1 agreement shall be subject to inspection and copying.

2 (q) Test questions, scoring keys, and other
3 examination data used to determine the qualifications of
4 an applicant for a license or employment.

5 (r) The records, documents, and information relating
6 to real estate purchase negotiations until those
7 negotiations have been completed or otherwise terminated.
8 With regard to a parcel involved in a pending or actually
9 and reasonably contemplated eminent domain proceeding
10 under the Eminent Domain Act, records, documents, and
11 information relating to that parcel shall be exempt except
12 as may be allowed under discovery rules adopted by the
13 Illinois Supreme Court. The records, documents, and
14 information relating to a real estate sale shall be exempt
15 until a sale is consummated.

16 (s) Any and all proprietary information and records
17 related to the operation of an intergovernmental risk
18 management association or self-insurance pool or jointly
19 self-administered health and accident cooperative or pool.
20 Insurance or self-insurance ~~self-insurance~~ (including any
21 intergovernmental risk management association or
22 self-insurance ~~self-insurance~~ pool) claims, loss or risk
23 management information, records, data, advice, or
24 communications.

25 (t) Information contained in or related to
26 examination, operating, or condition reports prepared by,

1 on behalf of, or for the use of a public body responsible
2 for the regulation or supervision of financial
3 institutions, insurance companies, or pharmacy benefit
4 managers, unless disclosure is otherwise required by State
5 law.

6 (u) Information that would disclose or might lead to
7 the disclosure of secret or confidential information,
8 codes, algorithms, programs, or private keys intended to
9 be used to create electronic signatures under the Uniform
10 Electronic Transactions Act.

11 (v) Vulnerability assessments, security measures, and
12 response policies or plans that are designed to identify,
13 prevent, or respond to potential attacks upon a
14 community's population or systems, facilities, or
15 installations, but only to the extent that disclosure
16 could reasonably be expected to expose the vulnerability
17 or jeopardize the effectiveness of the measures, policies,
18 or plans, or the safety of the personnel who implement
19 them or the public. Information exempt under this item may
20 include such things as details pertaining to the
21 mobilization or deployment of personnel or equipment, to
22 the operation of communication systems or protocols, to
23 cybersecurity vulnerabilities, or to tactical operations.

24 (w) (Blank).

25 (x) Maps and other records regarding the location or
26 security of generation, transmission, distribution,

1 storage, gathering, treatment, or switching facilities
2 owned by a utility, by a power generator, or by the
3 Illinois Power Agency.

4 (y) Information contained in or related to proposals,
5 bids, or negotiations related to electric power
6 procurement under Section 1-75 of the Illinois Power
7 Agency Act and Section 16-111.5 of the Public Utilities
8 Act that is determined to be confidential and proprietary
9 by the Illinois Power Agency or by the Illinois Commerce
10 Commission.

11 (z) Information about students exempted from
12 disclosure under Section ~~Sections~~ 10-20.38 or 34-18.29 of
13 the School Code, and information about undergraduate
14 students enrolled at an institution of higher education
15 exempted from disclosure under Section 25 of the Illinois
16 Credit Card Marketing Act of 2009.

17 (aa) Information the disclosure of which is exempted
18 under the Viatical Settlements Act of 2009.

19 (bb) Records and information provided to a mortality
20 review team and records maintained by a mortality review
21 team appointed under the Department of Juvenile Justice
22 Mortality Review Team Act.

23 (cc) Information regarding interments, entombments, or
24 inurnments of human remains that are submitted to the
25 Cemetery Oversight Database under the Cemetery Care Act or
26 the Cemetery Oversight Act, whichever is applicable.

1 (dd) Correspondence and records (i) that may not be
2 disclosed under Section 11-9 of the Illinois Public Aid
3 Code or (ii) that pertain to appeals under Section 11-8 of
4 the Illinois Public Aid Code.

5 (ee) The names, addresses, or other personal
6 information of persons who are minors and are also
7 participants and registrants in programs of park
8 districts, forest preserve districts, conservation
9 districts, recreation agencies, and special recreation
10 associations.

11 (ff) The names, addresses, or other personal
12 information of participants and registrants in programs of
13 park districts, forest preserve districts, conservation
14 districts, recreation agencies, and special recreation
15 associations where such programs are targeted primarily to
16 minors.

17 (gg) Confidential information described in Section
18 1-100 of the Illinois Independent Tax Tribunal Act of
19 2012.

20 (hh) The report submitted to the State Board of
21 Education by the School Security and Standards Task Force
22 under item (8) of subsection (d) of Section 2-3.160 of the
23 School Code and any information contained in that report.

24 (ii) Records requested by persons committed to or
25 detained by the Department of Human Services under the
26 Sexually Violent Persons Commitment Act or committed to

1 the Department of Corrections under the Sexually Dangerous
2 Persons Act if those materials: (i) are available in the
3 library of the facility where the individual is confined;
4 (ii) include records from staff members' personnel files,
5 staff rosters, or other staffing assignment information;
6 or (iii) are available through an administrative request
7 to the Department of Human Services or the Department of
8 Corrections.

9 (jj) Confidential information described in Section
10 5-535 of the Civil Administrative Code of Illinois.

11 (kk) The public body's credit card numbers, debit card
12 numbers, bank account numbers, Federal Employer
13 Identification Number, security code numbers, passwords,
14 and similar account information, the disclosure of which
15 could result in identity theft or impression or defrauding
16 of a governmental entity or a person.

17 (ll) Records concerning the work of the threat
18 assessment team of a school district, including, but not
19 limited to, any threat assessment procedure under the
20 School Safety Drill Act and any information contained in
21 the procedure.

22 (mm) Information prohibited from being disclosed under
23 subsections (a) and (b) of Section 15 of the Student
24 Confidential Reporting Act.

25 (nn) ~~(mm)~~ Proprietary information submitted to the
26 Environmental Protection Agency under the Drug Take-Back

1 Act.

2 (oo) ~~(mm)~~ Records described in subsection (f) of
3 Section 3-5-1 of the Unified Code of Corrections.

4 (pp) Records reflecting or otherwise pertaining to
5 anything said or done by a returning resident (as that
6 term is defined in the Second Chance Public Health and
7 Safety Act) as part of, in anticipation of or as a
8 follow-up to that returning resident's participation in
9 the Second Chance State Program set forth in the Second
10 Chance Public Health and Safety Act or any other program
11 conducted by the Department of Returning Resident Affairs.

12 (1.5) Any information exempt from disclosure under the
13 Judicial Privacy Act shall be redacted from public records
14 prior to disclosure under this Act.

15 (2) A public record that is not in the possession of a
16 public body but is in the possession of a party with whom the
17 agency has contracted to perform a governmental function on
18 behalf of the public body, and that directly relates to the
19 governmental function and is not otherwise exempt under this
20 Act, shall be considered a public record of the public body,
21 for purposes of this Act.

22 (3) This Section does not authorize withholding of
23 information or limit the availability of records to the
24 public, except as stated in this Section or otherwise provided
25 in this Act.

26 (Source: P.A. 101-434, eff. 1-1-20; 101-452, eff. 1-1-20;

1 101-455, eff. 8-23-19; 101-652, eff. 1-1-22; 102-38, eff.
2 6-25-21; 102-558, eff. 8-20-21; 102-694, eff. 1-7-22; 102-752,
3 eff. 5-6-22; 102-753, eff. 1-1-23; 102-776, eff. 1-1-23;
4 102-791, eff. 5-13-22; 102-982, eff. 7-1-23; 102-1055, eff.
5 6-10-22; revised 12-13-22.)

6 Section 910. The Civil Administrative Code of Illinois is
7 amended by changing Sections 5-15 and 5-20 and by adding
8 Sections 5-172, 5-240, and 5-402 as follows:

9 (20 ILCS 5/5-15) (was 20 ILCS 5/3)

10 Sec. 5-15. Departments of State government. The
11 Departments of State government are created as follows:

12 The Department on Aging.

13 The Department of Agriculture.

14 The Department of Central Management Services.

15 The Department of Children and Family Services.

16 The Department of Commerce and Economic Opportunity.

17 The Department of Corrections.

18 The Department of Employment Security.

19 The Illinois Emergency Management Agency.

20 The Department of Financial and Professional Regulation.

21 The Department of Healthcare and Family Services.

22 The Department of Human Rights.

23 The Department of Human Services.

24 The Department of Innovation and Technology.

1 The Department of Insurance.
2 The Department of Juvenile Justice.
3 The Department of Labor.
4 The Department of the Lottery.
5 The Department of Natural Resources.
6 The Department of Public Health.
7 The Department of Returning Resident Affairs.
8 The Department of Revenue.
9 The Illinois State Police.
10 The Department of Transportation.
11 The Department of Veterans' Affairs.
12 (Source: P.A. 102-538, eff. 8-20-21.)

13 (20 ILCS 5/5-20) (was 20 ILCS 5/4)

14 Sec. 5-20. Heads of departments. Each department shall
15 have an officer as its head who shall be known as director or
16 secretary and who shall, subject to the provisions of the
17 Civil Administrative Code of Illinois, execute the powers and
18 discharge the duties vested by law in his or her respective
19 department.

20 The following officers are hereby created:

21 Director of Aging, for the Department on Aging.

22 Director of Agriculture, for the Department of
23 Agriculture.

24 Director of Central Management Services, for the
25 Department of Central Management Services.

1 Director of Children and Family Services, for the
2 Department of Children and Family Services.

3 Director of Commerce and Economic Opportunity, for the
4 Department of Commerce and Economic Opportunity.

5 Director of Corrections, for the Department of
6 Corrections.

7 Director of the Illinois Emergency Management Agency, for
8 the Illinois Emergency Management Agency.

9 Director of Employment Security, for the Department of
10 Employment Security.

11 Secretary of Financial and Professional Regulation, for
12 the Department of Financial and Professional Regulation.

13 Director of Healthcare and Family Services, for the
14 Department of Healthcare and Family Services.

15 Director of Human Rights, for the Department of Human
16 Rights.

17 Secretary of Human Services, for the Department of Human
18 Services.

19 Secretary of Innovation and Technology, for the Department
20 of Innovation and Technology.

21 Director of Insurance, for the Department of Insurance.

22 Director of Juvenile Justice, for the Department of
23 Juvenile Justice.

24 Director of Labor, for the Department of Labor.

25 Director of the Lottery, for the Department of the
26 Lottery.

1 Director of Natural Resources, for the Department of
2 Natural Resources.

3 Director of Public Health, for the Department of Public
4 Health.

5 Director of Returning Resident Affairs, for the Department
6 of Returning Resident Affairs.

7 Director of Revenue, for the Department of Revenue.

8 Director of the Illinois State Police, for the Illinois
9 State Police.

10 Secretary of Transportation, for the Department of
11 Transportation.

12 Director of Veterans' Affairs, for the Department of
13 Veterans' Affairs.

14 (Source: P.A. 102-538, eff. 8-20-21.)

15 (20 ILCS 5/5-172 new)

16 Sec. 5-172. In the Department of Returning Resident
17 Affairs. Assistant Director of Returning Resident Affairs and
18 General Counsel of the Department of Returning Resident
19 Affairs.

20 (20 ILCS 5/5-240 new)

21 Sec. 5-240. In the Department of Returning Resident
22 Affairs.

23 (a) The Director of Returning Resident Affairs:

24 (1) shall have experience working with or for a

1 community-based organization, as that term is defined in
2 the Second Chance Public Health and Safety Act and such
3 other expertise and qualifications as are deemed necessary
4 by the Governor for that individual to perform the duties
5 of that office; and

6 (2) shall have been incarcerated in an Illinois
7 Department of Corrections facility for not less than one
8 year.

9 (b) The Assistant Director of Returning Resident Affairs
10 and General Counsel of the Department of Returning Resident
11 Affairs shall each be licensed to practice law in the State of
12 Illinois and have such other expertise and qualifications as
13 are deemed necessary by the Governor for that individual to
14 perform the duties of that office.

15 (20 ILCS 5/5-402 new)

16 Sec. 5-402. In the Department of Returning Resident
17 Affairs. The Director of Returning Resident Affairs, Assistant
18 Director of Returning Resident Affairs, and General Counsel of
19 the Department of Returning Resident Affairs shall each
20 receive an annual salary as set by law.

21 Section 915. The Unified Code of Corrections is amended by
22 changing Section 3-14-3 as follows:

23 (730 ILCS 5/3-14-3) (from Ch. 38, par. 1003-14-3)

1 Sec. 3-14-3. Parole services. To assist parolees or
2 releasees, the Department shall provide them with information
3 about and an opportunity to consent for referral to the Second
4 Chance State Program. The Department shall provide parolees or
5 releasees who do not consent to referral to the Second Chance
6 State Program with employment counseling and job placement
7 services, and may in addition to other services provide the
8 following:

9 (1) assistance in residential placement;

10 (2) family and individual counseling and treatment
11 placement;

12 (3) financial counseling;

13 (4) vocational and educational counseling and
14 placement; and

15 (5) referral services to any other State or local
16 agencies. The Department shall make information about the
17 availability of these services known to a parolee or
18 releasee prior to his or her release from the correctional
19 facility where the parolee or releasee has been residing.
20 The Department may purchase necessary services for a
21 parolee or releasee if they are otherwise unavailable and
22 the parolee or releasee is unable to pay for them. It may
23 assess all or part of the costs of such services to a
24 parolee or releasee in accordance with his ability to pay
25 for them.

26 (Source: P.A. 102-478, eff. 8-20-21.)

1 Section 997. Severability. The provisions of this Act are
2 severable under Section 1.31 of the Statute on Statutes.

3 Section 998. No acceleration or delay. Where this Act
4 makes changes in a statute that is represented in this Act by
5 text that is not yet or no longer in effect (for example, a
6 Section represented by multiple versions), the use of that
7 text does not accelerate or delay the taking effect of (i) the
8 changes made by this Act or (ii) provisions derived from any
9 other Public Act.

10 Section 999. Effective date. This Act takes effect upon
11 becoming law.