

HB0306



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB0306

Introduced 1/9/2025, by Rep. Emanuel "Chris" Welch

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-14-2

from Ch. 38, par. 1003-14-2

Amends the Unified Code of Corrections. Makes a technical change in a Section concerning the supervision of persons on parole, mandatory supervised release, and release by statute.

LRB104 04152 RLC 14176 b

A BILL FOR

1 AN ACT concerning criminal law.

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

4 Section 5. The Unified Code of Corrections is amended by
5 changing Section 3-14-2 as follows:

6 (730 ILCS 5/3-14-2) (from Ch. 38, par. 1003-14-2)

7 Sec. 3-14-2. Supervision on Parole, Mandatory Supervised
8 Release and Release by Statute.

9 (a) The ~~The~~ Department shall retain custody of all persons
10 placed on parole or mandatory supervised release or released
11 pursuant to Section 3-3-10 of this Code and shall supervise
12 such persons during their parole or release period in accord
13 with the conditions set by the Prisoner Review Board. When
14 setting conditions, the Prisoner Review Board shall make an
15 individualized assessment as to what conditions are
16 appropriate based on the risk and needs assessment, program
17 participation and completion, assignment history while
18 incarcerated, and behavior history during the period of the
19 incarceration and involve only such deprivations of liberty or
20 property as are reasonably necessary to protect the public
21 from the person's conduct in the underlying conviction or
22 violation. In determining conditions, the Prisoner Review
23 Board shall also consider the reasonableness of imposing

1 additional conditions on the person and the extent to which
2 the conditions impact the person's work, education, community
3 service, financial, and family caregiving obligations. Such
4 conditions shall include referral to an alcohol or drug abuse
5 treatment program, as appropriate, if such person has
6 previously been identified as having an alcohol or drug abuse
7 problem. Such conditions may include that the person use an
8 approved electronic monitoring device subject to Article 8A of
9 Chapter V.

10 (b) The Department shall assign personnel to assist
11 persons eligible for parole in preparing a parole plan. Such
12 Department personnel shall make a report of their efforts and
13 findings to the Prisoner Review Board prior to its
14 consideration of the case of such eligible person.

15 (c) A copy of the conditions of his parole or release shall
16 be signed by the parolee or releasee and given to him and to
17 his supervising officer who shall report on his progress under
18 the rules and regulations of the Prisoner Review Board. The
19 supervising officer shall report violations to the Prisoner
20 Review Board and shall have the full power of peace officers in
21 the arrest and retaking of any parolees or releasees or the
22 officer may request the Department to issue a warrant for the
23 arrest of any parolee or releasee who has allegedly violated
24 his parole or release conditions.

25 (c-1) The supervising officer shall request the Department
26 to issue a parole violation warrant, and the Department shall

1 issue a parole violation warrant, under the following
2 circumstances:

3 (1) if the parolee or releasee commits an act that
4 constitutes a felony using a firearm or knife,

5 (2) if applicable, fails to comply with the
6 requirements of the Sex Offender Registration Act,

7 (3) if the parolee or releasee is charged with:

8 (A) a felony offense of domestic battery under
9 Section 12-3.2 of the Criminal Code of 1961 or the
10 Criminal Code of 2012,

11 (B) aggravated domestic battery under Section
12 12-3.3 of the Criminal Code of 1961 or the Criminal
13 Code of 2012,

14 (C) stalking under Section 12-7.3 of the Criminal
15 Code of 1961 or the Criminal Code of 2012,

16 (D) aggravated stalking under Section 12-7.4 of
17 the Criminal Code of 1961 or the Criminal Code of 2012,

18 (E) violation of an order of protection under
19 Section 12-3.4 or 12-30 of the Criminal Code of 1961 or
20 the Criminal Code of 2012, or

21 (F) any offense that would require registration as
22 a sex offender under the Sex Offender Registration
23 Act, or

24 (4) if the parolee or releasee is on parole or
25 mandatory supervised release for a murder, a Class X
26 felony or a Class 1 felony violation of the Criminal Code

1 of 1961 or the Criminal Code of 2012, or any felony that
2 requires registration as a sex offender under the Sex
3 Offender Registration Act and commits an act that
4 constitutes first degree murder, a Class X felony, a Class
5 1 felony, a Class 2 felony, or a Class 3 felony.

6 A sheriff or other peace officer may detain an alleged
7 parole or release violator until a warrant for his return to
8 the Department can be issued. The parolee or releasee may be
9 delivered to any secure place until he can be transported to
10 the Department. The officer or the Department shall file a
11 violation report with notice of charges with the Prisoner
12 Review Board.

13 (d) The supervising officer shall regularly advise and
14 consult with the parolee or releasee, assist him in adjusting
15 to community life, inform him of the restoration of his rights
16 on successful completion of sentence under Section 5-5-5, and
17 provide the parolee or releasee with an electronic copy of the
18 Department of Corrections system of graduated responses as set
19 forth under subparagraph (D) of paragraph (1) of subsection
20 (b) of Section 10 of the Illinois Crime Reduction Act of 2009
21 and any sanctions matrix based on that system. If the parolee
22 or releasee has been convicted of a sex offense as defined in
23 the Sex Offender Management Board Act, the supervising officer
24 shall periodically, but not less than once a month, verify
25 that the parolee or releasee is in compliance with paragraph
26 (7.6) of subsection (a) of Section 3-3-7.

1 (d-1) At least once every 6 months, the supervising
2 officer of a parolee or releasee shall review the case of the
3 parolee or releasee to assess the parolee's or releasee's
4 progress and suitability for early discharge under subsection
5 (b) of Section 3-3-8 and provide a recommendation for either
6 early discharge or the continuation of parole or mandatory
7 supervised release as previously ordered. The recommendation
8 and the rationale for the recommendation shall be noted in the
9 Department's case management system. Within 30 days of
10 receiving the supervising officer's recommendation, the
11 Department shall provide a copy of the final recommendation,
12 in writing or electronically, to the Prisoner Review Board and
13 to the parolee or releasee. If an early discharge
14 recommendation was not provided, the supervising officer shall
15 share the list of steps or requirements that the person must
16 complete or meet to be granted an early discharge
17 recommendation at a subsequent review under agency guidelines.
18 The Department shall develop guidelines and policies to
19 support the regular review of parolees and releasees for early
20 discharge consideration and the timely notification of the
21 Prisoner Review Board when early discharge is recommended.

22 (d-2) Supervising officers shall schedule meetings, which
23 are required under paragraph (3) of subsection (a) of Section
24 3-3-7 as a condition of parole or mandatory supervised
25 release, at such times and locations that take into
26 consideration the medical needs, caregiving obligations, and

1 work schedule of a parolee or releasee.

2 (d-3) To comply with the provisions of subsection (d-2),
3 in lieu of requiring the parolee or releasee to appear in
4 person for the required reporting or meetings, supervising
5 officers may utilize technology, including cellular and other
6 electronic communication devices or platforms, that allows for
7 communication between the supervised individual and the
8 supervising officer.

9 (e) Supervising officers shall receive specialized
10 training in the special needs of female releasees or parolees
11 including the family reunification process.

12 (f) The supervising officer shall keep such records as the
13 Prisoner Review Board or Department may require. All records
14 shall be entered in the master file of the individual.

15 (Source: P.A. 103-271, eff. 1-1-24.)