



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB5399

Introduced 2/10/2026, by Rep. Daniel Didech

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-12-5

from Ch. 38, par. 1003-12-5

Amends the Unified Code of Corrections. Provides that a person committed to the Department of Corrections who is paid wages performing a work assignment must receive a rate of compensation that is not less than the minimum wage required under the Minimum Wage Law.

LRB104 16487 RLC 29883 b

1 AN ACT concerning criminal law.

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

4 Section 5. The Unified Code of Corrections is amended by
5 changing Section 3-12-5 as follows:

6 (730 ILCS 5/3-12-5) (from Ch. 38, par. 1003-12-5)

7 Sec. 3-12-5. Compensation. Persons performing a work
8 assignment under subsection (a) of Section 3-12-2 may receive
9 wages under rules and regulations of the Department. In
10 determining rates of compensation, the Department shall
11 consider the effort, skill and economic value of the work
12 performed; however, in no case may the rate of compensation be
13 less than the minimum wage required under Section 4 of the
14 Minimum Wage Law. Compensation may be given to persons who
15 participate in other programs of the Department. If the
16 committed person files a lawsuit determined frivolous under
17 Article XXII of the Code of Civil Procedure, 50% of the
18 compensation shall be used to offset the filing fees and costs
19 of the lawsuit as provided in that Article until all fees and
20 costs are paid in full. All other wages shall be deposited in
21 the individual's account under rules and regulations of the
22 Department.

23 (Source: P.A. 101-235, eff. 1-1-20.)