



Rep. Juliana Stratton

Filed: 3/21/2017

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LRB100 11387 RLC 23570 a

1 AMENDMENT TO HOUSE BILL 3905

2 AMENDMENT NO. _____. Amend House Bill 3905 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Crime Reduction Act of 2009 is
5 amended by changing Sections 5 and 20 as follows:

6 (730 ILCS 190/5)

7 Sec. 5. Purpose and Definitions.

8 (a) Purpose. The General Assembly hereby declares that it
9 is the policy of Illinois to preserve public safety, reduce
10 crime, and make the most effective use of correctional
11 resources. Currently, the Illinois correctional system
12 overwhelmingly incarcerates people whose time in prison does
13 not result in improved behavior and who return to Illinois
14 communities in less than one year. It is therefore the purpose
15 of this Act to create an infrastructure to provide effective
16 resources and services to incarcerated individuals and

1 individuals supervised in the locality; to hold offenders
2 accountable; to successfully rehabilitate offenders to prevent
3 future involvement with the criminal justice system; to measure
4 the overall effectiveness of the criminal justice system in
5 achieving this policy; and to create the Adult Redeploy
6 Illinois program ~~for those who do not fall under the definition~~
7 ~~of violent offenders.~~

8 (b) Definitions. As used in this Act, unless the context
9 clearly requires otherwise:

10 (1) "Assets" are an offender's qualities or resources,
11 such as family and other positive support systems,
12 educational achievement, and employment history, that
13 research has demonstrated will decrease the likelihood
14 that the offender will re-offend and increase the
15 likelihood that the offender will successfully reintegrate
16 into the locality.

17 (2) "Case plan" means a consistently updated written
18 proposal that shall follow the offender through all phases
19 of the criminal justice system, that is based on the
20 offender's risks, assets, and needs as identified through
21 the assessment tool described in this Act, and that
22 outlines steps the offender shall take and the programs in
23 which the offender shall participate to maximize the
24 offender's ability to be rehabilitated.

25 (3) "Conditions of supervision" include conditions
26 described in Section 5-6-3.1 of the Unified Code of

1 Corrections.

2 (4) "Evidence-based practices" means policies,
3 procedures, programs, and practices that have been
4 demonstrated to reduce recidivism among incarcerated
5 individuals and individuals on local supervision.

6 (5) "Local supervision" includes supervision in
7 local-based, non-incarceration settings under such
8 conditions and reporting requirements as are imposed by the
9 court or the Prisoner Review Board.

10 (6) "Needs" include an offender's criminogenic
11 qualities, skills, and experiences that can be altered in
12 ways that research has demonstrated will minimize the
13 offender's chances of re-offending and maximize the
14 offender's chances of successfully reintegrating into the
15 locality.

16 (6.5) "Offender" means a person charged with or
17 convicted of a probation-eligible offense.

18 (7) "Risks" include the attributes of an offender that
19 are commonly considered to be those variables, such as age,
20 prior criminal history, history of joblessness, and lack of
21 education that research has demonstrated contribute to an
22 offender's likelihood of re-offending and impact an
23 offender's ability to successfully reintegrate into the
24 locality.

25 (8) (Blank). ~~"Violent offender" means a person~~
26 ~~convicted of a violent crime as defined in subsection (c)~~

1 ~~of Section 3 of the Rights of Crime Victims and Witnesses~~
2 ~~Act.~~

3 (Source: P.A. 96-761, eff. 1-1-10.)

4 (730 ILCS 190/20)

5 Sec. 20. Adult Redeploy Illinois.

6 (a) Purpose. When offenders are accurately assessed for
7 risk, assets, and needs, it is possible to identify which
8 people should be sent to prison and which people can be
9 effectively supervised in the locality. By providing financial
10 incentives to counties or judicial circuits to create effective
11 local-level evidence-based services, it is possible to reduce
12 crime and recidivism at a lower cost to taxpayers. Based on
13 this model, this Act hereby creates the Adult Redeploy Illinois
14 program for probation-eligible offenders ~~who do not fall under~~
15 ~~the definition of violent offenders~~ in order to increase public
16 safety and encourage the successful local supervision of
17 eligible offenders and their reintegration into the locality.

18 (b) The Adult Redeploy Illinois program shall reallocate
19 State funds to local jurisdictions that successfully establish
20 a process to assess offenders and provide a continuum of
21 locally based sanctions and treatment alternatives for
22 offenders who would be incarcerated in a State facility if
23 those local services and sanctions did not exist. The allotment
24 of funds shall be based on a formula that rewards local
25 jurisdictions for the establishment or expansion of local

1 supervision programs and requires them to pay the amount
2 determined in subsection (e) if incarceration targets as
3 defined in subsection (e) are not met.

4 (c) Each county or circuit participating in the Adult
5 Redeploy Illinois program shall create a local plan describing
6 how it will protect public safety and reduce the county or
7 circuit's utilization of incarceration in State facilities or
8 local county jails by the creation or expansion of
9 individualized services or programs.

10 (d) Based on the local plan, a county or circuit shall
11 enter into an agreement with the Adult Redeploy Oversight Board
12 described in subsection (e) to reduce the number of commitments
13 of probation-eligible offenders to State correctional
14 facilities from that county or circuit, ~~excluding violent~~
15 ~~offenders~~. The agreement shall include a pledge from the county
16 or circuit to reduce their commitments by 25% of the level of
17 commitments from the average number of commitments for the past
18 3 years of eligible ~~non-violent~~ offenders. In return, the
19 county or circuit shall receive, based upon a formula described
20 in subsection (e), funds to redeploy for local programming for
21 offenders who would otherwise be incarcerated such as
22 management and supervision, electronic monitoring, and drug
23 testing. The county or circuit shall also be penalized, as
24 described in subsection (e), for failure to reach the goal of
25 reduced commitments stipulated in the agreement.

26 (e) Adult Redeploy Illinois Oversight Board; members;

1 responsibilities.

2 (1) The Secretary of Human Services and the Director of
3 Corrections shall within 3 months after the effective date
4 of this Act convene and act as co-chairs of an oversight
5 board to oversee the Adult Redeploy Program. The Board
6 shall include, but not be limited to, designees from the
7 Prisoner Review Board, Office of the Attorney General,
8 Illinois Criminal Justice Information Authority, and
9 Sentencing Policy Advisory Council; the Cook County
10 State's Attorney; a State's Attorney selected by the
11 President of the Illinois State's Attorneys Association;
12 the State Appellate Defender; the Cook County Public
13 Defender; a representative of Cook County Adult Probation,
14 a representative of DuPage County Adult Probation; a
15 representative of Sangamon County Adult Probation; and 4
16 representatives from non-governmental organizations,
17 including service providers.

18 (2) The Oversight Board shall within one year after the
19 effective date of this Act:

20 (A) Develop a process to solicit applications from
21 and identify jurisdictions to be included in the Adult
22 Redeploy Illinois program.

23 (B) Define categories of membership for local
24 entities to participate in the creation and oversight
25 of the local Adult Redeploy Illinois program.

26 (C) Develop a formula for the allotment of funds to

1 local jurisdictions for local and community-based
2 services in lieu of commitment to the Department of
3 Corrections and a penalty amount for failure to reach
4 the goal of reduced commitments stipulated in the
5 plans.

6 (D) Develop a standard format for the local plan to
7 be submitted by the local entity created in each county
8 or circuit.

9 (E) Identify and secure resources sufficient to
10 support the administration and evaluation of Adult
11 Redeploy Illinois.

12 (F) Develop a process to support ongoing
13 monitoring and evaluation of Adult Redeploy Illinois.

14 (G) Review local plans and proposed agreements and
15 approve the distribution of resources.

16 (H) Develop a performance measurement system that
17 includes but is not limited to the following key
18 performance indicators: recidivism, rate of
19 revocations, employment rates, education achievement,
20 successful completion of substance abuse treatment
21 programs, and payment of victim restitution. Each
22 county or circuit shall include the performance
23 measurement system in its local plan and provide data
24 annually to evaluate its success.

25 (I) Report annually the results of the performance
26 measurements on a timely basis to the Governor and

- 1 General Assembly.
- 2 (Source: P.A. 96-761, eff. 1-1-10.)"