

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 3-7-2 as follows:

6 (730 ILCS 5/3-7-2) (from Ch. 38, par. 1003-7-2)

7 Sec. 3-7-2. Facilities.

8 (a) All institutions and facilities of the Department
9 shall provide every committed person with access to toilet
10 facilities, barber facilities, bathing facilities at least
11 once each week, a library of legal materials and published
12 materials including newspapers and magazines approved by the
13 Director. A committed person may not receive any materials
14 that the Director deems pornographic.

15 (b) (Blank).

16 (c) All institutions and facilities of the Department
17 shall provide facilities for every committed person to leave
18 his cell for at least one hour each day unless the chief
19 administrative officer determines that it would be harmful or
20 dangerous to the security or safety of the institution or
21 facility.

22 (d) All institutions and facilities of the Department
23 shall provide every committed person with a wholesome and

1 nutritional diet at regularly scheduled hours, drinking water,
2 clothing adequate for the season, including underwear,
3 bedding, soap and towels and medical and dental care.
4 Underwear provided to each committed person in all
5 institutions and facilities of the Department shall be free of
6 charge and shall be provided at any time upon request,
7 including multiple requests, of the committed person or as
8 needed by the committed person.

9 (e) All institutions and facilities of the Department
10 shall permit every committed person to send and receive an
11 unlimited number of uncensored letters, provided, however,
12 that the Director may order that mail be inspected and read for
13 reasons of the security, safety or morale of the institution
14 or facility.

15 (f) All of the institutions and facilities of the
16 Department shall permit every committed person to receive
17 in-person visitors and video contact, if available, except in
18 case of abuse of the visiting privilege or when the chief
19 administrative officer determines that such visiting would be
20 harmful or dangerous to the security, safety or morale of the
21 institution or facility. Each committed person is entitled to
22 7 visits per month. Every committed person may submit a list of
23 at least 30 persons to the Department that are authorized to
24 visit the committed person. The list shall be kept in an
25 electronic format by the Department beginning on August 1,
26 2019, as well as available in paper form for Department

1 employees. The chief administrative officer shall have the
2 right to restrict visitation to non-contact visits, video, or
3 other forms of non-contact visits for reasons of safety,
4 security, and order, including, but not limited to,
5 restricting contact visits for committed persons engaged in
6 gang activity. No committed person in a super maximum security
7 facility or on disciplinary segregation is allowed contact
8 visits. Any committed person found in possession of illegal
9 drugs or who fails a drug test shall not be permitted contact
10 visits for a period of at least 6 months. Any committed person
11 involved in gang activities or found guilty of assault
12 committed against a Department employee shall not be permitted
13 contact visits for a period of at least 6 months. The
14 Department shall offer every visitor appropriate written
15 information concerning HIV and AIDS, including information
16 concerning how to contact the Illinois Department of Public
17 Health for counseling information. The Department shall
18 develop the written materials in consultation with the
19 Department of Public Health. The Department shall ensure that
20 all such information and materials are culturally sensitive
21 and reflect cultural diversity as appropriate. Implementation
22 of the changes made to this Section by Public Act 94-629 is
23 subject to appropriation. The Department shall seek the lowest
24 possible cost to provide video calling and shall charge to the
25 extent of recovering any demonstrated costs of providing video
26 calling. The Department shall not make a commission or profit

1 from video calling services. Nothing in this Section shall be
2 construed to permit video calling instead of in-person
3 visitation.

4 (f-5) (Blank).

5 (f-10) The Department may not restrict or limit in-person
6 visits to committed persons due to the availability of
7 interactive video conferences.

8 (f-15) (1) The Department shall issue a standard written
9 policy for each institution and facility of the Department
10 that provides for:

11 (A) the number of in-person visits each committed
12 person is entitled to per week and per month including the
13 requirements of subsection (f) of this Section;

14 (B) the hours of in-person visits;

15 (C) the type of identification required for visitors
16 at least 18 years of age; and

17 (D) the type of identification, if any, required for
18 visitors under 18 years of age.

19 (2) This policy shall be posted on the Department website
20 and at each facility.

21 (3) The Department shall post on its website daily any
22 restrictions or denials of visitation for that day and the
23 succeeding 5 calendar days, including those based on a
24 lockdown of the facility, to inform family members and other
25 visitors.

26 (g) All institutions and facilities of the Department

1 shall permit religious ministrations and sacraments to be
2 available to every committed person, but attendance at
3 religious services shall not be required.

4 (h) Within 90 days after December 31, 1996, the Department
5 shall prohibit the use of curtains, cell-coverings, or any
6 other matter or object that obstructs or otherwise impairs the
7 line of vision into a committed person's cell.

8 (i) Menstrual hygiene products shall be available, as
9 needed, free of charge, at all institutions and facilities of
10 the Department for all committed persons who menstruate. In
11 this subsection (i), "menstrual hygiene products" means
12 tampons and sanitary napkins for use in connection with the
13 menstrual cycle.

14 (Source: P.A. 99-933, eff. 1-27-17; 100-30, eff. 1-1-18;
15 100-142, eff. 1-1-18; 100-677, eff. 1-1-19; 100-863, eff.
16 8-14-18.)