



Sen. Jason Plummer

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10200SB1475sam001

LRB102 11253 KMF 25250 a

1 AMENDMENT TO SENATE BILL 1475

2 AMENDMENT NO. _____. Amend Senate Bill 1475 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Unified Code of Corrections is amended by
5 changing Section 3-3-1 as follows:

6 (730 ILCS 5/3-3-1) (from Ch. 38, par. 1003-3-1)

7 Sec. 3-3-1. Establishment and appointment of Prisoner
8 Review Board.

9 (a) There shall be a Prisoner Review Board independent of
10 the Department which shall be:

11 (1) the paroling authority for persons sentenced under
12 the law in effect prior to the effective date of this
13 amendatory Act of 1977;

14 (1.2) the paroling authority for persons eligible for
15 parole review under Section 5-4.5-115;

16 (1.5) (blank);

1 (2) the board of review for cases involving the
2 revocation of sentence credits or a suspension or
3 reduction in the rate of accumulating the credit;

4 (3) the board of review and recommendation for the
5 exercise of executive clemency by the Governor;

6 (4) the authority for establishing release dates for
7 certain prisoners sentenced under the law in existence
8 prior to the effective date of this amendatory Act of
9 1977, in accordance with Section 3-3-2.1 of this Code;

10 (5) the authority for setting conditions for parole
11 and mandatory supervised release under Section 5-8-1(a) of
12 this Code, and determining whether a violation of those
13 conditions warrant revocation of parole or mandatory
14 supervised release or the imposition of other sanctions;
15 and

16 (6) the authority for determining whether a violation
17 of aftercare release conditions warrant revocation of
18 aftercare release.

19 (b) The Board shall consist of 15 persons appointed by the
20 Governor by and with the advice and consent of the Senate. The
21 Senate shall confirm or reject an appointee to the Board
22 within either: (1) 30 session days after the person has been
23 appointed by the Governor or (2) 90 calendar days after the
24 person has been appointed by the Governor, whichever occurs
25 first. Failure of the Senate to confirm or reject the person
26 appointed within this time period shall be deemed a rejection

1 of the appointment by the Senate. An appointee to the Board
2 whose name has been withdrawn as a nominee to the Board by the
3 Governor is ineligible to serve on the Board for a period of 2
4 years after the date of withdrawal. One member of the Board
5 shall be designated by the Governor to be Chairman and shall
6 serve as Chairman at the pleasure of the Governor. The members
7 of the Board shall have had at least 5 years of actual
8 experience in the fields of penology, corrections work, law
9 enforcement, sociology, law, education, social work, medicine,
10 psychology, other behavioral sciences, or a combination
11 thereof. At least 6 members so appointed must have at least 3
12 years experience in the field of juvenile matters. No more
13 than 8 Board members may be members of the same political
14 party.

15 Each member of the Board shall serve on a full-time basis
16 and shall not hold any other salaried public office, whether
17 elective or appointive, nor any other office or position of
18 profit, nor engage in any other business, employment, or
19 vocation. The Chairman of the Board shall receive \$35,000 a
20 year, or an amount set by the Compensation Review Board,
21 whichever is greater, and each other member \$30,000, or an
22 amount set by the Compensation Review Board, whichever is
23 greater.

24 (c) Notwithstanding any other provision of this Section,
25 the term of each member of the Board who was appointed by the
26 Governor and is in office on June 30, 2003 shall terminate at

1 the close of business on that date or when all of the successor
2 members to be appointed pursuant to this amendatory Act of the
3 93rd General Assembly have been appointed by the Governor,
4 whichever occurs later. As soon as possible, the Governor
5 shall appoint persons to fill the vacancies created by this
6 amendatory Act.

7 Of the initial members appointed under this amendatory Act
8 of the 93rd General Assembly, the Governor shall appoint 5
9 members whose terms shall expire on the third Monday in
10 January 2005, 5 members whose terms shall expire on the third
11 Monday in January 2007, and 5 members whose terms shall expire
12 on the third Monday in January 2009. Their respective
13 successors shall be appointed for terms of 6 years from the
14 third Monday in January of the year of appointment. Each
15 member shall serve until his or her successor is appointed and
16 qualified.

17 Any member may be removed by the Governor for
18 incompetence, neglect of duty, malfeasance or inability to
19 serve.

20 (d) The Chairman of the Board shall be its chief executive
21 and administrative officer. The Board may have an Executive
22 Director; if so, the Executive Director shall be appointed by
23 the Governor with the advice and consent of the Senate. The
24 salary and duties of the Executive Director shall be fixed by
25 the Board.

26 (Source: P.A. 100-1182, eff. 6-1-19; 101-288, eff. 1-1-20.)".