



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

**HB4745**

Introduced 2/6/2024, by Rep. John M. Cabello - Tony M. McCombie

#### SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-14-1

from Ch. 38, par. 1003-14-1

Amends the Unified Code of Corrections. Provides that on or after the effective date of the amendatory Act, the Department of Corrections and the Department of Juvenile Justice shall establish procedures to ensure that a committed person convicted of: (1) a sex offense, (2) first degree murder, or (3) second degree murder is discharged from custody within the municipality, or if the committed person was residing in an unincorporated area, the county where the committed person was residing immediately before his or her conviction for the sex offense or murder offense for which the committed person is serving a sentence in the Department of Corrections or the Department of Juvenile Justice. Effective immediately.

LRB103 37675 RLC 67802 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 3-14-1 as follows:

6 (730 ILCS 5/3-14-1) (from Ch. 38, par. 1003-14-1)

7 Sec. 3-14-1. Release from the institution.

8 (a) Upon release of a person on parole, mandatory release,  
9 final discharge, or pardon, the Department shall return all  
10 property held for him, provide him with suitable clothing and  
11 procure necessary transportation for him to his designated  
12 place of residence and employment. It may provide such person  
13 with a grant of money for travel and expenses which may be paid  
14 in installments. The amount of the money grant shall be  
15 determined by the Department.

16 (a-1) The Department shall, before a wrongfully imprisoned  
17 person, as defined in Section 3-1-2 of this Code, is  
18 discharged from the Department, provide him or her with any  
19 documents necessary after discharge.

20 (a-2) The Department of Corrections may establish and  
21 maintain, in any institution it administers, revolving funds  
22 to be known as "Travel and Allowances Revolving Funds". These  
23 revolving funds shall be used for advancing travel and expense

1 allowances to committed, paroled, and discharged prisoners.  
2 The moneys paid into such revolving funds shall be from  
3 appropriations to the Department for Committed, Paroled, and  
4 Discharged Prisoners.

5 (a-3) Upon release of a person who is eligible to vote on  
6 parole, mandatory release, final discharge, or pardon, the  
7 Department shall provide the person with a form that informs  
8 him or her that his or her voting rights have been restored and  
9 a voter registration application. The Department shall have  
10 available voter registration applications in the languages  
11 provided by the Illinois State Board of Elections. The form  
12 that informs the person that his or her rights have been  
13 restored shall include the following information:

14 (1) All voting rights are restored upon release from  
15 the Department's custody.

16 (2) A person who is eligible to vote must register in  
17 order to be able to vote.

18 The Department of Corrections shall confirm that the  
19 person received the voter registration application and has  
20 been informed that his or her voting rights have been  
21 restored.

22 (a-4) Prior to release of a person on parole, mandatory  
23 supervised release, final discharge, or pardon, the Department  
24 shall screen every person for Medicaid eligibility. Officials  
25 of the correctional institution or facility where the  
26 committed person is assigned shall assist an eligible person

1 to complete a Medicaid application to ensure that the person  
2 begins receiving benefits as soon as possible after his or her  
3 release. The application must include the eligible person's  
4 address associated with his or her residence upon release from  
5 the facility. If the residence is temporary, the eligible  
6 person must notify the Department of Human Services of his or  
7 her change in address upon transition to permanent housing.

8 (a-5) On or after the effective date of this amendatory  
9 Act of the 103rd General Assembly, the Department of  
10 Corrections and the Department of Juvenile Justice shall  
11 establish procedures to ensure that a committed person  
12 convicted of: (1) a sex offense, as defined in Section 2 of the  
13 Sex Offender Registration Act, (2) first degree murder, as  
14 defined in Section 9-1 of the Criminal Code of 2012, or (3)  
15 second degree murder, as defined in Section 9-2 of the  
16 Criminal Code of 2012, is discharged from custody within the  
17 municipality, or if the committed person was residing in an  
18 unincorporated area, the county where the committed person was  
19 residing immediately before his or her conviction for the sex  
20 offense or murder offense for which the committed person is  
21 servng a sentence in the Department of Corrections or the  
22 Department of Juvenile Justice.

23 (b) (Blank).

24 (c) Except as otherwise provided in this Code, the  
25 Department shall establish procedures to provide written  
26 notification of any release of any person who has been

1 convicted of a felony to the State's Attorney and sheriff of  
2 the county from which the offender was committed, and the  
3 State's Attorney and sheriff of the county into which the  
4 offender is to be paroled or released. Except as otherwise  
5 provided in this Code, the Department shall establish  
6 procedures to provide written notification to the proper law  
7 enforcement agency for any municipality of any release of any  
8 person who has been convicted of a felony if the arrest of the  
9 offender or the commission of the offense took place in the  
10 municipality, if the offender is to be paroled or released  
11 into the municipality, or if the offender resided in the  
12 municipality at the time of the commission of the offense. If a  
13 person convicted of a felony who is in the custody of the  
14 Department of Corrections or on parole or mandatory supervised  
15 release informs the Department that he or she has resided,  
16 resides, or will reside at an address that is a housing  
17 facility owned, managed, operated, or leased by a public  
18 housing agency, the Department must send written notification  
19 of that information to the public housing agency that owns,  
20 manages, operates, or leases the housing facility. The written  
21 notification shall, when possible, be given at least 14 days  
22 before release of the person from custody, or as soon  
23 thereafter as possible. The written notification shall be  
24 provided electronically if the State's Attorney, sheriff,  
25 proper law enforcement agency, or public housing agency has  
26 provided the Department with an accurate and up to date email

1 address.

2 (c-1) (Blank).

3 (c-2) The Department shall establish procedures to provide  
4 notice to the Illinois State Police of the release or  
5 discharge of persons convicted of violations of the  
6 Methamphetamine Control and Community Protection Act or a  
7 violation of the Methamphetamine Precursor Control Act. The  
8 Illinois State Police shall make this information available to  
9 local, State, or federal law enforcement agencies upon  
10 request.

11 (c-5) If a person on parole or mandatory supervised  
12 release becomes a resident of a facility licensed or regulated  
13 by the Department of Public Health, the Illinois Department of  
14 Public Aid, or the Illinois Department of Human Services, the  
15 Department of Corrections shall provide copies of the  
16 following information to the appropriate licensing or  
17 regulating Department and the licensed or regulated facility  
18 where the person becomes a resident:

19 (1) The mittimus and any pre-sentence investigation  
20 reports.

21 (2) The social evaluation prepared pursuant to Section  
22 3-8-2.

23 (3) Any pre-release evaluation conducted pursuant to  
24 subsection (j) of Section 3-6-2.

25 (4) Reports of disciplinary infractions and  
26 dispositions.

1           (5) Any parole plan, including orders issued by the  
2           Prisoner Review Board, and any violation reports and  
3           dispositions.

4           (6) The name and contact information for the assigned  
5           parole agent and parole supervisor.

6           This information shall be provided within 3 days of the  
7           person becoming a resident of the facility.

8           (c-10) If a person on parole or mandatory supervised  
9           release becomes a resident of a facility licensed or regulated  
10          by the Department of Public Health, the Illinois Department of  
11          Public Aid, or the Illinois Department of Human Services, the  
12          Department of Corrections shall provide written notification  
13          of such residence to the following:

14                 (1) The Prisoner Review Board.

15                 (2) The chief of police and sheriff in the  
16          municipality and county in which the licensed facility is  
17          located.

18          The notification shall be provided within 3 days of the  
19          person becoming a resident of the facility.

20          (d) Upon the release of a committed person on parole,  
21          mandatory supervised release, final discharge, or pardon, the  
22          Department shall provide such person with information  
23          concerning programs and services of the Illinois Department of  
24          Public Health to ascertain whether such person has been  
25          exposed to the human immunodeficiency virus (HIV) or any  
26          identified causative agent of Acquired Immunodeficiency

1     Syndrome (AIDS).

2           (e) Upon the release of a committed person on parole,  
3     mandatory supervised release, final discharge, pardon, or who  
4     has been wrongfully imprisoned, the Department shall verify  
5     the released person's full name, date of birth, and social  
6     security number. If verification is made by the Department by  
7     obtaining a certified copy of the released person's birth  
8     certificate and the released person's social security card or  
9     other documents authorized by the Secretary, the Department  
10    shall provide the birth certificate and social security card  
11    or other documents authorized by the Secretary to the released  
12    person. If verification by the Department is done by means  
13    other than obtaining a certified copy of the released person's  
14    birth certificate and the released person's social security  
15    card or other documents authorized by the Secretary, the  
16    Department shall complete a verification form, prescribed by  
17    the Secretary of State, and shall provide that verification  
18    form to the released person.

19           (f) Forty-five days prior to the scheduled discharge of a  
20    person committed to the custody of the Department of  
21    Corrections, the Department shall give the person:

22           (1) who is otherwise uninsured an opportunity to apply  
23    for health care coverage including medical assistance  
24    under Article V of the Illinois Public Aid Code in  
25    accordance with subsection (b) of Section 1-8.5 of the  
26    Illinois Public Aid Code, and the Department of



1 Corrections shall provide assistance with completion of  
2 the application for health care coverage including medical  
3 assistance;

4 (2) information about obtaining a standard Illinois  
5 Identification Card or a limited-term Illinois  
6 Identification Card under Section 4 of the Illinois  
7 Identification Card Act if the person has not been issued  
8 an Illinois Identification Card under subsection (a-20) of  
9 Section 4 of the Illinois Identification Card Act;

10 (3) information about voter registration and may  
11 distribute information prepared by the State Board of  
12 Elections. The Department of Corrections may enter into an  
13 interagency contract with the State Board of Elections to  
14 participate in the automatic voter registration program  
15 and be a designated automatic voter registration agency  
16 under Section 1A-16.2 of the Election Code;

17 (4) information about job listings upon discharge from  
18 the correctional institution or facility;

19 (5) information about available housing upon discharge  
20 from the correctional institution or facility;

21 (6) a directory of elected State officials and of  
22 officials elected in the county and municipality, if any,  
23 in which the committed person intends to reside upon  
24 discharge from the correctional institution or facility;  
25 and

26 (7) any other information that the Department of

1 Corrections deems necessary to provide the committed  
2 person in order for the committed person to reenter the  
3 community and avoid recidivism.

4 (g) Sixty days before the scheduled discharge of a person  
5 committed to the custody of the Department or upon receipt of  
6 the person's certified birth certificate and social security  
7 card as set forth in subsection (d) of Section 3-8-1 of this  
8 Act, whichever occurs later, the Department shall transmit an  
9 application for an Identification Card to the Secretary of  
10 State, in accordance with subsection (a-20) of Section 4 of  
11 the Illinois Identification Card Act.

12 The Department may adopt rules to implement this Section.

13 (Source: P.A. 102-538, eff. 8-20-21; 102-558, eff. 8-20-21;  
14 102-606, eff. 1-1-22; 102-813, eff. 5-13-22; 103-345, eff.  
15 1-1-24.)

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law.