



Rep. Tony M. McCombie

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LRB103 35873 RLC 71647 a

1 AMENDMENT TO HOUSE BILL 4852

2 AMENDMENT NO. _____. Amend House Bill 4852 on page 1, by
3 inserting immediately below line 3 the following:

4 "Section 3. The Unified Code of Corrections is amended by
5 changing Sections 3-3-2, 3-3-9, and 3-14-1 and by adding
6 Section 3-3-1.1 as follows:

7 (730 ILCS 5/3-3-1.1 new)

8 Sec. 3-3-1.1. Mission of the Prisoner Review Board. The
9 mission of the Prisoner Review Board is to protect the rights
10 of victims of crime, their families, and the citizens of
11 Illinois by ensuring that the rule of law is upheld and justice
12 is carried out. The Board has the responsibility to consider
13 the statements of the victims, their family members, and
14 public safety officials when an inmate's situation is being
15 reviewed by the Board. The Board has the ability to impose
16 release conditions for incarcerated individuals who are

1 exiting penal facilities, revoke and restore good conduct
2 credits from inmates, and conduct hearings to determine
3 whether parolees have violated conditions of parole. The
4 Board, in its determinations, shall award significant weight
5 to the statements and positions of victims and their family
6 members in recommending parole. The Board also has the power
7 to make recommendations to the Governor relative to clemency
8 petitions for those convicted of violating Illinois laws.

9 (730 ILCS 5/3-3-2) (from Ch. 38, par. 1003-3-2)

10 Sec. 3-3-2. Powers and duties.

11 (a) The Parole and Pardon Board is abolished and the term
12 "Parole and Pardon Board" as used in any law of Illinois, shall
13 read "Prisoner Review Board." After February 1, 1978 (the
14 effective date of Public Act 81-1099), the Prisoner Review
15 Board shall provide by rule for the orderly transition of all
16 files, records, and documents of the Parole and Pardon Board
17 and for such other steps as may be necessary to effect an
18 orderly transition and shall:

19 (1) hear by at least one member and through a panel of
20 at least 3 members decide, cases of prisoners who were
21 sentenced under the law in effect prior to February 1,
22 1978 (the effective date of Public Act 81-1099), and who
23 are eligible for parole;

24 (2) hear by at least one member and through a panel of
25 at least 3 members decide, the conditions of parole and

1 the time of discharge from parole, impose sanctions for
2 violations of parole, and revoke parole for those
3 sentenced under the law in effect prior to February 1,
4 1978 (the effective date of Public Act 81-1099); provided
5 that the decision to parole and the conditions of parole
6 for all prisoners who were sentenced for first degree
7 murder or who received a minimum sentence of 20 years or
8 more under the law in effect prior to February 1, 1978
9 shall be determined by a majority vote of the Prisoner
10 Review Board. One representative supporting parole and one
11 representative opposing parole will be allowed to speak.
12 Their comments shall be limited to making corrections and
13 filling in omissions to the Board's presentation and
14 discussion;

15 (3) hear by at least 3 members ~~one member~~ and through a
16 panel of at least 6 ~~3~~ members decide, the conditions of
17 mandatory supervised release and the time of discharge
18 from mandatory supervised release, impose sanctions for
19 violations of mandatory supervised release, and revoke
20 mandatory supervised release for those sentenced under the
21 law in effect after February 1, 1978 (the effective date
22 of Public Act 81-1099);

23 (3.5) hear by at least 3 members ~~one member~~ and
24 through a panel of at least 6 ~~3~~ members decide, the
25 conditions of mandatory supervised release and the time of
26 discharge from mandatory supervised release, to impose

1 sanctions for violations of mandatory supervised release
2 and revoke mandatory supervised release for those serving
3 extended supervised release terms pursuant to paragraph
4 (4) of subsection (d) of Section 5-8-1;

5 (3.6) hear by at least one member and through a panel
6 of at least 3 members decide whether to revoke aftercare
7 release for those committed to the Department of Juvenile
8 Justice under the Juvenile Court Act of 1987;

9 (4) hear by at least one member and through a panel of
10 at least 3 members, decide cases brought by the Department
11 of Corrections against a prisoner in the custody of the
12 Department for alleged violation of Department rules with
13 respect to sentence credits under Section 3-6-3 of this
14 Code in which the Department seeks to revoke sentence
15 credits, if the amount of time at issue exceeds 30 days or
16 when, during any 12-month period, the cumulative amount of
17 credit revoked exceeds 30 days except where the infraction
18 is committed or discovered within 60 days of scheduled
19 release. In such cases, the Department of Corrections may
20 revoke up to 30 days of sentence credit. The Board may
21 subsequently approve the revocation of additional sentence
22 credit, if the Department seeks to revoke sentence credit
23 in excess of 30 days. However, the Board shall not be
24 empowered to review the Department's decision with respect
25 to the loss of 30 days of sentence credit for any prisoner
26 or to increase any penalty beyond the length requested by

1 the Department;

2 (5) hear by at least one member and through a panel of
3 at least 3 members decide, the release dates for certain
4 prisoners sentenced under the law in existence prior to
5 February 1, 1978 (the effective date of Public Act
6 81-1099), in accordance with Section 3-3-2.1 of this Code;

7 (6) hear by at least one member and through a panel of
8 at least 3 members decide, all requests for pardon,
9 reprieve or commutation, and make confidential
10 recommendations to the Governor;

11 (6.5) hear by at least one member who is qualified in
12 the field of juvenile matters and through a panel of at
13 least 3 members, 2 of whom are qualified in the field of
14 juvenile matters, decide parole review cases in accordance
15 with Section 5-4.5-115 of this Code and make release
16 determinations of persons under the age of 21 at the time
17 of the commission of an offense or offenses, other than
18 those persons serving sentences for first degree murder or
19 aggravated criminal sexual assault;

20 (6.6) hear by at least a quorum of the Prisoner Review
21 Board and decide by a majority of members present at the
22 hearing, in accordance with Section 5-4.5-115 of this
23 Code, release determinations of persons under the age of
24 21 at the time of the commission of an offense or offenses
25 of those persons serving sentences for first degree murder
26 or aggravated criminal sexual assault;

1 (7) comply with the requirements of the Open Parole
2 Hearings Act;

3 (8) hear by at least one member and, through a panel of
4 at least 3 members, decide cases brought by the Department
5 of Corrections against a prisoner in the custody of the
6 Department for court dismissal of a frivolous lawsuit
7 pursuant to Section 3-6-3(d) of this Code in which the
8 Department seeks to revoke up to 180 days of sentence
9 credit, and if the prisoner has not accumulated 180 days
10 of sentence credit at the time of the dismissal, then all
11 sentence credit accumulated by the prisoner shall be
12 revoked;

13 (9) hear by at least 3 members, and, through a panel of
14 at least 3 members, decide whether to grant certificates
15 of relief from disabilities or certificates of good
16 conduct as provided in Article 5.5 of Chapter V;

17 (10) upon a petition by a person who has been
18 convicted of a Class 3 or Class 4 felony and who meets the
19 requirements of this paragraph, hear by at least 3 members
20 and, with the unanimous vote of a panel of 3 members, issue
21 a certificate of eligibility for sealing recommending that
22 the court order the sealing of all official records of the
23 arresting authority, the circuit court clerk, and the
24 Illinois State Police concerning the arrest and conviction
25 for the Class 3 or 4 felony. A person may not apply to the
26 Board for a certificate of eligibility for sealing:

1 (A) until 5 years have elapsed since the
2 expiration of his or her sentence;

3 (B) until 5 years have elapsed since any arrests
4 or detentions by a law enforcement officer for an
5 alleged violation of law, other than a petty offense,
6 traffic offense, conservation offense, or local
7 ordinance offense;

8 (C) if convicted of a violation of the Cannabis
9 Control Act, Illinois Controlled Substances Act, the
10 Methamphetamine Control and Community Protection Act,
11 the Methamphetamine Precursor Control Act, or the
12 Methamphetamine Precursor Tracking Act unless the
13 petitioner has completed a drug abuse program for the
14 offense on which sealing is sought and provides proof
15 that he or she has completed the program successfully;

16 (D) if convicted of:

17 (i) a sex offense described in Article 11 or
18 Sections 12-13, 12-14, 12-14.1, 12-15, or 12-16 of
19 the Criminal Code of 1961 or the Criminal Code of
20 2012;

21 (ii) aggravated assault;

22 (iii) aggravated battery;

23 (iv) domestic battery;

24 (v) aggravated domestic battery;

25 (vi) violation of an order of protection;

26 (vii) an offense under the Criminal Code of

1 1961 or the Criminal Code of 2012 involving a
2 firearm;

3 (viii) driving while under the influence of
4 alcohol, other drug or drugs, intoxicating
5 compound or compounds, or any combination thereof;

6 (ix) aggravated driving while under the
7 influence of alcohol, other drug or drugs,
8 intoxicating compound or compounds, or any
9 combination thereof; or

10 (x) any crime defined as a crime of violence
11 under Section 2 of the Crime Victims Compensation
12 Act.

13 If a person has applied to the Board for a certificate
14 of eligibility for sealing and the Board denies the
15 certificate, the person must wait at least 4 years before
16 filing again or filing for pardon from the Governor unless
17 the Chairman of the Prisoner Review Board grants a waiver.

18 The decision to issue or refrain from issuing a
19 certificate of eligibility for sealing shall be at the
20 Board's sole discretion, and shall not give rise to any
21 cause of action against either the Board or its members.

22 The Board may only authorize the sealing of Class 3
23 and 4 felony convictions of the petitioner from one
24 information or indictment under this paragraph (10). A
25 petitioner may only receive one certificate of eligibility
26 for sealing under this provision for life; ~~and~~

1 (11) upon a petition by a person who after having been
2 convicted of a Class 3 or Class 4 felony thereafter served
3 in the United States Armed Forces or National Guard of
4 this or any other state and had received an honorable
5 discharge from the United States Armed Forces or National
6 Guard or who at the time of filing the petition is enlisted
7 in the United States Armed Forces or National Guard of
8 this or any other state and served one tour of duty and who
9 meets the requirements of this paragraph, hear by at least
10 3 members and, with the unanimous vote of a panel of 3
11 members, issue a certificate of eligibility for
12 expungement recommending that the court order the
13 expungement of all official records of the arresting
14 authority, the circuit court clerk, and the Illinois State
15 Police concerning the arrest and conviction for the Class
16 3 or 4 felony. A person may not apply to the Board for a
17 certificate of eligibility for expungement:

18 (A) if convicted of:

19 (i) a sex offense described in Article 11 or
20 Sections 12-13, 12-14, 12-14.1, 12-15, or 12-16 of
21 the Criminal Code of 1961 or Criminal Code of
22 2012;

23 (ii) an offense under the Criminal Code of
24 1961 or Criminal Code of 2012 involving a firearm;
25 or

26 (iii) a crime of violence as defined in

1 Section 2 of the Crime Victims Compensation Act;

2 or

3 (B) if the person has not served in the United
4 States Armed Forces or National Guard of this or any
5 other state or has not received an honorable discharge
6 from the United States Armed Forces or National Guard
7 of this or any other state or who at the time of the
8 filing of the petition is serving in the United States
9 Armed Forces or National Guard of this or any other
10 state and has not completed one tour of duty.

11 If a person has applied to the Board for a certificate
12 of eligibility for expungement and the Board denies the
13 certificate, the person must wait at least 4 years before
14 filing again or filing for a pardon with authorization for
15 expungement from the Governor unless the Governor or
16 Chairman of the Prisoner Review Board grants a waiver;
17 and-

18 (12) notify the victim in the underlying case of the
19 offender's release on mandatory supervised release at
20 least 30 days prior to release and allow the victim to
21 provide a victim's statement to the Board. The victim's
22 statement shall be considered when determining the
23 conditions of the offender's mandatory supervised release.

24 (a-5) The Prisoner Review Board, with the cooperation of
25 and in coordination with the Department of Corrections and the
26 Department of Central Management Services, shall implement a

1 pilot project in 3 correctional institutions providing for the
2 conduct of hearings under paragraphs (1) and (4) of subsection
3 (a) of this Section through interactive video conferences. The
4 project shall be implemented within 6 months after January 1,
5 1997 (the effective date of Public Act 89-490). Within 6
6 months after the implementation of the pilot project, the
7 Prisoner Review Board, with the cooperation of and in
8 coordination with the Department of Corrections and the
9 Department of Central Management Services, shall report to the
10 Governor and the General Assembly regarding the use, costs,
11 effectiveness, and future viability of interactive video
12 conferences for Prisoner Review Board hearings.

13 (b) Upon recommendation of the Department the Board may
14 restore sentence credit previously revoked.

15 (c) The Board shall cooperate with the Department in
16 promoting an effective system of parole and mandatory
17 supervised release.

18 (d) The Board shall promulgate rules for the conduct of
19 its work, and the Chairman shall file a copy of such rules and
20 any amendments thereto with the Director and with the
21 Secretary of State.

22 (e) The Board shall keep records of all of its official
23 actions and shall make them accessible in accordance with law
24 and the rules of the Board.

25 (f) The Board or one who has allegedly violated the
26 conditions of his or her parole, aftercare release, or

1 mandatory supervised release may require by subpoena the
2 attendance and testimony of witnesses and the production of
3 documentary evidence relating to any matter under
4 investigation or hearing. The Chairman of the Board may sign
5 subpoenas which shall be served by any agent or public
6 official authorized by the Chairman of the Board, or by any
7 person lawfully authorized to serve a subpoena under the laws
8 of the State of Illinois. The attendance of witnesses, and the
9 production of documentary evidence, may be required from any
10 place in the State to a hearing location in the State before
11 the Chairman of the Board or his or her designated agent or
12 agents or any duly constituted Committee or Subcommittee of
13 the Board. Witnesses so summoned shall be paid the same fees
14 and mileage that are paid witnesses in the circuit courts of
15 the State, and witnesses whose depositions are taken and the
16 persons taking those depositions are each entitled to the same
17 fees as are paid for like services in actions in the circuit
18 courts of the State. Fees and mileage shall be vouchered for
19 payment when the witness is discharged from further
20 attendance.

21 In case of disobedience to a subpoena, the Board may
22 petition any circuit court of the State for an order requiring
23 the attendance and testimony of witnesses or the production of
24 documentary evidence or both. A copy of such petition shall be
25 served by personal service or by registered or certified mail
26 upon the person who has failed to obey the subpoena, and such

1 person shall be advised in writing that a hearing upon the
2 petition will be requested in a court room to be designated in
3 such notice before the judge hearing motions or extraordinary
4 remedies at a specified time, on a specified date, not less
5 than 10 nor more than 15 days after the deposit of the copy of
6 the written notice and petition in the U.S. mail addressed to
7 the person at his or her last known address or after the
8 personal service of the copy of the notice and petition upon
9 such person. The court upon the filing of such a petition, may
10 order the person refusing to obey the subpoena to appear at an
11 investigation or hearing, or to there produce documentary
12 evidence, if so ordered, or to give evidence relative to the
13 subject matter of that investigation or hearing. Any failure
14 to obey such order of the circuit court may be punished by that
15 court as a contempt of court.

16 Each member of the Board and any hearing officer
17 designated by the Board shall have the power to administer
18 oaths and to take the testimony of persons under oath.

19 (g) Except under subsection (a) of this Section, a
20 majority of the members then appointed to the Prisoner Review
21 Board shall constitute a quorum for the transaction of all
22 business of the Board.

23 (h) The Prisoner Review Board shall annually transmit to
24 the Director a detailed report of its work for the preceding
25 calendar year. The annual report shall also be transmitted to
26 the Governor for submission to the Legislature.

1 (Source: P.A. 101-288, eff. 1-1-20; 102-538, eff. 8-20-21;
2 102-558, eff. 8-20-21.)

3 (730 ILCS 5/3-3-9) (from Ch. 38, par. 1003-3-9)

4 Sec. 3-3-9. Violations; changes of conditions; preliminary
5 hearing; revocation of parole or mandatory supervised release;
6 revocation hearing.

7 (a) If prior to expiration or termination of the term of
8 parole or mandatory supervised release, a person violates a
9 condition set by the Prisoner Review Board or a condition of
10 parole or mandatory supervised release under Section 3-3-7 of
11 this Code to govern that term, the Board may:

12 (1) continue the existing term, with or without
13 modifying or enlarging the conditions; or

14 (1.5) for those released as a result of youthful
15 offender parole as set forth in Section 5-4.5-115 of this
16 Code, order that the inmate be subsequently rereleased to
17 serve a specified mandatory supervised release term not to
18 exceed the full term permitted under the provisions of
19 Section 5-4.5-115 and subsection (d) of Section 5-8-1 of
20 this Code and may modify or enlarge the conditions of the
21 release as the Board deems proper; or

22 (2) parole or release the person to a half-way house;
23 or

24 (3) revoke the parole or mandatory supervised release
25 and reconfine the person for a term computed in the

1 following manner:

2 (i) (A) For those sentenced under the law in
3 effect prior to this amendatory Act of 1977, the
4 recommitment shall be for any portion of the imposed
5 maximum term of imprisonment or confinement which had
6 not been served at the time of parole and the parole
7 term, less the time elapsed between the parole of the
8 person and the commission of the violation for which
9 parole was revoked;

10 (B) Except as set forth in paragraphs (C) and (D),
11 for those subject to mandatory supervised release
12 under paragraph (d) of Section 5-8-1 of this Code, the
13 recommitment shall be for the total mandatory
14 supervised release term, less the time elapsed between
15 the release of the person and the commission of the
16 violation for which mandatory supervised release is
17 revoked. The Board may also order that a prisoner
18 serve up to one year of the sentence imposed by the
19 court which was not served due to the accumulation of
20 sentence credit;

21 (C) For those subject to sex offender supervision
22 under clause (d) (4) of Section 5-8-1 of this Code, the
23 reconfinement period for violations of clauses (a) (3)
24 through (b-1) (15) of Section 3-3-7 shall not exceed 2
25 years from the date of reconfinement;

26 (D) For those released as a result of youthful

1 offender parole as set forth in Section 5-4.5-115 of
2 this Code, the reconfinement period shall be for the
3 total mandatory supervised release term, less the time
4 elapsed between the release of the person and the
5 commission of the violation for which mandatory
6 supervised release is revoked. The Board may also
7 order that a prisoner serve up to one year of the
8 mandatory supervised release term previously earned.
9 The Board may also order that the inmate be
10 subsequently rereleased to serve a specified mandatory
11 supervised release term not to exceed the full term
12 permitted under the provisions of Section 5-4.5-115
13 and subsection (d) of Section 5-8-1 of this Code and
14 may modify or enlarge the conditions of the release as
15 the Board deems proper;

16 (ii) the person shall be given credit against the
17 term of reimprisonment or reconfinement for time spent
18 in custody since he or she was paroled or released
19 which has not been credited against another sentence
20 or period of confinement;

21 (iii) (blank);

22 (iv) this Section is subject to the release under
23 supervision and the reparole and rerelease provisions
24 of Section 3-3-10.

25 (b) The Board may revoke parole or mandatory supervised
26 release for violation of a condition for the duration of the

1 term and for any further period which is reasonably necessary
2 for the adjudication of matters arising before its expiration.
3 The issuance of a warrant of arrest for an alleged violation of
4 the conditions of parole or mandatory supervised release shall
5 toll the running of the term until the final determination of
6 the charge. When parole or mandatory supervised release is not
7 revoked that period shall be credited to the term, unless a
8 community-based sanction is imposed as an alternative to
9 revocation and reincarceration, including a diversion
10 established by the Illinois Department of Corrections Parole
11 Services Unit prior to the holding of a preliminary parole
12 revocation hearing. Parolees who are diverted to a
13 community-based sanction shall serve the entire term of parole
14 or mandatory supervised release, if otherwise appropriate.

15 (b-5) The Board shall revoke parole or mandatory
16 supervised release for violation of the conditions prescribed
17 in paragraph (7.6) of subsection (a) of Section 3-3-7.

18 (c) A person charged with violating a condition of parole
19 or mandatory supervised release shall have a preliminary
20 hearing before a hearing officer designated by the Board to
21 determine if there is cause to hold the person for a revocation
22 hearing. However, no preliminary hearing need be held when
23 revocation is based upon new criminal charges and a court
24 finds probable cause on the new criminal charges or when the
25 revocation is based upon a new criminal conviction and a
26 certified copy of that conviction is available.

1 (d) Parole or mandatory supervised release shall not be
2 revoked without written notice to the offender setting forth
3 the violation of parole or mandatory supervised release
4 charged against him or her.

5 (e) A hearing on revocation shall be conducted before at
6 least 3 members ~~one member~~ of the Prisoner Review Board. The
7 Board shall ~~may~~ meet and order its actions in panels of 6 ~~3~~ or
8 more members. The action of a majority of the panel shall be
9 the action of the Board. A record of the hearing shall be made.
10 The victim of the underlying offense shall be notified of the
11 hearing prior to the hearing and be afforded the opportunity
12 to provide a statement. The victim's statement shall be
13 considered by the Board. At the hearing the offender shall be
14 permitted to:

15 (1) appear and answer the charge; and

16 (2) bring witnesses on his or her behalf.

17 (f) The Board shall either revoke parole or mandatory
18 supervised release or order the person's term continued with
19 or without modification or enlargement of the conditions. The
20 victim of the underlying offense shall be notified of the
21 Board's decision.

22 (g) Parole or mandatory supervised release shall not be
23 revoked for failure to make payments under the conditions of
24 parole or release unless the Board determines that such
25 failure is due to the offender's willful refusal to pay.

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

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

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

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

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

15 (a-2) The Department of Corrections may establish and
16 maintain, in any institution it administers, revolving funds
17 to be known as "Travel and Allowances Revolving Funds". These
18 revolving funds shall be used for advancing travel and expense
19 allowances to committed, paroled, and discharged prisoners.
20 The moneys paid into such revolving funds shall be from
21 appropriations to the Department for Committed, Paroled, and
22 Discharged Prisoners.

23 (a-3) Upon release of a person who is eligible to vote on
24 parole, mandatory release, final discharge, or pardon, the
25 Department shall provide the person with a form that informs

1 him or her that his or her voting rights have been restored and
2 a voter registration application. The Department shall have
3 available voter registration applications in the languages
4 provided by the Illinois State Board of Elections. The form
5 that informs the person that his or her rights have been
6 restored shall include the following information:

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

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

11 The Department of Corrections shall confirm that the
12 person received the voter registration application and has
13 been informed that his or her voting rights have been
14 restored.

15 (a-4) Prior to release of a person on parole, mandatory
16 supervised release, final discharge, or pardon, the Department
17 shall screen every person for Medicaid eligibility. Officials
18 of the correctional institution or facility where the
19 committed person is assigned shall assist an eligible person
20 to complete a Medicaid application to ensure that the person
21 begins receiving benefits as soon as possible after his or her
22 release. The application must include the eligible person's
23 address associated with his or her residence upon release from
24 the facility. If the residence is temporary, the eligible
25 person must notify the Department of Human Services of his or
26 her change in address upon transition to permanent housing.

1 (b) (Blank).

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

1 thereafter as possible. The written notification shall be
2 provided electronically if the State's Attorney, sheriff,
3 proper law enforcement agency, or public housing agency has
4 provided the Department with an accurate and up to date email
5 address.

6 (c-1) (Blank).

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

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

23 (1) The mittimus and any pre-sentence investigation
24 reports.

25 (2) The social evaluation prepared pursuant to Section
26 3-8-2.

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

3 (4) Reports of disciplinary infractions and
4 dispositions.

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

8 (6) The name and contact information for the assigned
9 parole agent and parole supervisor.

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

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

18 (1) The Prisoner Review Board.

19 (2) The chief of police and sheriff in the
20 municipality and county in which the licensed facility is
21 located.

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

24 (d) Upon the release of a committed person on parole,
25 mandatory supervised release, final discharge, or pardon, the
26 Department shall provide such person with information

1 concerning programs and services of the Illinois Department of
2 Public Health to ascertain whether such person has been
3 exposed to the human immunodeficiency virus (HIV) or any
4 identified causative agent of Acquired Immunodeficiency
5 Syndrome (AIDS).

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

23 (f) Forty-five days prior to the scheduled discharge of a
24 person committed to the custody of the Department of
25 Corrections, the Department shall give the person:

26 (1) who is otherwise uninsured an opportunity to apply

1 for health care coverage including medical assistance
2 under Article V of the Illinois Public Aid Code in
3 accordance with subsection (b) of Section 1-8.5 of the
4 Illinois Public Aid Code, and the Department of
5 Corrections shall provide assistance with completion of
6 the application for health care coverage including medical
7 assistance;

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

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

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

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

25 (6) a directory of elected State officials and of
26 officials elected in the county and municipality, if any,

1 in which the committed person intends to reside upon
2 discharge from the correctional institution or facility;
3 and

4 (7) any other information that the Department of
5 Corrections deems necessary to provide the committed
6 person in order for the committed person to reenter the
7 community and avoid recidivism.

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

16 (h) Notification of an offender's release must be made for
17 those offenders who are being released after serving a
18 sentence for domestic battery, aggravated domestic battery, or
19 violation of an order of protection or who have previous
20 convictions for domestic battery, aggravated domestic battery,
21 or violation of an order of protection. For those persons
22 being released after serving a sentence for domestic battery,
23 aggravated domestic battery, or violation of an order of
24 protection the Department of Corrections shall notify, in
25 writing, the victim of the offense committed by the offender,
26 the law enforcement agencies and State's Attorneys' offices of

1 the county of conviction and the county where the offender
2 expects to reside not less than 30 days before the offender's
3 release. For those being released who have previous
4 convictions for domestic battery, aggravated domestic battery
5 or violation of an order of protection, the Department shall
6 notify in writing the victim of those previous offenses, if
7 contact information is known, the law enforcement agencies and
8 State's Attorneys' offices of the county of conviction and the
9 county where the offender expects to reside not less than 30
10 days before the offender's release.

11 The Department may adopt rules to implement this Section.
12 (Source: P.A. 102-538, eff. 8-20-21; 102-558, eff. 8-20-21;
13 102-606, eff. 1-1-22; 102-813, eff. 5-13-22; 103-345, eff.
14 1-1-24.)".