

1 AN ACT in relation to criminal law.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The County Jail Act is amended by changing
5 Section 14 as follows:

6 (730 ILCS 125/14) (from Ch. 75, par. 114)

7 Sec. 14. Endangered; mentally ill prisoners.

8 (a) At any time, in the opinion of the Warden, the lives
9 or health of the prisoners are endangered, to such a degree
10 as to render their removal necessary, the Warden may cause
11 the prisoners to be removed to some suitable place within the
12 county, or to the jail of some convenient county, where they
13 may be confined until they can be safely returned to the
14 place whence they were removed. No prisoner charged with a
15 felony shall be removed by the warden to a Mental Health or
16 Developmental Disabilities facility as defined in the Mental
17 Health and Developmental Disabilities Code, except as
18 specifically authorized by Article 104 of the Code of
19 Criminal Procedure of 1963, or the Mental Health and
20 Developmental Disabilities Code. Any place to which the
21 prisoners are so removed shall, during their imprisonment
22 there, be deemed, as to such prisoners, a prison of the
23 county in which they were originally confined; but, they
24 shall be under the care, government and direction of the
25 Warden of the jail of the county in which they are confined.

26 (b) If, in the opinion of the Warden, a prisoner appears
27 to be mentally ill or developmentally disabled and may be a
28 danger to himself or herself, to other prisoners, or to jail
29 personnel or appears to be in need of immediate mental health
30 services, the Warden shall, within 72 hours of the admittance
31 of the prisoner to the county jail, obtain an evaluation of

1 the prisoner's condition from a physician, psychiatrist, or
2 qualified examiner as defined in the Mental Health and
3 Developmental Disabilities Code. If the physician,
4 psychiatrist, or qualified examiner determines that the
5 prisoner is in need of mental health or developmental
6 disability services, the Warden shall transfer the prisoner
7 to such other facility for the appropriate treatment.

8 (Source: P.A. 83-1073.)