

HB1189



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB1189

by Rep. Michael J. Madigan

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-2.5-15

Amends the Unified Code of Corrections. Makes a technical change in a Section concerning the Department of Juvenile Justice assuming the duties of the Juvenile Division of the Department of Corrections.

LRB099 05016 RLC 25045 b

A BILL FOR

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 3-2.5-15 as follows:

6 (730 ILCS 5/3-2.5-15)

7 Sec. 3-2.5-15. Department of Juvenile Justice; assumption
8 of duties of the Juvenile Division.

9 (a) The ~~The~~ Department of Juvenile Justice shall assume the
10 rights, powers, duties, and responsibilities of the Juvenile
11 Division of the Department of Corrections. Personnel, books,
12 records, property, and unencumbered appropriations pertaining
13 to the Juvenile Division of the Department of Corrections shall
14 be transferred to the Department of Juvenile Justice on the
15 effective date of this amendatory Act of the 94th General
16 Assembly. Any rights of employees or the State under the
17 Personnel Code or any other contract or plan shall be
18 unaffected by this transfer.

19 (b) Department of Juvenile Justice personnel who are hired
20 by the Department on or after the effective date of this
21 amendatory Act of the 94th General Assembly and who participate
22 or assist in the rehabilitative and vocational training of
23 delinquent youths, supervise the daily activities involving

1 direct and continuing responsibility for the youth's security,
2 welfare and development, or participate in the personal
3 rehabilitation of delinquent youth by training, supervising,
4 and assisting lower level personnel who perform these duties
5 must be over the age of 21 and have a bachelor's or advanced
6 degree from an accredited college or university with a
7 specialization in criminal justice, education, psychology,
8 social work, or a closely related social science or other
9 bachelor's or advanced degree with at least 2 years experience
10 in the field of juvenile matters. This requirement shall not
11 apply to security, clerical, food service, and maintenance
12 staff that do not have direct and regular contact with youth.
13 The degree requirements specified in this subsection (b) are
14 not required of persons who provide vocational training and who
15 have adequate knowledge in the skill for which they are
16 providing the vocational training.

17 (c) Subsection (b) of this Section does not apply to
18 personnel transferred to the Department of Juvenile Justice on
19 the effective date of this amendatory Act of the 94th General
20 Assembly.

21 (d) The Department shall be under the direction of the
22 Director of Juvenile Justice as provided in this Code.

23 (e) The Director shall organize divisions within the
24 Department and shall assign functions, powers, duties, and
25 personnel as required by law. The Director may create other
26 divisions and may assign other functions, powers, duties, and

1 personnel as may be necessary or desirable to carry out the
2 functions and responsibilities vested by law in the Department.
3 The Director may, with the approval of the Office of the
4 Governor, assign to and share functions, powers, duties, and
5 personnel with other State agencies such that administrative
6 services and administrative facilities are provided by a shared
7 administrative service center. Where possible, shared services
8 which impact youth should be done with child-serving agencies.
9 These administrative services may include, but are not limited
10 to, all of the following functions: budgeting, accounting
11 related functions, auditing, human resources, legal,
12 procurement, training, data collection and analysis,
13 information technology, internal investigations, intelligence,
14 legislative services, emergency response capability, statewide
15 transportation services, and general office support.

16 (f) The Department of Juvenile Justice may enter into
17 intergovernmental cooperation agreements under which minors
18 adjudicated delinquent and committed to the Department of
19 Juvenile Justice may participate in county juvenile impact
20 incarceration programs established under Section 3-6039 of the
21 Counties Code.

22 (g) The Department of Juvenile Justice must comply with the
23 ethnic and racial background data collection procedures
24 provided in Section 4.5 of the Criminal Identification Act.

25 (Source: P.A. 98-528, eff. 1-1-15; 98-689, eff. 1-1-15.)