



Rep. Juliana Stratton

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LRB100 17864 MJP 37167 a

1 AMENDMENT TO HOUSE BILL 4469

2 AMENDMENT NO. _____. Amend House Bill 4469 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by adding Sections
5 19-2.3 and by changing Section 19A-20 as follows:

6 (10 ILCS 5/19-2.3 new)

7 Sec. 19-2.3. Vote by mail; jails. Each election authority
8 shall collaborate with the primary county jail where eligible
9 voters are confined or detained who are within the jurisdiction
10 of the election authority to facilitate voting by mail for
11 voters eligible to vote in the election jurisdiction who are
12 confined or detained in the county jail.

13 (10 ILCS 5/19A-20)

14 Sec. 19A-20. Temporary branch polling places.

15 (a) In addition to permanent polling places for early

1 voting, the election authority may establish temporary branch
2 polling places for early voting.

3 (b) The provisions of subsection (b) of Section 19A-15 do
4 not apply to a temporary polling place. Voting at a temporary
5 branch polling place may be conducted on any one or more days
6 and during any hours within the period for early voting by
7 personal appearance that are determined by the election
8 authority.

9 (c) The schedules for conducting voting do not need to be
10 uniform among the temporary branch polling places.

11 (d) The legal rights and remedies which inure to the owner
12 or lessor of private property are not impaired or otherwise
13 affected by the leasing of the property for use as a temporary
14 branch polling place for early voting, except to the extent
15 necessary to conduct early voting at that location.

16 (e) In a county with a population of 3,000,000 or more, the
17 election authority in the county shall establish a temporary
18 branch polling place under this Section in the county jail.
19 Only a resident of a county who is in custody at the county
20 jail and who has not been convicted of the offense for which
21 the resident is in custody is eligible to vote at a temporary
22 branch polling place established under this subsection. The
23 temporary branch polling place established under this
24 subsection shall allow a voter to vote in the same elections
25 that the voter would be entitled to vote in where the voter
26 resides. To the maximum extent feasible, voting booths or

1 screens shall be provided to ensure the privacy of the voter.

2 All provisions of this Code applicable to pollwatchers
3 shall apply to a temporary branch polling place under this
4 subsection, subject to approval from the election authority and
5 the county jail. A county that establishes a temporary branch
6 polling place inside a county jail in accordance with this
7 subsection shall adhere to all requirements of this subsection.
8 All requirements of the federal Voting Rights Act of 1965 shall
9 apply to this subsection.

10 (Source: P.A. 94-645, eff. 8-22-05.)

11 Section 10. The Counties Code is amended by adding Sections
12 3-15003.3 and 3-15003.4 as follows:

13 (55 ILCS 5/3-15003.3 new)

14 Sec. 3-15003.3. Voter registration; county jails. Upon
15 discharge of a person who is eligible to vote from a county
16 jail, the county jail shall provide the person with a voter
17 registration application. Each election authority shall
18 collaborate with the county jail within the jurisdiction of the
19 election authority to facilitate voter registration for voters
20 eligible to vote in that county who are confined or detained in
21 the county jail. A county jail shall provide a voter
22 registration application to any person in custody at the jail
23 who requests an application and is eligible to vote.

1 (55 ILCS 5/3-15003.4 new)

2 Sec. 3-15003.4. Voting rights; county jails; probation
3 offices.

4 (a) Each county jail and county probation office shall make
5 available current resource materials, maintained by the
6 Illinois State Board of Elections, containing detailed
7 information regarding the voting rights of a person with a
8 criminal conviction in the following formats:

9 (1) in print;

10 (2) on the website of each county jail and each county
11 probation office; and

12 (3) in a visible location on the premises of each
13 county jail and county probation office where notices are
14 customarily posted.

15 (b) The current resource materials described under
16 subsection (a) shall be provided:

17 (1) upon discharge of a person from a county jail; and

18 (2) upon intake of a person by a county probation
19 department.

20 Section 15. The Unified Code of Corrections is amended by
21 adding Sections 3-2-2.3 and by changing Section 3-14-1 as
22 follows:

23 (730 ILCS 5/3-2-2.3 new)

24 Sec. 3-2-2.3. Voting rights information.

1 (a) The Department shall make available to a person in its
2 custody current resource materials, maintained by the Illinois
3 State Board of Elections, containing detailed information
4 regarding the voting rights of a person with a criminal
5 conviction in the following formats:

6 (1) in print;

7 (2) on the Department's website; and

8 (3) in a visible location on the premises of each
9 Department facility where notices are customarily posted.

10 (b) The current resource materials described under
11 subsection (a) shall be provided upon release of a person on
12 parole, mandatory supervised release, final discharge, or
13 pardon from the Department.

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

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

16 (a) Upon release of a person on parole, mandatory release,
17 final discharge or pardon the Department shall return all
18 property held for him, provide him with suitable clothing and
19 procure necessary transportation for him to his designated
20 place of residence and employment. It may provide such person
21 with a grant of money for travel and expenses which may be paid
22 in installments. The amount of the money grant shall be
23 determined by the Department.

24 (a-1) The Department shall, before a wrongfully imprisoned
25 person, as defined in Section 3-1-2 of this Code, is discharged

1 from the Department, provide him or her with any documents
2 necessary after discharge.

3 (a-2) The Department of Corrections may establish and
4 maintain, in any institution it administers, revolving funds to
5 be known as "Travel and Allowances Revolving Funds". These
6 revolving funds shall be used for advancing travel and expense
7 allowances to committed, paroled, and discharged prisoners.
8 The moneys paid into such revolving funds shall be from
9 appropriations to the Department for Committed, Paroled, and
10 Discharged Prisoners.

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

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

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

24 The Department of Corrections shall confirm that the person
25 received the voter registration application and has been
26 informed that his or her voting rights have been restored.

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 into
15 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 Department of 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 Department of State Police shall make this information
13 available to local, State, or federal law enforcement agencies
14 upon request.

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

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

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

1 Public Health to ascertain whether such person has been exposed
2 to the human immunodeficiency virus (HIV) or any identified
3 causative agent of Acquired Immunodeficiency Syndrome (AIDS).

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

21 (f) Forty-five days prior to the scheduled discharge of a
22 person committed to the custody of the Department of
23 Corrections, the Department shall give the person who is
24 otherwise uninsured an opportunity to apply for health care
25 coverage including medical assistance under Article V of the
26 Illinois Public Aid Code in accordance with subsection (b) of

1 Section 1-8.5 of the Illinois Public Aid Code, and the
2 Department of Corrections shall provide assistance with
3 completion of the application for health care coverage
4 including medical assistance. The Department may adopt rules to
5 implement this Section.

6 (Source: P.A. 98-267, eff. 1-1-14; 99-415, eff. 8-20-15;
7 99-907, eff. 7-1-17.)

8 Section 99. Effective date. This Act takes effect January
9 1, 2020."