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09400HB4446ham001

LRB094 17024 RLC 55989 a

1 AMENDMENT TO HOUSE BILL 4446

2 AMENDMENT NO. _____. Amend House Bill 4446 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Unified Code of Corrections is amended by
5 adding Section 3-14-4.5 as follows:

6 (730 ILCS 5/3-14-4.5 new)

7 Sec. 3-14-4.5. Private half-way houses.

8 (a) Any person or entity other than the Department of
9 Corrections who intends to establish a half-way house for the
10 residence of persons on parole or mandatory release from the
11 Department of Corrections shall, as a prerequisite to
12 establishing the half-way house, obtain the signature from
13 every resident at least 18 years of age who resides within 250
14 feet of the ingress and egress of the proposed half-way house
15 on a form indicating the location of the proposed half-way
16 house and acknowledging their consent to the establishment of
17 the half-way house at the stated location. This completed form
18 shall be filed with the State's Attorney and the sheriff of the
19 county and the proper law enforcement agency of the
20 municipality in which the half-way house is located.

21 (b) Establishing or maintaining a half-way house, other
22 than by the Department of Corrections, without complying with
23 this Section is a Class A misdemeanor.

24 (c) This Section does not apply to half-way houses in

1 operation on the effective date of this amendatory Act of the
2 94th General Assembly.

3 (d) Not less than 15 days prior to the placement of a
4 person in such a half-way house, the half-way house shall give
5 written notice to the State's Attorney and the sheriff of the
6 county and the proper law enforcement agency of the
7 municipality in which the half-way house is located of the
8 identity of the person to be placed in that program. This
9 identifying information shall include, but is not limited to,
10 the name of the individual, age, physical description,
11 photograph, and the crime for which the person was originally
12 sentenced to the Department of Corrections. The notice shall be
13 given in all cases.

14 (e) Failure to comply with the notification requirements of
15 subsection (d) of this Section is a petty offense for which a
16 \$1,000 fine shall be imposed for each offense.

17 (f) Any half-way house, other than one established by the
18 Department of Corrections, that fails to comply with local
19 zoning ordinances is guilty of a petty offense and shall be
20 fined \$1,000 for every week it is in violation, in addition to
21 any other locally imposed fines."