



Rep. Karen A. Yarbrough

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LRB095 06267 RLC 51164 a

1 AMENDMENT TO SENATE BILL 62

2 AMENDMENT NO. _____. Amend Senate Bill 62, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Unified Code of Corrections is amended by
6 adding Section 3-4-3.1 as follows:

7 (730 ILCS 5/3-4-3.1 new)

8 Sec. 3-4-3.1. Identification documents of committed
9 persons.

10 (a) Driver's licenses, State issued identification cards,
11 social security account cards, and other government issued
12 identification documents of a committed person that are in
13 possession of a county sheriff at the time a person is
14 committed to the Illinois Department of Corrections shall be
15 forwarded to the Department.

16 (b) The Department shall retain the government issued

1 identification documents of a committed person at the
2 institution in which the person is incarcerated and shall
3 ensure that the documents are forwarded to any institution to
4 which the person is transferred.

5 (c) The government issued identification documents of a
6 committed person shall be made available to the person upon
7 discharge from the Department.

8 (d) Notwithstanding any other rulemaking authority that
9 may exist, neither the Governor nor any agency or agency head
10 under the jurisdiction of the Governor has any authority to
11 make or promulgate rules to implement or enforce the provisions
12 of this amendatory Act of the 95th General Assembly. If,
13 however, the Governor believes that rules are necessary to
14 implement or enforce the provisions of this amendatory Act of
15 the 95th General Assembly, the Governor may suggest rules to
16 the General Assembly by filing them with the Clerk of the House
17 and the Secretary of the Senate and by requesting that the
18 General Assembly authorize such rulemaking by law, enact those
19 suggested rules into law, or take any other appropriate action
20 in the General Assembly's discretion. Nothing contained in this
21 amendatory Act of the 95th General Assembly shall be
22 interpreted to grant rulemaking authority under any other
23 Illinois statute where such authority is not otherwise
24 explicitly given. For the purposes of this Section, "rules" is
25 given the meaning contained in Section 1-70 of the Illinois
26 Administrative Procedure Act, and "agency" and "agency head"

1 are given the meanings contained in Sections 1-20 and 1-25 of
2 the Illinois Administrative Procedure Act to the extent that
3 such definitions apply to agencies or agency heads under the
4 jurisdiction of the Governor.".