



Rep. Rita Mayfield

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10400HB0044ham002

LRB104 03575 RLC 23010 a

1 AMENDMENT TO HOUSE BILL 44

2 AMENDMENT NO. _____. Amend House Bill 44, AS AMENDED,
3 with reference to page and line numbers of House Amendment No.
4 1, on page 1, lines 9 and 10, by deleting ", the Department of
5 Human Services,"; and

6 on page 3, line 5, by replacing "written approval by" with "a
7 written contract with"; and

8 on page 3, line 6, by replacing "Department of Human Services"
9 with "Department of Corrections"; and

10 on page 3, lines 8 through 10, by deleting ", with annual
11 monitoring and evaluation by the Department of Human Services
12 for continued approval to operate as such"; and

13 on page 5, line 8, by replacing "funds" with "contracts with";
14 and

1 on page 5, by deleting lines 20 through 24; and

2 by deleting all of pages 6 and 7 and lines 1 through 11 on page
3 8; and

4 on page 8, lines 14 and 15, by deleting "and the Department of
5 Human Services"; and

6 by deleting lines 21 through 25 on page 8 and line 1 on page 9;
7 and

8 on page 9, line 7, by inserting ", other than a natural life
9 sentence," after "a period of incarceration"; and

10 on page 9, line 10, by replacing "if a sentence of natural life
11 is mandated" with "any sex offense as defined in Section 2 of
12 the Sex Offender Registration Act"; and

13 on page 11, by replacing lines 9 through 18 with the following:

14 "(e) Upon successful fulfillment of the terms and
15 conditions of probation the court shall discharge the person
16 from probation. If the person has not previously been granted
17 a vacation of judgment under this Section, upon motion, the
18 court shall vacate the judgment of conviction and dismiss the
19 criminal proceedings against him or her unless, having

1 considered the nature and circumstances of the offense and the
2 history, character, and condition of the individual, the court
3 finds that the motion should not be granted. Unless good cause
4 is shown, such motion to vacate must be filed at any time from
5 the date of entry of the judgment to a date that is not more
6 than 60 days after the discharge of probation."; and

7 on page 12, by deleting lines 11 through 22.