



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB5299

Introduced 2/10/2026, by Rep. Maurice A. West, II

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-4-3

from Ch. 38, par. 1003-4-3

Amends the Unified Code of Corrections concerning the transfer of committed persons funds. Provides that the Department of Corrections and the Department of Juvenile Justice shall not enter into or renew any contract with a vendor that provides electronic funds transfer services that include total fees and charges of more than 2% of the total amount of funds being transferred or \$15 per transaction, whichever is less, for the privilege of electronically transferring funds. Effective immediately.

LRB104 19349 RLC 32797 b

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 3-4-3 as follows:

6 (730 ILCS 5/3-4-3) (from Ch. 38, par. 1003-4-3)

7 Sec. 3-4-3. Funds and property of persons committed.

8 (a) The Department of Corrections and the Department of
9 Juvenile Justice shall establish accounting records with
10 accounts for each person who has or receives money while in an
11 institution or facility of that Department and it shall allow
12 the withdrawal and disbursement of money by the person under
13 rules and regulations of that Department. The Department of
14 Juvenile Justice shall not be required to keep such deposited
15 moneys in an interest-bearing bank account unless the annual
16 interest earned would exceed the total annual costs and fees,
17 including, but not limited to, transaction fees, associated
18 with maintaining the account. Any interest or other income
19 which may be earned from moneys deposited with the Department
20 by a resident of the Department of Juvenile Justice shall
21 accrue to the individual's account if the monthly interest
22 attributable to an individual's account exceeds \$1. All other
23 balances shall accrue to the Residents' Benefit Fund. For an

1 individual in an institution or facility of the Department of
2 Corrections the interest shall accrue to the Residents'
3 Benefit Fund. The Department shall disburse all moneys so held
4 no later than the person's final discharge from the
5 Department. Moneys in the account of a committed person who
6 files a lawsuit determined frivolous under Article XXII of the
7 Code of Civil Procedure shall be deducted to pay for the filing
8 fees and cost of the suit as provided in that Article. The
9 Department shall under rules and regulations record and
10 receipt all personal property not allowed to committed
11 persons. The Department shall return such property to the
12 individual no later than the person's release on parole or
13 aftercare.

14 (b) Any money held in accounts of committed persons
15 separated from the Department by death, discharge, or
16 unauthorized absence and unclaimed for a period of 1 year
17 thereafter by the person or his legal representative shall be
18 transmitted to the State Treasurer who shall deposit it into
19 the General Revenue Fund. Articles of personal property of
20 persons so separated may be sold or used by the Department if
21 unclaimed for a period of 1 year for the same purpose.
22 Clothing, if unclaimed within 30 days, may be used or disposed
23 of as determined by the Department.

24 (c) Forty percent of the profits on sales from commissary
25 stores shall be expended by the Department for the special
26 benefit of committed persons which shall include but not be

1 limited to the advancement of inmate payrolls, for the special
2 benefit of employees, and for the advancement or reimbursement
3 of employee travel, provided that amounts expended for
4 employees shall not exceed the amount of profits derived from
5 sales made to employees by such commissaries, as determined by
6 the Department. The remainder of the profits from sales from
7 commissary stores must be used first to pay for wages and
8 benefits of employees covered under a collective bargaining
9 agreement who are employed at commissary facilities of the
10 Department and then to pay the costs of dietary staff.

11 (d) The Department shall confiscate any unauthorized
12 currency found in the possession of a committed person. The
13 Department shall transmit the confiscated currency to the
14 State Treasurer who shall deposit it into the General Revenue
15 Fund.

16 (e) The Department shall not enter into or renew any
17 contract with a vendor that provides electronic funds transfer
18 services that include total fees and charges of more than 2% of
19 the total amount of funds being transferred or \$15 per
20 transaction, whichever is less, for the privilege of
21 electronically transferring funds.

22 (Source: P.A. 103-1026, eff. 1-1-25.)

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.