



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

SB3550

Introduced 2/5/2026, by Sen. Napoleon Harris, III

#### SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-2-2

Amends the Unified Code of Corrections. Provides that the Department of Corrections shall create and implement, beginning on January 1, 2027, a pilot program to establish the effectiveness of long-acting injectable medications for substance use disorders for persons committed to its custody who have drug problems. Provides that the pilot program shall require long-acting injectable medications for substance use disorders to be used in at least one Department of Corrections facility. Provides that the Director of Corrections may expand the pilot program to include an additional facility or facilities as he or she deems appropriate. Provides that a minimum of 4,000 administrations of long-acting injectable medications for substance use disorders shall be included in the pilot program. Provides that the Department must report to the General Assembly on the effectiveness of the program on or before January 1, 2028.

LRB104 16432 RLC 29823 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 3-2-2 as follows:

6 (730 ILCS 5/3-2-2)

7 (Text of Section before amendment by P.A. 104-27 and  
8 104-159)

9 Sec. 3-2-2. Powers and duties of the Department.

10 (1) In addition to the powers, duties, and  
11 responsibilities which are otherwise provided by law, the  
12 Department shall have the following powers:

13 (a) To accept persons committed to it by the courts of  
14 this State for care, custody, treatment, and  
15 rehabilitation, and to accept federal prisoners and  
16 noncitizens over whom the Office of the Federal Detention  
17 Trustee is authorized to exercise the federal detention  
18 function for limited purposes and periods of time.

19 (b) To develop and maintain reception and evaluation  
20 units for purposes of analyzing the custody and  
21 rehabilitation needs of persons committed to it and to  
22 assign such persons to institutions and programs under its  
23 control or transfer them to other appropriate agencies. In

1           consultation with the Department of Alcoholism and  
2           Substance Abuse (now the Department of Human Services),  
3           the Department of Corrections shall develop a master plan  
4           for the screening and evaluation of persons committed to  
5           its custody who have alcohol or drug abuse problems, and  
6           for making appropriate treatment available to such  
7           persons; the Department shall report to the General  
8           Assembly on such plan not later than April 1, 1987. The  
9           maintenance and implementation of such plan shall be  
10          contingent upon the availability of funds.

11           (b-1) To create and implement, on January 1, 2002, a  
12          pilot program to establish the effectiveness of  
13          pupillometer technology (the measurement of the pupil's  
14          reaction to light) as an alternative to a urine test for  
15          purposes of screening and evaluating persons committed to  
16          its custody who have alcohol or drug problems. The pilot  
17          program shall require the pupillometer technology to be  
18          used in at least one Department of Corrections facility.  
19          The Director may expand the pilot program to include an  
20          additional facility or facilities as he or she deems  
21          appropriate. A minimum of 4,000 tests shall be included in  
22          the pilot program. The Department must report to the  
23          General Assembly on the effectiveness of the program by  
24          January 1, 2003.

25           (b-5) To develop, in consultation with the Illinois  
26          State Police, a program for tracking and evaluating each

1 inmate from commitment through release for recording his  
2 or her gang affiliations, activities, or ranks.

3 (c) To maintain and administer all State correctional  
4 institutions and facilities under its control and to  
5 establish new ones as needed. Pursuant to its power to  
6 establish new institutions and facilities, the Department  
7 may, with the written approval of the Governor, authorize  
8 the Department of Central Management Services to enter  
9 into an agreement of the type described in subsection (d)  
10 of Section 405-300 of the Department of Central Management  
11 Services Law. The Department shall designate those  
12 institutions which shall constitute the State Penitentiary  
13 System. The Department of Juvenile Justice shall maintain  
14 and administer all State youth centers pursuant to  
15 subsection (d) of Section 3-2.5-20.

16 Pursuant to its power to establish new institutions  
17 and facilities, the Department may authorize the  
18 Department of Central Management Services to accept bids  
19 from counties and municipalities for the construction,  
20 remodeling, or conversion of a structure to be leased to  
21 the Department of Corrections for the purposes of its  
22 serving as a correctional institution or facility. Such  
23 construction, remodeling, or conversion may be financed  
24 with revenue bonds issued pursuant to the Industrial  
25 Building Revenue Bond Act by the municipality or county.  
26 The lease specified in a bid shall be for a term of not

1 less than the time needed to retire any revenue bonds used  
2 to finance the project, but not to exceed 40 years. The  
3 lease may grant to the State the option to purchase the  
4 structure outright.

5 Upon receipt of the bids, the Department may certify  
6 one or more of the bids and shall submit any such bids to  
7 the General Assembly for approval. Upon approval of a bid  
8 by a constitutional majority of both houses of the General  
9 Assembly, pursuant to joint resolution, the Department of  
10 Central Management Services may enter into an agreement  
11 with the county or municipality pursuant to such bid.

12 (c-5) To build and maintain regional juvenile  
13 detention centers and to charge a per diem to the counties  
14 as established by the Department to defray the costs of  
15 housing each minor in a center. In this subsection (c-5),  
16 "juvenile detention center" means a facility to house  
17 minors during pendency of trial who have been transferred  
18 from proceedings under the Juvenile Court Act of 1987 to  
19 prosecutions under the criminal laws of this State in  
20 accordance with Section 5-805 of the Juvenile Court Act of  
21 1987, whether the transfer was by operation of law or  
22 permissive under that Section. The Department shall  
23 designate the counties to be served by each regional  
24 juvenile detention center.

25 (d) To develop and maintain programs of control,  
26 rehabilitation, and employment of committed persons within

1           its institutions.

2           (d-5) To provide a pre-release job preparation program  
3 for inmates at Illinois adult correctional centers.

4           (d-10) To provide educational and visitation  
5 opportunities to committed persons within its institutions  
6 through temporary access to content-controlled tablets  
7 that may be provided as a privilege to committed persons  
8 to induce or reward compliance.

9           (e) To establish a system of supervision and guidance  
10 of committed persons in the community.

11           (f) To establish in cooperation with the Department of  
12 Transportation to supply a sufficient number of prisoners  
13 for use by the Department of Transportation to clean up  
14 the trash and garbage along State, county, township, or  
15 municipal highways as designated by the Department of  
16 Transportation. The Department of Corrections, at the  
17 request of the Department of Transportation, shall furnish  
18 such prisoners at least annually for a period to be agreed  
19 upon between the Director of Corrections and the Secretary  
20 of Transportation. The prisoners used on this program  
21 shall be selected by the Director of Corrections on  
22 whatever basis he deems proper in consideration of their  
23 term, behavior and earned eligibility to participate in  
24 such program - where they will be outside of the prison  
25 facility but still in the custody of the Department of  
26 Corrections. Prisoners convicted of first degree murder,

1 or a Class X felony, or armed violence, or aggravated  
2 kidnapping, or criminal sexual assault, aggravated  
3 criminal sexual abuse or a subsequent conviction for  
4 criminal sexual abuse, or forcible detention, or arson, or  
5 a prisoner adjudged a Habitual Criminal shall not be  
6 eligible for selection to participate in such program. The  
7 prisoners shall remain as prisoners in the custody of the  
8 Department of Corrections and such Department shall  
9 furnish whatever security is necessary. The Department of  
10 Transportation shall furnish trucks and equipment for the  
11 highway cleanup program and personnel to supervise and  
12 direct the program. Neither the Department of Corrections  
13 nor the Department of Transportation shall replace any  
14 regular employee with a prisoner.

15 (g) To maintain records of persons committed to it and  
16 to establish programs of research, statistics, and  
17 planning.

18 (h) To investigate the grievances of any person  
19 committed to the Department and to inquire into any  
20 alleged misconduct by employees or committed persons; and  
21 for these purposes it may issue subpoenas and compel the  
22 attendance of witnesses and the production of writings and  
23 papers, and may examine under oath any witnesses who may  
24 appear before it; to also investigate alleged violations  
25 of a parolee's or releasee's conditions of parole or  
26 release; and for this purpose it may issue subpoenas and

1           compel the attendance of witnesses and the production of  
2           documents only if there is reason to believe that such  
3           procedures would provide evidence that such violations  
4           have occurred.

5           If any person fails to obey a subpoena issued under  
6           this subsection, the Director may apply to any circuit  
7           court to secure compliance with the subpoena. The failure  
8           to comply with the order of the court issued in response  
9           thereto shall be punishable as contempt of court.

10           (i) To appoint and remove the chief administrative  
11           officers, and administer programs of training and  
12           development of personnel of the Department. Personnel  
13           assigned by the Department to be responsible for the  
14           custody and control of committed persons or to investigate  
15           the alleged misconduct of committed persons or employees  
16           or alleged violations of a parolee's or releasee's  
17           conditions of parole shall be conservators of the peace  
18           for those purposes, and shall have the full power of peace  
19           officers outside of the facilities of the Department in  
20           the protection, arrest, retaking, and reconfining of  
21           committed persons or where the exercise of such power is  
22           necessary to the investigation of such misconduct or  
23           violations. This subsection shall not apply to persons  
24           committed to the Department of Juvenile Justice under the  
25           Juvenile Court Act of 1987 on aftercare release.

26           (j) To cooperate with other departments and agencies

1 and with local communities for the development of  
2 standards and programs for better correctional services in  
3 this State.

4 (k) To administer all moneys and properties of the  
5 Department.

6 (l) To report annually to the Governor on the  
7 committed persons, institutions, and programs of the  
8 Department.

9 (l-5) (Blank).

10 (m) To make all rules and regulations and exercise all  
11 powers and duties vested by law in the Department.

12 (n) To establish rules and regulations for  
13 administering a system of sentence credits, established in  
14 accordance with Section 3-6-3, subject to review by the  
15 Prisoner Review Board.

16 (o) To administer the distribution of funds from the  
17 State Treasury to reimburse counties where State penal  
18 institutions are located for the payment of assistant  
19 state's attorneys' salaries under Section 4-2001 of the  
20 Counties Code.

21 (p) To exchange information with the Department of  
22 Human Services and the Department of Healthcare and Family  
23 Services for the purpose of verifying living arrangements  
24 and for other purposes directly connected with the  
25 administration of this Code and the Illinois Public Aid  
26 Code.

1 (q) To establish a diversion program.

2 The program shall provide a structured environment for  
3 selected technical parole or mandatory supervised release  
4 violators and committed persons who have violated the  
5 rules governing their conduct while in work release. This  
6 program shall not apply to those persons who have  
7 committed a new offense while serving on parole or  
8 mandatory supervised release or while committed to work  
9 release.

10 Elements of the program shall include, but shall not  
11 be limited to, the following:

12 (1) The staff of a diversion facility shall  
13 provide supervision in accordance with required  
14 objectives set by the facility.

15 (2) Participants shall be required to maintain  
16 employment.

17 (3) Each participant shall pay for room and board  
18 at the facility on a sliding-scale basis according to  
19 the participant's income.

20 (4) Each participant shall:

21 (A) provide restitution to victims in  
22 accordance with any court order;

23 (B) provide financial support to his  
24 dependents; and

25 (C) make appropriate payments toward any other  
26 court-ordered obligations.

1           (5) Each participant shall complete community  
2 service in addition to employment.

3           (6) Participants shall take part in such  
4 counseling, educational, and other programs as the  
5 Department may deem appropriate.

6           (7) Participants shall submit to drug and alcohol  
7 screening.

8           (8) The Department shall promulgate rules  
9 governing the administration of the program.

10          (r) To enter into intergovernmental cooperation  
11 agreements under which persons in the custody of the  
12 Department may participate in a county impact  
13 incarceration program established under Section 3-6038 or  
14 3-15003.5 of the Counties Code.

15          (r-5) (Blank).

16          (r-10) To systematically and routinely identify with  
17 respect to each streetgang active within the correctional  
18 system: (1) each active gang; (2) every existing  
19 inter-gang affiliation or alliance; and (3) the current  
20 leaders in each gang. The Department shall promptly  
21 segregate leaders from inmates who belong to their gangs  
22 and allied gangs. "Segregate" means no physical contact  
23 and, to the extent possible under the conditions and space  
24 available at the correctional facility, prohibition of  
25 visual and sound communication. For the purposes of this  
26 paragraph (r-10), "leaders" means persons who:

- 1 (i) are members of a criminal streetgang;
- 2 (ii) with respect to other individuals within the  
3 streetgang, occupy a position of organizer,  
4 supervisor, or other position of management or  
5 leadership; and
- 6 (iii) are actively and personally engaged in  
7 directing, ordering, authorizing, or requesting  
8 commission of criminal acts by others, which are  
9 punishable as a felony, in furtherance of streetgang  
10 related activity both within and outside of the  
11 Department of Corrections.

12 "Streetgang", "gang", and "streetgang related" have the  
13 meanings ascribed to them in Section 10 of the Illinois  
14 Streetgang Terrorism Omnibus Prevention Act.

15 (s) To operate a super-maximum security institution,  
16 in order to manage and supervise inmates who are  
17 disruptive or dangerous and provide for the safety and  
18 security of the staff and the other inmates.

19 (t) To monitor any unprivileged conversation or any  
20 unprivileged communication, whether in person or by mail,  
21 telephone, or other means, between an inmate who, before  
22 commitment to the Department, was a member of an organized  
23 gang and any other person without the need to show cause or  
24 satisfy any other requirement of law before beginning the  
25 monitoring, except as constitutionally required. The  
26 monitoring may be by video, voice, or other method of

1 recording or by any other means. As used in this  
2 subdivision (1)(t), "organized gang" has the meaning  
3 ascribed to it in Section 10 of the Illinois Streetgang  
4 Terrorism Omnibus Prevention Act.

5 As used in this subdivision (1)(t), "unprivileged  
6 conversation" or "unprivileged communication" means a  
7 conversation or communication that is not protected by any  
8 privilege recognized by law or by decision, rule, or order  
9 of the Illinois Supreme Court.

10 (u) To establish a Women's and Children's Pre-release  
11 Community Supervision Program for the purpose of providing  
12 housing and services to eligible female inmates, as  
13 determined by the Department, and their newborn and young  
14 children.

15 (u-5) To issue an order, whenever a person committed  
16 to the Department absconds or absents himself or herself,  
17 without authority to do so, from any facility or program  
18 to which he or she is assigned. The order shall be  
19 certified by the Director, the Supervisor of the  
20 Apprehension Unit, or any person duly designated by the  
21 Director, with the seal of the Department affixed. The  
22 order shall be directed to all sheriffs, coroners, and  
23 police officers, or to any particular person named in the  
24 order. Any order issued pursuant to this subdivision  
25 (1)(u-5) shall be sufficient warrant for the officer or  
26 person named in the order to arrest and deliver the

1 committed person to the proper correctional officials and  
2 shall be executed the same as criminal process.

3 (u-6) To appoint a point of contact person who shall  
4 receive suggestions, complaints, or other requests to the  
5 Department from visitors to Department institutions or  
6 facilities and from other members of the public.

7 (v) To do all other acts necessary to carry out the  
8 provisions of this Chapter.

9 (2) The Department of Corrections shall by January 1,  
10 1998, consider building and operating a correctional facility  
11 within 100 miles of a county of over 2,000,000 inhabitants,  
12 especially a facility designed to house juvenile participants  
13 in the impact incarceration program.

14 (3) When the Department lets bids for contracts for  
15 medical services to be provided to persons committed to  
16 Department facilities by a health maintenance organization,  
17 medical service corporation, or other health care provider,  
18 the bid may only be let to a health care provider that has  
19 obtained an irrevocable letter of credit or performance bond  
20 issued by a company whose bonds have an investment grade or  
21 higher rating by a bond rating organization.

22 (4) When the Department lets bids for contracts for food  
23 or commissary services to be provided to Department  
24 facilities, the bid may only be let to a food or commissary  
25 services provider that has obtained an irrevocable letter of  
26 credit or performance bond issued by a company whose bonds

1 have an investment grade or higher rating by a bond rating  
2 organization.

3 (5) On and after the date 6 months after August 16, 2013  
4 (the effective date of Public Act 98-488), as provided in the  
5 Executive Order 1 (2012) Implementation Act, all of the  
6 powers, duties, rights, and responsibilities related to State  
7 healthcare purchasing under this Code that were transferred  
8 from the Department of Corrections to the Department of  
9 Healthcare and Family Services by Executive Order 3 (2005) are  
10 transferred back to the Department of Corrections; however,  
11 powers, duties, rights, and responsibilities related to State  
12 healthcare purchasing under this Code that were exercised by  
13 the Department of Corrections before the effective date of  
14 Executive Order 3 (2005) but that pertain to individuals  
15 resident in facilities operated by the Department of Juvenile  
16 Justice are transferred to the Department of Juvenile Justice.

17 (6) The Department of Corrections shall provide lactation  
18 or nursing mothers rooms for personnel of the Department. The  
19 rooms shall be provided in each facility of the Department  
20 that employs nursing mothers. Each individual lactation room  
21 must:

- 22 (i) contain doors that lock;
- 23 (ii) have an "Occupied" sign for each door;
- 24 (iii) contain electrical outlets for plugging in  
25 breast pumps;
- 26 (iv) have sufficient lighting and ventilation;

- 1 (v) contain comfortable chairs;
- 2 (vi) contain a countertop or table for all necessary  
3 supplies for lactation;
- 4 (vii) contain a wastebasket and chemical cleaners to  
5 wash one's hands and to clean the surfaces of the  
6 countertop or table;
- 7 (viii) have a functional sink;
- 8 (ix) have a minimum of one refrigerator for storage of  
9 the breast milk; and
- 10 (x) receive routine daily maintenance.

11 (Source: P.A. 102-350, eff. 8-13-21; 102-535, eff. 1-1-22;  
12 102-538, eff. 8-20-21; 102-813, eff. 5-13-22; 102-1030, eff.  
13 5-27-22; 103-834, eff. 1-1-25.)

14 (Text of Section after amendment by P.A. 104-27 and  
15 104-159)

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19 Department shall have the following powers:

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21 this State for care, custody, treatment, and  
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23 noncitizens over whom the Office of the Federal Detention  
24 Trustee is authorized to exercise the federal detention  
25 function for limited purposes and periods of time.

1           (b) To develop and maintain reception and evaluation  
2 units for purposes of analyzing the custody and  
3 rehabilitation needs of persons committed to it and to  
4 assign such persons to institutions and programs under its  
5 control or transfer them to other appropriate agencies. In  
6 consultation with the Department of Alcoholism and  
7 Substance Abuse (now the Department of Human Services),  
8 the Department of Corrections shall develop a master plan  
9 for the screening and evaluation of persons committed to  
10 its custody who have alcohol or drug abuse problems, and  
11 for making appropriate treatment available to such  
12 persons; the Department shall report to the General  
13 Assembly on such plan not later than April 1, 1987. The  
14 maintenance and implementation of such plan shall be  
15 contingent upon the availability of funds.

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18 pupillometer technology (the measurement of the pupil's  
19 reaction to light) as an alternative to a urine test for  
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21 its custody who have alcohol or drug problems. The pilot  
22 program shall require the pupillometer technology to be  
23 used in at least one Department of Corrections facility.  
24 The Director may expand the pilot program to include an  
25 additional facility or facilities as he or she deems  
26 appropriate. A minimum of 4,000 tests shall be included in

1 the pilot program. The Department must report to the  
2 General Assembly on the effectiveness of the program by  
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4 (b-5) To develop, in consultation with the Illinois  
5 State Police, a program for tracking and evaluating each  
6 inmate from commitment through release for recording his  
7 or her gang affiliations, activities, or ranks.

8 (b-10) To create and implement, beginning on January  
9 1, 2027, a pilot program to establish the effectiveness of  
10 long-acting injectable medications for substance use  
11 disorders for persons committed to its custody who have  
12 drug problems. The pilot program shall require long-acting  
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15 The Director may expand the pilot program to include an  
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18 long-acting injectable medications for substance use  
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21 effectiveness of the program on or before January 1, 2028.

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23 institutions and facilities under its control and to  
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25 establish new institutions and facilities, the Department  
26 may, with the written approval of the Governor, authorize

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21 standards and programs for better correctional services in  
22 this State.

23 (k) To administer all moneys and properties of the  
24 Department.

25 (l) To report annually to the Governor on the  
26 committed persons, institutions, and programs of the

1 Department.

2 (1-5) (Blank).

3 (m) To make all rules and regulations and exercise all  
4 powers and duties vested by law in the Department.

5 (n) To establish rules and regulations for  
6 administering a system of sentence credits, established in  
7 accordance with Section 3-6-3, subject to review by the  
8 Prisoner Review Board.

9 (o) To administer the distribution of funds from the  
10 State Treasury to reimburse counties where State penal  
11 institutions are located for the payment of assistant  
12 state's attorneys' salaries under Section 4-2001 of the  
13 Counties Code.

14 (p) To exchange information with the Department of  
15 Human Services and the Department of Healthcare and Family  
16 Services for the purpose of verifying living arrangements  
17 and for other purposes directly connected with the  
18 administration of this Code and the Illinois Public Aid  
19 Code.

20 (q) To establish a diversion program.

21 The program shall provide a structured environment for  
22 selected technical parole or mandatory supervised release  
23 violators and committed persons who have violated the  
24 rules governing their conduct while in work release. This  
25 program shall not apply to those persons who have  
26 committed a new offense while serving on parole or

1 mandatory supervised release or while committed to work  
2 release.

3 Elements of the program shall include, but shall not  
4 be limited to, the following:

5 (1) The staff of a diversion facility shall  
6 provide supervision in accordance with required  
7 objectives set by the facility.

8 (2) Participants shall be required to maintain  
9 employment.

10 (3) Each participant shall pay for room and board  
11 at the facility on a sliding-scale basis according to  
12 the participant's income.

13 (4) Each participant shall:

14 (A) provide restitution to victims in  
15 accordance with any court order;

16 (B) provide financial support to his  
17 dependents; and

18 (C) make appropriate payments toward any other  
19 court-ordered obligations.

20 (5) Each participant shall complete community  
21 service in addition to employment.

22 (6) Participants shall take part in such  
23 counseling, educational, and other programs as the  
24 Department may deem appropriate.

25 (7) Participants shall submit to drug and alcohol  
26 screening.

1           (8) The Department shall promulgate rules  
2 governing the administration of the program.

3           (r) To enter into intergovernmental cooperation  
4 agreements under which persons in the custody of the  
5 Department may participate in a county impact  
6 incarceration program established under Section 3-6038 or  
7 3-15003.5 of the Counties Code.

8           (r-5) (Blank).

9           (r-10) To systematically and routinely identify with  
10 respect to each streetgang active within the correctional  
11 system: (1) each active gang; (2) every existing  
12 inter-gang affiliation or alliance; and (3) the current  
13 leaders in each gang. The Department shall promptly  
14 segregate leaders from inmates who belong to their gangs  
15 and allied gangs. "Segregate" means no physical contact  
16 and, to the extent possible under the conditions and space  
17 available at the correctional facility, prohibition of  
18 visual and sound communication. For the purposes of this  
19 paragraph (r-10), "leaders" means persons who:

20           (i) are members of a criminal streetgang;

21           (ii) with respect to other individuals within the  
22 streetgang, occupy a position of organizer,  
23 supervisor, or other position of management or  
24 leadership; and

25           (iii) are actively and personally engaged in  
26 directing, ordering, authorizing, or requesting

1 commission of criminal acts by others, which are  
2 punishable as a felony, in furtherance of streetgang  
3 related activity both within and outside of the  
4 Department of Corrections.

5 "Streetgang", "gang", and "streetgang related" have the  
6 meanings ascribed to them in Section 10 of the Illinois  
7 Streetgang Terrorism Omnibus Prevention Act.

8 (s) To operate a super-maximum security institution,  
9 in order to manage and supervise inmates who are  
10 disruptive or dangerous and provide for the safety and  
11 security of the staff and the other inmates.

12 (t) To monitor any unprivileged conversation or any  
13 unprivileged communication, whether in person or by mail,  
14 telephone, or other means, between an inmate who, before  
15 commitment to the Department, was a member of an organized  
16 gang and any other person without the need to show cause or  
17 satisfy any other requirement of law before beginning the  
18 monitoring, except as constitutionally required. The  
19 monitoring may be by video, voice, or other method of  
20 recording or by any other means. As used in this  
21 subdivision (1)(t), "organized gang" has the meaning  
22 ascribed to it in Section 10 of the Illinois Streetgang  
23 Terrorism Omnibus Prevention Act.

24 As used in this subdivision (1)(t), "unprivileged  
25 conversation" or "unprivileged communication" means a  
26 conversation or communication that is not protected by any

1 privilege recognized by law or by decision, rule, or order  
2 of the Illinois Supreme Court.

3 (u) To establish a Women's and Children's Pre-release  
4 Community Supervision Program for the purpose of providing  
5 housing and services to eligible female inmates, as  
6 determined by the Department, and their newborn and young  
7 children.

8 (u-5) To issue an order, whenever a person committed  
9 to the Department absconds or absents himself or herself,  
10 without authority to do so, from any facility or program  
11 to which he or she is assigned. The order shall be  
12 certified by the Director, the Supervisor of the  
13 Apprehension Unit, or any person duly designated by the  
14 Director, with the seal of the Department affixed. The  
15 order shall be directed to all sheriffs, coroners, and  
16 police officers, or to any particular person named in the  
17 order. Any order issued pursuant to this subdivision  
18 (1)(u-5) shall be sufficient warrant for the officer or  
19 person named in the order to arrest and deliver the  
20 committed person to the proper correctional officials and  
21 shall be executed the same as criminal process.

22 (u-6) To appoint a point of contact person who shall  
23 receive suggestions, complaints, or other requests to the  
24 Department from visitors to Department institutions or  
25 facilities and from other members of the public.

26 (u-7) To collaborate with the Department of Human

1 Services and other State agencies to develop and implement  
2 screening and follow-up protocols for intake and reentry  
3 personnel and contractors on identification and response  
4 to Department-involved individuals who demonstrate  
5 indications of past labor or sex trafficking  
6 victimization, criminal sexual exploitation or a history  
7 of involvement in the sex trade that may put them at risk  
8 of human trafficking. Protocols should include assessment  
9 and provision of pre-release and post-release housing,  
10 legal, medical, mental health and substance-use disorder  
11 treatment services and recognize the specialized needs of  
12 victims of human trafficking.

13 (u-8) To provide statewide training for Department of  
14 Corrections intake and reentry personnel and contractors  
15 on identification and response to Department-involved  
16 individuals who demonstrate indications of past  
17 trafficking victimization or child sexual exploitation  
18 that put them at risk of human trafficking.

19 (u-9) To offer access to specialized services for  
20 Department-involved individuals within the care that  
21 demonstrate indications of past trafficking victimization  
22 or child sexual exploitation that put them at risk of  
23 trafficking. As used in this subsection, "specialized  
24 services" means substance use ~~substance-use~~ disorder,  
25 mental health, medical, case-management, housing, and  
26 other support services by Department employees or

1 contractors who have completed victim-centered,  
2 trauma-informed training specifically designed to address  
3 the complex psychological ~~and~~ or physical needs of victims  
4 of human trafficking, sexual exploitation, or a history of  
5 involvement with the sex trade.

6 (v) To do all other acts necessary to carry out the  
7 provisions of this Chapter.

8 (2) The Department of Corrections shall by January 1,  
9 1998, consider building and operating a correctional facility  
10 within 100 miles of a county of over 2,000,000 inhabitants,  
11 especially a facility designed to house juvenile participants  
12 in the impact incarceration program.

13 (3) When the Department lets bids for contracts for  
14 medical services to be provided to persons committed to  
15 Department facilities by a health maintenance organization,  
16 medical service corporation, or other health care provider,  
17 the bid may only be let to a health care provider that has  
18 obtained an irrevocable letter of credit or performance bond  
19 issued by a company whose bonds have an investment grade or  
20 higher rating by a bond rating organization.

21 (3.5) If the Department has a contract with a pharmacy  
22 benefit manager or a contract with an insurance company,  
23 health maintenance organization, limited health service  
24 organization, administrative services organization, or any  
25 other managed care entity or health insurance issuer where a  
26 pharmacy benefit manager administers the provider's coverage

1 of, payment for, or formulary design for drugs necessary to  
2 safeguard the minor's life or health, the contract with the  
3 pharmacy benefit manager and the pharmacy benefit manager's  
4 activities shall be subject to Article XXXIIB of the Illinois  
5 Insurance Code and the authority of the Director of Insurance  
6 to enforce those provisions. The provider shall have all the  
7 rights of a plan sponsor under those provisions.

8 (4) When the Department lets bids for contracts for food  
9 or commissary services to be provided to Department  
10 facilities, the bid may only be let to a food or commissary  
11 services provider that has obtained an irrevocable letter of  
12 credit or performance bond issued by a company whose bonds  
13 have an investment grade or higher rating by a bond rating  
14 organization.

15 (5) On and after the date 6 months after August 16, 2013  
16 (the effective date of Public Act 98-488), as provided in the  
17 Executive Order 1 (2012) Implementation Act, all of the  
18 powers, duties, rights, and responsibilities related to State  
19 healthcare purchasing under this Code that were transferred  
20 from the Department of Corrections to the Department of  
21 Healthcare and Family Services by Executive Order 3 (2005) are  
22 transferred back to the Department of Corrections; however,  
23 powers, duties, rights, and responsibilities related to State  
24 healthcare purchasing under this Code that were exercised by  
25 the Department of Corrections before the effective date of  
26 Executive Order 3 (2005) but that pertain to individuals

1 resident in facilities operated by the Department of Juvenile  
2 Justice are transferred to the Department of Juvenile Justice.

3 (6) The Department of Corrections shall provide lactation  
4 or nursing mothers rooms for personnel of the Department. The  
5 rooms shall be provided in each facility of the Department  
6 that employs nursing mothers. Each individual lactation room  
7 must:

8 (i) contain doors that lock;

9 (ii) have an "Occupied" sign for each door;

10 (iii) contain electrical outlets for plugging in  
11 breast pumps;

12 (iv) have sufficient lighting and ventilation;

13 (v) contain comfortable chairs;

14 (vi) contain a countertop or table for all necessary  
15 supplies for lactation;

16 (vii) contain a wastebasket and chemical cleaners to  
17 wash one's hands and to clean the surfaces of the  
18 countertop or table;

19 (viii) have a functional sink;

20 (ix) have a minimum of one refrigerator for storage of  
21 the breast milk; and

22 (x) receive routine daily maintenance.

23 (Source: P.A. 103-834, eff. 1-1-25; 104-27, eff. 1-1-26;  
24 104-159, eff. 1-1-26; revised 9-12-25.)

25 Section 95. No acceleration or delay. Where this Act makes

1 changes in a statute that is represented in this Act by text  
2 that is not yet or no longer in effect (for example, a Section  
3 represented by multiple versions), the use of that text does  
4 not accelerate or delay the taking effect of (i) the changes  
5 made by this Act or (ii) provisions derived from any other  
6 Public Act.