



Rep. Camille Y. Lilly

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LRB101 08266 RLC 59066 a

1 AMENDMENT TO HOUSE BILL 3090

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3090, AS AMENDED, by  
3 replacing everything after the enacting clause with the  
4 following:

5 "Section 1. Short title. This Act may be cited as the  
6 Reporting of Deaths in Custody Act.

7 Section 5. Report of deaths of persons in custody in  
8 correctional institutions.

9 (a) In this Act, "law enforcement agency" includes the  
10 Department of Corrections, the Department of Juvenile Justice,  
11 and each law enforcement entity within this State having the  
12 authority to arrest and detain persons suspected of, or charged  
13 with, committing a criminal offense, and each law enforcement  
14 entity that operates a lock up, jail, prison, or any other  
15 facility used to detain persons for legitimate law enforcement  
16 purposes.

1           (b) In any case in which a person dies while in custody of  
2 a law enforcement agency or a peace officer, the law  
3 enforcement agency shall report the death in writing to the  
4 Illinois Criminal Justice Information Authority, no later than  
5 30 days after the date on which the person in custody or  
6 incarcerated died. The written report shall contain the  
7 following information:

8           (1) facts concerning the death that are in the  
9 possession of the law enforcement agency in charge of the  
10 facility where the death occurred including, but not  
11 limited to, cause and manner of death, race, age, and  
12 gender of the decedent;

13           (2) the jurisdiction, the law enforcement agency  
14 providing the report, and the local or State facility where  
15 the death occurred;

16           (3) if emergency care was requested by the law  
17 enforcement agency in response to any illness, injury,  
18 self-inflicted or otherwise, or other issue related to  
19 rapid deterioration of physical wellness or human  
20 subsistence, and details concerning emergency care that  
21 was provided to the decedent if emergency care was  
22 provided.

23           (c) The law enforcement agency and the involved  
24 correctional administrators shall make a good faith effort to  
25 obtain all relevant facts and circumstances relevant to the  
26 death and include those in the report.

1           (d) The Illinois Criminal Justice Information Authority  
2 shall create a standardized form to be used for the purpose of  
3 collecting and reporting information as described in  
4 subsection (b).

5           (e) Law enforcement agencies shall use the form described  
6 in subsection (d) to report all cases in which a person dies  
7 while in the custody of a law enforcement agency or a peace  
8 officer.

9           (f) The Illinois Criminal Justice Information Authority  
10 may determine the manner in which the form is transmitted from  
11 a law enforcement agency to the Illinois Criminal Justice  
12 Information Authority.

13           (g) The reports shall be public records within the meaning  
14 of subsection (c) of Section 2 of the Freedom of Information  
15 Act and are open to public inspection, with the exception of  
16 any portion of the report that the Illinois Criminal Justice  
17 Information Authority determines is privileged or protected  
18 under Illinois or federal law.

19           (h) The Illinois Criminal Justice Information Authority  
20 shall make available to the public information of all  
21 individual reports relating to deaths in custody through the  
22 Illinois Criminal Justice Information Authority's website to  
23 be updated on a quarterly basis.

24           (i) The Illinois Criminal Justice Information Authority  
25 shall issue a public annual report tabulating and evaluating  
26 trends and information on deaths in custody, including, but not

1 limited to:

2 (1) information regarding cause and manner of death,  
3 race, and the gender of the decedent;

4 (2) the jurisdiction, law enforcement agency providing  
5 the report, and local or State facility where the death  
6 occurred; and

7 (3) recommendations and State and local efforts  
8 underway to reduce deaths in custody.

9 The report shall be submitted to the Governor, Attorney  
10 General, and General Assembly and made available to the public  
11 on the Illinois Criminal Justice Information Authority's  
12 website the first week of February of each year.

13 (j) So that the State may oversee the healthcare provided  
14 to any person in the custody of each law enforcement agency  
15 within this State, provision of medical services to these  
16 persons, general care and treatment, and any other factors that  
17 may contribute to the death of any of these persons, the  
18 following information shall be made available to the public on  
19 the Illinois Criminal Justice Information Authority's website:

20 (1) the number of deaths that occurred during the  
21 preceding calendar year;

22 (2) the known, or discoverable upon reasonable  
23 inquiry, causes and contributing factors of each of the  
24 in-custody deaths as defined in subsection (b); and

25 (3) the law enforcement agency's policies, procedures,  
26 and protocols related to:

1 (A) treatment of a person experiencing withdrawal  
2 from alcohol or substance use;

3 (B) the facility's provision, or lack of  
4 provision, of medications used to treat, mitigate, or  
5 address a person's symptoms; and

6 (C) notifying an inmate's next of kin after the  
7 inmate's in-custody death.

8 (k) The family, next of kin, or any other person reasonably  
9 nominated by the decedent as an emergency contact shall be  
10 notified as soon as possible in a suitable manner giving an  
11 accurate factual account of the cause of death and  
12 circumstances surrounding the death in custody.

13 (l) The law enforcement agency shall name a staff person to  
14 act as dedicated family liaison officer to be a point of  
15 contact for the family, to make and maintain contact with the  
16 family, to report ongoing developments and findings of  
17 investigations, and to provide information and practical  
18 support. If requested by the deceased's next of kin, the law  
19 enforcement agency shall arrange for a chaplain, counselor, or  
20 other suitable staff member to meet with the family and discuss  
21 any faith considerations or concerns. The family has a right to  
22 the medical records of a family member who has died in custody  
23 and these records shall be disclosed to them.

24 (m) It is unlawful for a person who is required under this  
25 Section to file a report to fail to include in the report facts  
26 known or discovered in the report to the Illinois Criminal

1 Justice Information Authority. A violation of this Section is a  
2 petty offense in which a fine of \$500 per occurrence shall be  
3 imposed. Moneys received from the fines imposed under this  
4 subsection (m) shall be paid into the Criminal Justice  
5 Information Systems Trust Fund.

6 Section 105. The Illinois Identification Card Act is  
7 amended by changing Section 4 as follows:

8 (15 ILCS 335/4) (from Ch. 124, par. 24)

9 (Text of Section before amendment by P.A. 100-717)

10 Sec. 4. Identification card.

11 (a) The Secretary of State shall issue a standard Illinois  
12 Identification Card to any natural person who is a resident of  
13 the State of Illinois who applies for such card, or renewal  
14 thereof. No identification card shall be issued to any person  
15 who holds a valid foreign state identification card, license,  
16 or permit unless the person first surrenders to the Secretary  
17 of State the valid foreign state identification card, license,  
18 or permit. The card shall be prepared and supplied by the  
19 Secretary of State and shall include a photograph and signature  
20 or mark of the applicant. However, the Secretary of State may  
21 provide by rule for the issuance of Illinois Identification  
22 Cards without photographs if the applicant has a bona fide  
23 religious objection to being photographed or to the display of  
24 his or her photograph. The Illinois Identification Card may be

1 used for identification purposes in any lawful situation only  
2 by the person to whom it was issued. As used in this Act,  
3 "photograph" means any color photograph or digitally produced  
4 and captured image of an applicant for an identification card.  
5 As used in this Act, "signature" means the name of a person as  
6 written by that person and captured in a manner acceptable to  
7 the Secretary of State.

8 (a-5) If an applicant for an identification card has a  
9 current driver's license or instruction permit issued by the  
10 Secretary of State, the Secretary may require the applicant to  
11 utilize the same residence address and name on the  
12 identification card, driver's license, and instruction permit  
13 records maintained by the Secretary. The Secretary may  
14 promulgate rules to implement this provision.

15 (a-10) If the applicant is a judicial officer as defined in  
16 Section 1-10 of the Judicial Privacy Act or a peace officer,  
17 the applicant may elect to have his or her office or work  
18 address listed on the card instead of the applicant's residence  
19 or mailing address. The Secretary may promulgate rules to  
20 implement this provision. For the purposes of this subsection  
21 (a-10), "peace officer" means any person who by virtue of his  
22 or her office or public employment is vested by law with a duty  
23 to maintain public order or to make arrests for a violation of  
24 any penal statute of this State, whether that duty extends to  
25 all violations or is limited to specific violations.

26 (a-15) The Secretary of State may provide for an expedited

1 process for the issuance of an Illinois Identification Card.  
2 The Secretary shall charge an additional fee for the expedited  
3 issuance of an Illinois Identification Card, to be set by rule,  
4 not to exceed \$75. All fees collected by the Secretary for  
5 expedited Illinois Identification Card service shall be  
6 deposited into the Secretary of State Special Services Fund.  
7 The Secretary may adopt rules regarding the eligibility,  
8 process, and fee for an expedited Illinois Identification Card.  
9 If the Secretary of State determines that the volume of  
10 expedited identification card requests received on a given day  
11 exceeds the ability of the Secretary to process those requests  
12 in an expedited manner, the Secretary may decline to provide  
13 expedited services, and the additional fee for the expedited  
14 service shall be refunded to the applicant.

15 (a-20) The Secretary of State shall issue a standard  
16 Illinois Identification Card to a committed person upon release  
17 on parole, mandatory supervised release, aftercare release,  
18 final discharge, or pardon from the Department of Corrections  
19 or Department of Juvenile Justice, if the released person  
20 presents a certified copy of his or her birth certificate,  
21 social security card or other documents authorized by the  
22 Secretary, and 2 documents proving his or her Illinois  
23 residence address. Documents proving residence address may  
24 include any official document of the Department of Corrections  
25 or the Department of Juvenile Justice showing the released  
26 person's address after release and a Secretary of State



1 prescribed certificate of residency form, which may be executed  
2 by Department of Corrections or Department of Juvenile Justice  
3 personnel.

4 (a-25) The Secretary of State shall issue a limited-term  
5 Illinois Identification Card valid for 90 days to a committed  
6 person upon release on parole, mandatory supervised release,  
7 aftercare release, final discharge, or pardon from the  
8 Department of Corrections or Department of Juvenile Justice, if  
9 the released person is unable to present a certified copy of  
10 his or her birth certificate and social security card or other  
11 documents authorized by the Secretary, but does present a  
12 Secretary of State prescribed verification form completed by  
13 the Department of Corrections or Department of Juvenile  
14 Justice, verifying the released person's date of birth and  
15 social security number and 2 documents proving his or her  
16 Illinois residence address. The verification form must have  
17 been completed no more than 30 days prior to the date of  
18 application for the Illinois Identification Card. Documents  
19 proving residence address shall include any official document  
20 of the Department of Corrections or the Department of Juvenile  
21 Justice showing the person's address after release and a  
22 Secretary of State prescribed certificate of residency, which  
23 may be executed by Department of Corrections or Department of  
24 Juvenile Justice personnel.

25 Prior to the expiration of the 90-day period of the  
26 limited-term Illinois Identification Card, if the released

1 person submits to the Secretary of State a certified copy of  
2 his or her birth certificate and his or her social security  
3 card or other documents authorized by the Secretary, a standard  
4 Illinois Identification Card shall be issued. A limited-term  
5 Illinois Identification Card may not be renewed.

6 (b) The Secretary of State shall issue a special Illinois  
7 Identification Card, which shall be known as an Illinois Person  
8 with a Disability Identification Card, to any natural person  
9 who is a resident of the State of Illinois, who is a person  
10 with a disability as defined in Section 4A of this Act, who  
11 applies for such card, or renewal thereof. No Illinois Person  
12 with a Disability Identification Card shall be issued to any  
13 person who holds a valid foreign state identification card,  
14 license, or permit unless the person first surrenders to the  
15 Secretary of State the valid foreign state identification card,  
16 license, or permit. The Secretary of State shall charge no fee  
17 to issue such card. The card shall be prepared and supplied by  
18 the Secretary of State, and shall include a photograph and  
19 signature or mark of the applicant, a designation indicating  
20 that the card is an Illinois Person with a Disability  
21 Identification Card, and shall include a comprehensible  
22 designation of the type and classification of the applicant's  
23 disability as set out in Section 4A of this Act. However, the  
24 Secretary of State may provide by rule for the issuance of  
25 Illinois Person with a Disability Identification Cards without  
26 photographs if the applicant has a bona fide religious

1 objection to being photographed or to the display of his or her  
2 photograph. If the applicant so requests, the card shall  
3 include a description of the applicant's disability and any  
4 information about the applicant's disability or medical  
5 history which the Secretary determines would be helpful to the  
6 applicant in securing emergency medical care. If a mark is used  
7 in lieu of a signature, such mark shall be affixed to the card  
8 in the presence of two witnesses who attest to the authenticity  
9 of the mark. The Illinois Person with a Disability  
10 Identification Card may be used for identification purposes in  
11 any lawful situation by the person to whom it was issued.

12 The Illinois Person with a Disability Identification Card  
13 may be used as adequate documentation of disability in lieu of  
14 a physician's determination of disability, a determination of  
15 disability from a physician assistant, a determination of  
16 disability from an advanced practice registered nurse, or any  
17 other documentation of disability whenever any State law  
18 requires that a person with a disability provide such  
19 documentation of disability, however an Illinois Person with a  
20 Disability Identification Card shall not qualify the  
21 cardholder to participate in any program or to receive any  
22 benefit which is not available to all persons with like  
23 disabilities. Notwithstanding any other provisions of law, an  
24 Illinois Person with a Disability Identification Card, or  
25 evidence that the Secretary of State has issued an Illinois  
26 Person with a Disability Identification Card, shall not be used

1 by any person other than the person named on such card to prove  
2 that the person named on such card is a person with a  
3 disability or for any other purpose unless the card is used for  
4 the benefit of the person named on such card, and the person  
5 named on such card consents to such use at the time the card is  
6 so used.

7 An optometrist's determination of a visual disability  
8 under Section 4A of this Act is acceptable as documentation for  
9 the purpose of issuing an Illinois Person with a Disability  
10 Identification Card.

11 When medical information is contained on an Illinois Person  
12 with a Disability Identification Card, the Office of the  
13 Secretary of State shall not be liable for any actions taken  
14 based upon that medical information.

15 (c) The Secretary of State shall provide that each original  
16 or renewal Illinois Identification Card or Illinois Person with  
17 a Disability Identification Card issued to a person under the  
18 age of 21 shall be of a distinct nature from those Illinois  
19 Identification Cards or Illinois Person with a Disability  
20 Identification Cards issued to individuals 21 years of age or  
21 older. The color designated for Illinois Identification Cards  
22 or Illinois Person with a Disability Identification Cards for  
23 persons under the age of 21 shall be at the discretion of the  
24 Secretary of State.

25 (c-1) Each original or renewal Illinois Identification  
26 Card or Illinois Person with a Disability Identification Card

1 issued to a person under the age of 21 shall display the date  
2 upon which the person becomes 18 years of age and the date upon  
3 which the person becomes 21 years of age.

4 (c-3) The General Assembly recognizes the need to identify  
5 military veterans living in this State for the purpose of  
6 ensuring that they receive all of the services and benefits to  
7 which they are legally entitled, including healthcare,  
8 education assistance, and job placement. To assist the State in  
9 identifying these veterans and delivering these vital services  
10 and benefits, the Secretary of State is authorized to issue  
11 Illinois Identification Cards and Illinois Person with a  
12 Disability Identification Cards with the word "veteran"  
13 appearing on the face of the cards. This authorization is  
14 predicated on the unique status of veterans. The Secretary may  
15 not issue any other identification card which identifies an  
16 occupation, status, affiliation, hobby, or other unique  
17 characteristics of the identification card holder which is  
18 unrelated to the purpose of the identification card.

19 (c-5) Beginning on or before July 1, 2015, the Secretary of  
20 State shall designate a space on each original or renewal  
21 identification card where, at the request of the applicant, the  
22 word "veteran" shall be placed. The veteran designation shall  
23 be available to a person identified as a veteran under  
24 subsection (b) of Section 5 of this Act who was discharged or  
25 separated under honorable conditions.

26 (d) The Secretary of State may issue a Senior Citizen

1 discount card, to any natural person who is a resident of the  
2 State of Illinois who is 60 years of age or older and who  
3 applies for such a card or renewal thereof. The Secretary of  
4 State shall charge no fee to issue such card. The card shall be  
5 issued in every county and applications shall be made available  
6 at, but not limited to, nutrition sites, senior citizen centers  
7 and Area Agencies on Aging. The applicant, upon receipt of such  
8 card and prior to its use for any purpose, shall have affixed  
9 thereon in the space provided therefor his signature or mark.

10 (e) The Secretary of State, in his or her discretion, may  
11 designate on each Illinois Identification Card or Illinois  
12 Person with a Disability Identification Card a space where the  
13 card holder may place a sticker or decal, issued by the  
14 Secretary of State, of uniform size as the Secretary may  
15 specify, that shall indicate in appropriate language that the  
16 card holder has renewed his or her Illinois Identification Card  
17 or Illinois Person with a Disability Identification Card.

18 (Source: P.A. 99-143, eff. 7-27-15; 99-173, eff. 7-29-15;  
19 99-305, eff. 1-1-16; 99-642, eff. 7-28-16; 99-907, eff. 7-1-17;  
20 100-513, eff. 1-1-18.)

21 (Text of Section after amendment by P.A. 100-717)

22 Sec. 4. Identification card.

23 (a) The Secretary of State shall issue a standard Illinois  
24 Identification Card to any natural person who is a resident of  
25 the State of Illinois who applies for such card, or renewal

1       thereof. No identification card shall be issued to any person  
2       who holds a valid foreign state identification card, license,  
3       or permit unless the person first surrenders to the Secretary  
4       of State the valid foreign state identification card, license,  
5       or permit. The card shall be prepared and supplied by the  
6       Secretary of State and shall include a photograph and signature  
7       or mark of the applicant. However, the Secretary of State may  
8       provide by rule for the issuance of Illinois Identification  
9       Cards without photographs if the applicant has a bona fide  
10      religious objection to being photographed or to the display of  
11      his or her photograph. The Illinois Identification Card may be  
12      used for identification purposes in any lawful situation only  
13      by the person to whom it was issued. As used in this Act,  
14      "photograph" means any color photograph or digitally produced  
15      and captured image of an applicant for an identification card.  
16      As used in this Act, "signature" means the name of a person as  
17      written by that person and captured in a manner acceptable to  
18      the Secretary of State.

19           (a-5) If an applicant for an identification card has a  
20      current driver's license or instruction permit issued by the  
21      Secretary of State, the Secretary may require the applicant to  
22      utilize the same residence address and name on the  
23      identification card, driver's license, and instruction permit  
24      records maintained by the Secretary. The Secretary may  
25      promulgate rules to implement this provision.

26           (a-10) If the applicant is a judicial officer as defined in

1 Section 1-10 of the Judicial Privacy Act or a peace officer,  
2 the applicant may elect to have his or her office or work  
3 address listed on the card instead of the applicant's residence  
4 or mailing address. The Secretary may promulgate rules to  
5 implement this provision. For the purposes of this subsection  
6 (a-10), "peace officer" means any person who by virtue of his  
7 or her office or public employment is vested by law with a duty  
8 to maintain public order or to make arrests for a violation of  
9 any penal statute of this State, whether that duty extends to  
10 all violations or is limited to specific violations.

11 (a-15) The Secretary of State may provide for an expedited  
12 process for the issuance of an Illinois Identification Card.  
13 The Secretary shall charge an additional fee for the expedited  
14 issuance of an Illinois Identification Card, to be set by rule,  
15 not to exceed \$75. All fees collected by the Secretary for  
16 expedited Illinois Identification Card service shall be  
17 deposited into the Secretary of State Special Services Fund.  
18 The Secretary may adopt rules regarding the eligibility,  
19 process, and fee for an expedited Illinois Identification Card.  
20 If the Secretary of State determines that the volume of  
21 expedited identification card requests received on a given day  
22 exceeds the ability of the Secretary to process those requests  
23 in an expedited manner, the Secretary may decline to provide  
24 expedited services, and the additional fee for the expedited  
25 service shall be refunded to the applicant.

26 (a-20) The Secretary of State shall issue a standard



1 Illinois Identification Card to a committed person upon release  
2 on parole, mandatory supervised release, aftercare release,  
3 final discharge, or pardon from the Department of Corrections  
4 or Department of Juvenile Justice, if the released person  
5 presents a certified copy of his or her birth certificate,  
6 social security card or other documents authorized by the  
7 Secretary, and 2 documents proving his or her Illinois  
8 residence address. Documents proving residence address may  
9 include any official document of the Department of Corrections  
10 or the Department of Juvenile Justice showing the released  
11 person's address after release and a Secretary of State  
12 prescribed certificate of residency form, which may be executed  
13 by Department of Corrections or Department of Juvenile Justice  
14 personnel.

15 (a-25) The Secretary of State shall issue a limited-term  
16 Illinois Identification Card valid for 90 days to a committed  
17 person upon release on parole, mandatory supervised release,  
18 aftercare release, final discharge, or pardon from the  
19 Department of Corrections or Department of Juvenile Justice, if  
20 the released person is unable to present a certified copy of  
21 his or her birth certificate and social security card or other  
22 documents authorized by the Secretary, but does present a  
23 Secretary of State prescribed verification form completed by  
24 the Department of Corrections or Department of Juvenile  
25 Justice, verifying the released person's date of birth and  
26 social security number and 2 documents proving his or her

1 Illinois residence address. The verification form must have  
2 been completed no more than 30 days prior to the date of  
3 application for the Illinois Identification Card. Documents  
4 proving residence address shall include any official document  
5 of the Department of Corrections or the Department of Juvenile  
6 Justice showing the person's address after release and a  
7 Secretary of State prescribed certificate of residency, which  
8 may be executed by Department of Corrections or Department of  
9 Juvenile Justice personnel.

10 Prior to the expiration of the 90-day period of the  
11 limited-term Illinois Identification Card, if the released  
12 person submits to the Secretary of State a certified copy of  
13 his or her birth certificate and his or her social security  
14 card or other documents authorized by the Secretary, a standard  
15 Illinois Identification Card shall be issued. A limited-term  
16 Illinois Identification Card may not be renewed.

17 (a-26) The Secretary of State shall track and issue an  
18 annual report to the Governor, Attorney General, and General  
19 Assembly detailing the number of permanent Illinois  
20 Identification Cards issued by the Secretary of State to  
21 persons presenting verification forms issued by the Department  
22 of Juvenile Justice and Department of Corrections. The report  
23 shall include comparable data from the previous calendar year  
24 and shall reflect any increases or decreases. The Secretary of  
25 State shall publish the report on the Secretary of State's  
26 website.

1           (a-30) The Secretary of State shall issue a standard  
2 Illinois Identification Card to a person upon conditional  
3 release or absolute discharge from the custody of the  
4 Department of Human Services, if the person presents a  
5 certified copy of his or her birth certificate, social security  
6 card, or other documents authorized by the Secretary, and a  
7 document proving his or her Illinois residence address. The  
8 Secretary of State shall issue a standard Illinois  
9 Identification Card to a person no sooner than 14 days prior to  
10 his or her conditional release or absolute discharge if  
11 personnel from the Department of Human Services bring the  
12 person to a Secretary of State location with the required  
13 documents. Documents proving residence address may include any  
14 official document of the Department of Human Services showing  
15 the person's address after release and a Secretary of State  
16 prescribed verification form, which may be executed by  
17 personnel of the Department of Human Services.

18           (a-35) The Secretary of State shall issue a limited-term  
19 Illinois Identification Card valid for 90 days to a person upon  
20 conditional release or absolute discharge from the custody of  
21 the Department of Human Services, if the person is unable to  
22 present a certified copy of his or her birth certificate and  
23 social security card or other documents authorized by the  
24 Secretary, but does present a Secretary of State prescribed  
25 verification form completed by the Department of Human  
26 Services, verifying the person's date of birth and social

1 security number, and a document proving his or her Illinois  
2 residence address. The verification form must have been  
3 completed no more than 30 days prior to the date of application  
4 for the Illinois Identification Card. The Secretary of State  
5 shall issue a limited-term Illinois Identification Card to a  
6 person no sooner than 14 days prior to his or her conditional  
7 release or absolute discharge if personnel from the Department  
8 of Human Services bring the person to a Secretary of State  
9 location with the required documents. Documents proving  
10 residence address shall include any official document of the  
11 Department of Human Services showing the person's address after  
12 release and a Secretary of State prescribed verification form,  
13 which may be executed by personnel of the Department of Human  
14 Services.

15 (b) The Secretary of State shall issue a special Illinois  
16 Identification Card, which shall be known as an Illinois Person  
17 with a Disability Identification Card, to any natural person  
18 who is a resident of the State of Illinois, who is a person  
19 with a disability as defined in Section 4A of this Act, who  
20 applies for such card, or renewal thereof. No Illinois Person  
21 with a Disability Identification Card shall be issued to any  
22 person who holds a valid foreign state identification card,  
23 license, or permit unless the person first surrenders to the  
24 Secretary of State the valid foreign state identification card,  
25 license, or permit. The Secretary of State shall charge no fee  
26 to issue such card. The card shall be prepared and supplied by

1 the Secretary of State, and shall include a photograph and  
2 signature or mark of the applicant, a designation indicating  
3 that the card is an Illinois Person with a Disability  
4 Identification Card, and shall include a comprehensible  
5 designation of the type and classification of the applicant's  
6 disability as set out in Section 4A of this Act. However, the  
7 Secretary of State may provide by rule for the issuance of  
8 Illinois Person with a Disability Identification Cards without  
9 photographs if the applicant has a bona fide religious  
10 objection to being photographed or to the display of his or her  
11 photograph. If the applicant so requests, the card shall  
12 include a description of the applicant's disability and any  
13 information about the applicant's disability or medical  
14 history which the Secretary determines would be helpful to the  
15 applicant in securing emergency medical care. If a mark is used  
16 in lieu of a signature, such mark shall be affixed to the card  
17 in the presence of two witnesses who attest to the authenticity  
18 of the mark. The Illinois Person with a Disability  
19 Identification Card may be used for identification purposes in  
20 any lawful situation by the person to whom it was issued.

21 The Illinois Person with a Disability Identification Card  
22 may be used as adequate documentation of disability in lieu of  
23 a physician's determination of disability, a determination of  
24 disability from a physician assistant, a determination of  
25 disability from an advanced practice registered nurse, or any  
26 other documentation of disability whenever any State law

1 requires that a person with a disability provide such  
2 documentation of disability, however an Illinois Person with a  
3 Disability Identification Card shall not qualify the  
4 cardholder to participate in any program or to receive any  
5 benefit which is not available to all persons with like  
6 disabilities. Notwithstanding any other provisions of law, an  
7 Illinois Person with a Disability Identification Card, or  
8 evidence that the Secretary of State has issued an Illinois  
9 Person with a Disability Identification Card, shall not be used  
10 by any person other than the person named on such card to prove  
11 that the person named on such card is a person with a  
12 disability or for any other purpose unless the card is used for  
13 the benefit of the person named on such card, and the person  
14 named on such card consents to such use at the time the card is  
15 so used.

16 An optometrist's determination of a visual disability  
17 under Section 4A of this Act is acceptable as documentation for  
18 the purpose of issuing an Illinois Person with a Disability  
19 Identification Card.

20 When medical information is contained on an Illinois Person  
21 with a Disability Identification Card, the Office of the  
22 Secretary of State shall not be liable for any actions taken  
23 based upon that medical information.

24 (c) The Secretary of State shall provide that each original  
25 or renewal Illinois Identification Card or Illinois Person with  
26 a Disability Identification Card issued to a person under the

1 age of 21 shall be of a distinct nature from those Illinois  
2 Identification Cards or Illinois Person with a Disability  
3 Identification Cards issued to individuals 21 years of age or  
4 older. The color designated for Illinois Identification Cards  
5 or Illinois Person with a Disability Identification Cards for  
6 persons under the age of 21 shall be at the discretion of the  
7 Secretary of State.

8 (c-1) Each original or renewal Illinois Identification  
9 Card or Illinois Person with a Disability Identification Card  
10 issued to a person under the age of 21 shall display the date  
11 upon which the person becomes 18 years of age and the date upon  
12 which the person becomes 21 years of age.

13 (c-3) The General Assembly recognizes the need to identify  
14 military veterans living in this State for the purpose of  
15 ensuring that they receive all of the services and benefits to  
16 which they are legally entitled, including healthcare,  
17 education assistance, and job placement. To assist the State in  
18 identifying these veterans and delivering these vital services  
19 and benefits, the Secretary of State is authorized to issue  
20 Illinois Identification Cards and Illinois Person with a  
21 Disability Identification Cards with the word "veteran"  
22 appearing on the face of the cards. This authorization is  
23 predicated on the unique status of veterans. The Secretary may  
24 not issue any other identification card which identifies an  
25 occupation, status, affiliation, hobby, or other unique  
26 characteristics of the identification card holder which is

1 unrelated to the purpose of the identification card.

2 (c-5) Beginning on or before July 1, 2015, the Secretary of  
3 State shall designate a space on each original or renewal  
4 identification card where, at the request of the applicant, the  
5 word "veteran" shall be placed. The veteran designation shall  
6 be available to a person identified as a veteran under  
7 subsection (b) of Section 5 of this Act who was discharged or  
8 separated under honorable conditions.

9 (d) The Secretary of State may issue a Senior Citizen  
10 discount card, to any natural person who is a resident of the  
11 State of Illinois who is 60 years of age or older and who  
12 applies for such a card or renewal thereof. The Secretary of  
13 State shall charge no fee to issue such card. The card shall be  
14 issued in every county and applications shall be made available  
15 at, but not limited to, nutrition sites, senior citizen centers  
16 and Area Agencies on Aging. The applicant, upon receipt of such  
17 card and prior to its use for any purpose, shall have affixed  
18 thereon in the space provided therefor his signature or mark.

19 (e) The Secretary of State, in his or her discretion, may  
20 designate on each Illinois Identification Card or Illinois  
21 Person with a Disability Identification Card a space where the  
22 card holder may place a sticker or decal, issued by the  
23 Secretary of State, of uniform size as the Secretary may  
24 specify, that shall indicate in appropriate language that the  
25 card holder has renewed his or her Illinois Identification Card  
26 or Illinois Person with a Disability Identification Card.



1 (Source: P.A. 99-143, eff. 7-27-15; 99-173, eff. 7-29-15;  
2 99-305, eff. 1-1-16; 99-642, eff. 7-28-16; 99-907, eff. 7-1-17;  
3 100-513, eff. 1-1-18; 100-717, eff. 7-1-19.)

4 Section 110. The Unified Code of Corrections is amended by  
5 changing Sections 3-2.5-75, 3-14-1, and 3-15-2 as follows:

6 (730 ILCS 5/3-2.5-75)

7 Sec. 3-2.5-75. Release from Department of Juvenile  
8 Justice.

9 (a) Upon release of a youth on aftercare, the Department  
10 shall return all property held for the youth, provide the youth  
11 with suitable clothing, and procure necessary transportation  
12 for the youth to his or her designated place of residence and  
13 employment. It may provide the youth with a grant of money for  
14 travel and expenses which may be paid in installments. The  
15 amount of the money grant shall be determined by the  
16 Department.

17 (b) Before a wrongfully imprisoned person, as defined in  
18 Section 3-1-2 of this Code, is discharged from the Department,  
19 the Department shall provide him or her with any documents  
20 necessary after discharge.

21 (c) The Department of Juvenile Justice may establish and  
22 maintain, in any institution it administers, revolving funds to  
23 be known as "Travel and Allowances Revolving Funds". These  
24 revolving funds shall be used for advancing travel and expense

1 allowances to committed, released, and discharged youth. The  
2 moneys paid into these revolving funds shall be from  
3 appropriations to the Department for committed, released, and  
4 discharged prisoners.

5 (d) Upon the release of a youth on aftercare, the  
6 Department shall provide that youth with information  
7 concerning programs and services of the Department of Public  
8 Health to ascertain whether that youth has been exposed to the  
9 human immunodeficiency virus (HIV) or any identified causative  
10 agent of Acquired Immunodeficiency Syndrome (AIDS).

11 (e) Upon the release of a youth on aftercare or who has  
12 been wrongfully imprisoned, the Department shall verify the  
13 youth's full name, date of birth, and social security number.  
14 If verification is made by the Department by obtaining a  
15 certified copy of the youth's birth certificate and the youth's  
16 social security card or other documents authorized by the  
17 Secretary, the Department shall provide the birth certificate  
18 and social security card or other documents authorized by the  
19 Secretary to the youth. If verification is done by means other  
20 than obtaining a certified copy of the youth's birth  
21 certificate and the youth's social security card or other  
22 documents authorized by the Secretary, the Department shall  
23 complete a verification form, prescribed by the Secretary of  
24 State and shall provide that verification form to the youth.

25 (f) In order to determine how many persons released from  
26 incarceration in the Department of Juvenile Justice obtained

1 permanent Illinois Identification Cards, the Department of  
2 Juvenile Justice shall track and issue an annual report to the  
3 Governor, Attorney General, and General Assembly detailing the  
4 number of birth certificates obtained for persons while in its  
5 custody, the number of social security cards obtained for  
6 persons while in its custody, and the number of verification  
7 forms issued to persons in its custody within 30 days of a  
8 person's release from custody. The report shall include  
9 comparable data from the previous calendar year and shall  
10 reflect any increases or decreases. The Department of Juvenile  
11 Justice shall publish the reports on its website.

12 (Source: P.A. 98-558, eff. 1-1-14; 98-685, eff. 1-1-15; 99-907,  
13 eff. 7-1-17.)

14 (730 ILCS 5/3-14-1) (from Ch. 38, par. 1003-14-1)

15 Sec. 3-14-1. Release from the institution.

16 (a) Upon release of a person on parole, mandatory release,  
17 final discharge or pardon the Department shall return all  
18 property held for him, provide him with suitable clothing and  
19 procure necessary transportation for him to his designated  
20 place of residence and employment. It may provide such person  
21 with a grant of money for travel and expenses which may be paid  
22 in installments. The amount of the money grant shall be  
23 determined by the Department.

24 (a-1) The Department shall, before a wrongfully imprisoned  
25 person, as defined in Section 3-1-2 of this Code, is discharged

1 from the Department, provide him or her with any documents  
2 necessary after discharge.

3 (a-2) The Department of Corrections may establish and  
4 maintain, in any institution it administers, revolving funds to  
5 be known as "Travel and Allowances Revolving Funds". These  
6 revolving funds shall be used for advancing travel and expense  
7 allowances to committed, paroled, and discharged prisoners.  
8 The moneys paid into such revolving funds shall be from  
9 appropriations to the Department for Committed, Paroled, and  
10 Discharged Prisoners.

11 (b) (Blank).

12 (c) Except as otherwise provided in this Code, the  
13 Department shall establish procedures to provide written  
14 notification of any release of any person who has been  
15 convicted of a felony to the State's Attorney and sheriff of  
16 the county from which the offender was committed, and the  
17 State's Attorney and sheriff of the county into which the  
18 offender is to be paroled or released. Except as otherwise  
19 provided in this Code, the Department shall establish  
20 procedures to provide written notification to the proper law  
21 enforcement agency for any municipality of any release of any  
22 person who has been convicted of a felony if the arrest of the  
23 offender or the commission of the offense took place in the  
24 municipality, if the offender is to be paroled or released into  
25 the municipality, or if the offender resided in the  
26 municipality at the time of the commission of the offense. If a

1 person convicted of a felony who is in the custody of the  
2 Department of Corrections or on parole or mandatory supervised  
3 release informs the Department that he or she has resided,  
4 resides, or will reside at an address that is a housing  
5 facility owned, managed, operated, or leased by a public  
6 housing agency, the Department must send written notification  
7 of that information to the public housing agency that owns,  
8 manages, operates, or leases the housing facility. The written  
9 notification shall, when possible, be given at least 14 days  
10 before release of the person from custody, or as soon  
11 thereafter as possible. The written notification shall be  
12 provided electronically if the State's Attorney, sheriff,  
13 proper law enforcement agency, or public housing agency has  
14 provided the Department with an accurate and up to date email  
15 address.

16 (c-1) (Blank).

17 (c-2) The Department shall establish procedures to provide  
18 notice to the Department of State Police of the release or  
19 discharge of persons convicted of violations of the  
20 Methamphetamine Control and Community Protection Act or a  
21 violation of the Methamphetamine Precursor Control Act. The  
22 Department of State Police shall make this information  
23 available to local, State, or federal law enforcement agencies  
24 upon request.

25 (c-5) If a person on parole or mandatory supervised release  
26 becomes a resident of a facility licensed or regulated by the

1 Department of Public Health, the Illinois Department of Public  
2 Aid, or the Illinois Department of Human Services, the  
3 Department of Corrections shall provide copies of the following  
4 information to the appropriate licensing or regulating  
5 Department and the licensed or regulated facility where the  
6 person becomes a resident:

7 (1) The mittimus and any pre-sentence investigation  
8 reports.

9 (2) The social evaluation prepared pursuant to Section  
10 3-8-2.

11 (3) Any pre-release evaluation conducted pursuant to  
12 subsection (j) of Section 3-6-2.

13 (4) Reports of disciplinary infractions and  
14 dispositions.

15 (5) Any parole plan, including orders issued by the  
16 Prisoner Review Board, and any violation reports and  
17 dispositions.

18 (6) The name and contact information for the assigned  
19 parole agent and parole supervisor.

20 This information shall be provided within 3 days of the  
21 person becoming a resident of the facility.

22 (c-10) If a person on parole or mandatory supervised  
23 release becomes a resident of a facility licensed or regulated  
24 by the Department of Public Health, the Illinois Department of  
25 Public Aid, or the Illinois Department of Human Services, the  
26 Department of Corrections shall provide written notification

1 of such residence to the following:

2 (1) The Prisoner Review Board.

3 (2) The chief of police and sheriff in the municipality  
4 and county in which the licensed facility is located.

5 The notification shall be provided within 3 days of the  
6 person becoming a resident of the facility.

7 (d) Upon the release of a committed person on parole,  
8 mandatory supervised release, final discharge or pardon, the  
9 Department shall provide such person with information  
10 concerning programs and services of the Illinois Department of  
11 Public Health to ascertain whether such person has been exposed  
12 to the human immunodeficiency virus (HIV) or any identified  
13 causative agent of Acquired Immunodeficiency Syndrome (AIDS).

14 (e) Upon the release of a committed person on parole,  
15 mandatory supervised release, final discharge, pardon, or who  
16 has been wrongfully imprisoned, the Department shall verify the  
17 released person's full name, date of birth, and social security  
18 number. If verification is made by the Department by obtaining  
19 a certified copy of the released person's birth certificate and  
20 the released person's social security card or other documents  
21 authorized by the Secretary, the Department shall provide the  
22 birth certificate and social security card or other documents  
23 authorized by the Secretary to the released person. If  
24 verification by the Department is done by means other than  
25 obtaining a certified copy of the released person's birth  
26 certificate and the released person's social security card or

1 other documents authorized by the Secretary, the Department  
2 shall complete a verification form, prescribed by the Secretary  
3 of State, and shall provide that verification form to the  
4 released person.

5 (f) Forty-five days prior to the scheduled discharge of a  
6 person committed to the custody of the Department of  
7 Corrections, the Department shall give the person who is  
8 otherwise uninsured an opportunity to apply for health care  
9 coverage including medical assistance under Article V of the  
10 Illinois Public Aid Code in accordance with subsection (b) of  
11 Section 1-8.5 of the Illinois Public Aid Code, and the  
12 Department of Corrections shall provide assistance with  
13 completion of the application for health care coverage  
14 including medical assistance. The Department may adopt rules to  
15 implement this Section.

16 (g) In order to determine how many persons released from  
17 incarceration in the Department obtained permanent Illinois  
18 Identification Cards, the Department shall track and issue an  
19 annual report to the Governor, Attorney General, and General  
20 Assembly detailing the number of birth certificates obtained  
21 for persons while in its custody, the number of social security  
22 cards obtained for persons while in its custody, and the number  
23 of verification forms issued to persons in its custody within  
24 30 days of a person's release from custody. The report shall  
25 include comparable data from the previous calendar year and  
26 shall reflect any increases or decreases. The Department shall



1 publish the reports on its website.

2 (Source: P.A. 98-267, eff. 1-1-14; 99-415, eff. 8-20-15;  
3 99-907, eff. 7-1-17.)

4 (730 ILCS 5/3-15-2) (from Ch. 38, par. 1003-15-2)

5 Sec. 3-15-2. Standards and Assistance to Local Jails and  
6 Detention and Shelter Care Facilities.

7 (a) The Department of Corrections shall establish for the  
8 operation of county and municipal jails and houses of  
9 correction, minimum standards for the physical condition of  
10 such institutions and for the treatment of inmates with respect  
11 to their health and safety and the security of the community.

12 The Department of Juvenile Justice shall establish for the  
13 operation of county juvenile detention and shelter care  
14 facilities established pursuant to the County Shelter Care and  
15 Detention Home Act, minimum standards for the physical  
16 condition of such institutions and for the treatment of  
17 juveniles with respect to their health and safety and the  
18 security of the community.

19 Such standards shall not apply to county shelter care  
20 facilities which were in operation prior to January 1, 1980.  
21 Such standards shall not seek to mandate minimum floor space  
22 requirements for each inmate housed in cells and detention  
23 rooms in county and municipal jails and houses of correction.  
24 However, no more than two inmates may be housed in a single  
25 cell or detention room.

1           When an inmate is tested for an airborne communicable  
2 disease, as determined by the Illinois Department of Public  
3 Health including but not limited to tuberculosis, the results  
4 of the test shall be personally delivered by the warden or his  
5 or her designee in a sealed envelope to the judge of the court  
6 in which the inmate must appear for the judge's inspection in  
7 camera if requested by the judge. Acting in accordance with the  
8 best interests of those in the courtroom, the judge shall have  
9 the discretion to determine what if any precautions need to be  
10 taken to prevent transmission of the disease in the courtroom.

11           (b) At least once each year, the Department of Corrections  
12 may inspect each adult facility for compliance with the  
13 standards established and the results of such inspection shall  
14 be made available by the Department for public inspection. At  
15 least once each year, the Department of Juvenile Justice shall  
16 inspect each county juvenile detention and shelter care  
17 facility for compliance with the standards established, and the  
18 Department of Juvenile Justice shall make the results of such  
19 inspections available for public inspection. If any detention,  
20 shelter care or correctional facility does not comply with the  
21 standards established, the Director of Corrections or the  
22 Director of Juvenile Justice, as the case may be, shall give  
23 notice to the county board and the sheriff or the corporate  
24 authorities of the municipality, as the case may be, of such  
25 noncompliance, specifying the particular standards that have  
26 not been met by such facility. If the facility is not in

1 compliance with such standards when six months have elapsed  
2 from the giving of such notice, the Director of Corrections or  
3 the Director of Juvenile Justice, as the case may be, may  
4 petition the appropriate court for an order requiring such  
5 facility to comply with the standards established by the  
6 Department or for other appropriate relief.

7 (c) The Department of Corrections may provide consultation  
8 services for the design, construction, programs and  
9 administration of correctional facilities and services for  
10 adults operated by counties and municipalities and may make  
11 studies and surveys of the programs and the administration of  
12 such facilities. Personnel of the Department shall be admitted  
13 to these facilities as required for such purposes. The  
14 Department may develop and administer programs of  
15 grants-in-aid for correctional services in cooperation with  
16 local agencies. The Department may provide courses of training  
17 for the personnel of such institutions and conduct pilot  
18 projects in the institutions.

19 (c-5) The Department of Juvenile Justice may provide  
20 consultation services for the design, construction, programs,  
21 and administration of detention and shelter care services for  
22 children operated by counties and municipalities and may make  
23 studies and surveys of the programs and the administration of  
24 such facilities. Personnel of the Department of Juvenile  
25 Justice shall be admitted to these facilities as required for  
26 such purposes. The Department of Juvenile Justice may develop

1 and administer programs of grants-in-aid for juvenile  
2 correctional services in cooperation with local agencies. The  
3 Department of Juvenile Justice may provide courses of training  
4 for the personnel of such institutions and conduct pilot  
5 projects in the institutions.

6 (d) The Department is authorized to issue reimbursement  
7 grants for counties, municipalities or public building  
8 commissions for the purpose of meeting minimum correctional  
9 facilities standards set by the Department under this Section.  
10 Grants may be issued only for projects that were completed  
11 after July 1, 1980 and initiated prior to January 1, 1987.

12 (1) Grants for regional correctional facilities shall  
13 not exceed 90% of the project costs or \$7,000,000,  
14 whichever is less.

15 (2) Grants for correctional facilities by a single  
16 county, municipality or public building commission shall  
17 not exceed 75% of the proposed project costs or \$4,000,000,  
18 whichever is less.

19 (3) As used in this subsection (d), "project" means  
20 only that part of a facility that is constructed for jail,  
21 correctional or detention purposes and does not include  
22 other areas of multi-purpose buildings.

23 Construction or renovation grants are authorized to be  
24 issued by the Capital Development Board from capital  
25 development bond funds after application by a county or  
26 counties, municipality or municipalities or public building

1 commission or commissions and approval of a construction or  
2 renovation grant by the Department for projects initiated after  
3 January 1, 1987.

4 (e) The Department of Corrections shall adopt standards for  
5 county jails to hold juveniles on a temporary basis, as  
6 provided in Section 5-410 of the Juvenile Court Act of 1987.  
7 These standards shall include monitoring, educational,  
8 recreational, and disciplinary standards as well as access to  
9 medical services, crisis intervention, mental health services,  
10 suicide prevention, health care, nutritional needs, and  
11 visitation rights. The Department of Corrections shall also  
12 notify any county applying to hold juveniles in a county jail  
13 of the standards for juvenile detention under Section 5-410 of  
14 the Juvenile Court Act of 1987.

15 (f) The report of a death of a person to the Illinois  
16 Criminal Justice Information Authority under the Reporting of  
17 Deaths in Custody Act that occurs while the person is in the  
18 custody of a county juvenile detention or shelter care facility  
19 shall be transmitted to the Department of Juvenile Justice. The  
20 report of a death of a person under the Reporting of Deaths in  
21 Custody Act that occurs while the person is in the custody of a  
22 county or municipal jail or house of correction shall be  
23 transmitted to the Department of Corrections. The report of  
24 those deaths as provided in this subsection (f) shall be the  
25 only report of those deaths that is required to be reported by  
26 the Department of Corrections and the Department of Juvenile

1 Justice to the Illinois Criminal Justice Information  
2 Authority.

3 (Source: P.A. 98-685, eff. 1-1-15.)

4 Section 995. No acceleration or delay. Where this Act makes  
5 changes in a statute that is represented in this Act by text  
6 that is not yet or no longer in effect (for example, a Section  
7 represented by multiple versions), the use of that text does  
8 not accelerate or delay the taking effect of (i) the changes  
9 made by this Act or (ii) provisions derived from any other  
10 Public Act."