



Rep. Kevin John Olickal

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10300HB4828ham001

LRB103 37993 RLC 73802 a

1 AMENDMENT TO HOUSE BILL 4828

2 AMENDMENT NO. _____. Amend House Bill 4828 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Restrictive Housing Data Publication and Verification Act.

6 Section 5. Data publication.

7 (a) Definition. In this Act:

8 "Restrictive housing" includes the confinement statutes
9 currently designated in Department of Corrections rules and
10 administrative directives as "Restrictive Housing,
11 Administrative Detention, Investigatory Status, Disciplinary
12 Segregation and Temporary Confinement", as well as any similar
13 designations used by the Department in the future.

14 (b) Quarterly reports. Beginning on January 1, 2025, the
15 Department of Corrections shall post quarterly reports on the
16 use of restrictive housing on the Department's official

1 website. Those reports shall include:

2 (1) data, both aggregated and disaggregated by
3 facility, regarding individuals placed in restrictive
4 housing during the prior quarter by age, sex, gender
5 identity, ethnicity, whether the individuals were
6 designated Serious Mental Illness (SMI) at the time of the
7 conduct that led to their placement in restrictive
8 housing, the type of confinement status, and both the
9 total length and the length for the prior 12 months that
10 the person spent and was sentenced to restrictive housing.
11 Such data shall also include the charge or charges that
12 resulted in restrictive housing and a description of the
13 activity that formed the basis of the charge;

14 (2) the population of each restrictive housing unit on
15 the last day of each quarter and a non-duplicative
16 cumulative count of persons confined to restrictive
17 housing for the previous 12 months;

18 (3) the conduct that led to their placement in
19 restrictive housing and incidences of emergency
20 confinement, self-harm, suicide, and assault in any
21 restrictive housing unit;

22 (4) the number of facility wide lockdowns at each
23 facility for the prior quarter and an explanation of the
24 reason for each such lockdown;

25 (5) data on access to health care, including the
26 amount of time it takes for a person in restrictive

1 housing to see a physician after requesting to see a
2 physician, how many times a person sees a nurse or other
3 medical staff before seeing the physician, whether it is a
4 medical emergency, and the time between routine medical
5 and physical checkups;

6 (6) the number of grievances filed appealing placement
7 in restrictive housing, disaggregated by race, gender,
8 age, and reason for placement; and

9 (7) the number of alternative programs to restrictive
10 housing available by facility, the frequency of their use,
11 and their attendance by committed persons, disaggregated
12 by race, gender, age, and reason for placement, utilized
13 in response, or as an alternative to, restrictive housing.

14 These reports shall not include personally identifiable
15 information regarding any committed person.

16 (c) Annual reports. Beginning on January 1, 2025, the
17 Department of Corrections shall compile an annual report
18 summarizing the data collected under this Section and shall
19 submit the annual report to the Governor and the General
20 Assembly, and shall make the annual report available to the
21 public. This report shall be made available on the Department
22 of Corrections website, beginning January 1, 2025.

23 Section 10. Verification of data accuracy.

24 (a) The Department of Corrections shall implement
25 procedures to ensure the accuracy and reliability of the data

1 collected under this Act. The Department of Corrections shall
2 conduct regular audits of its data collection processes and
3 shall take corrective action as necessary to address any
4 inaccuracies or deficiencies identified during these audits.

5 (b) The Department of Corrections shall collaborate with a
6 third party research university to report the data under this
7 Act and to solicit feedback on ways to improve data collection
8 and reporting.

9 (c) Failure to post data. The reporting requirements of
10 this Act shall be enforceable by an appropriate action brought
11 in the circuit court of the county in which a specific
12 non-reporting facility is located, or in Sangamon or Cook
13 County. Such an action may be filed by anyone who has standing
14 under the traditional rules of standing applicable to other
15 actions to enforce compliance with State law.".