



Sen. Christine Radogno

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LRB095 04645 HLH 50547 a

1 AMENDMENT TO HOUSE BILL 1235

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1235 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The State Facilities Closure Act is amended by  
5 changing Section 5-5 and by adding Sections 5-12 and 5-15 as  
6 follows:

7 (30 ILCS 608/5-5)

8 Sec. 5-5. Definitions. In this Act:

9 "Commission" means the Commission on Government  
10 Forecasting and Accountability.

11 "State facility" means any facility (i) that is owned and  
12 operated by the State or leased and operated by the State and  
13 (ii) that is the primary stationary work location for 25 or  
14 more State employees. "State facility" does not include any  
15 facility under the jurisdiction of the legislative branch,  
16 including the Auditor General, or the judicial branch.

1           "Correctional Facilities Panel" means the study panel  
2 created and authorized in Section 5-15 of this Act.

3 (Source: P.A. 93-839, eff. 7-30-04; 93-1067, eff. 1-15-05.)

4           (30 ILCS 608/5-12 new)

5           Sec. 5-12. Correctional facilities closure moratorium.  
6 Beginning on the effective date of this amendatory Act of the  
7 95th General Assembly, no correctional facility managed or  
8 operated by the Illinois Department of Corrections may be  
9 closed, eliminated, or otherwise required to reduce its 2007  
10 average daily population or average daily workforce by more  
11 than 20% prior to the completion of the required review by the  
12 Correctional Facilities Panel and submission of the panel's  
13 final report as required in Section 5-15 of this Act.

14           (30 ILCS 608/5-15 new)

15           Sec. 5-15. Correctional Facilities Panel.

16           (a) The Correctional Facilities Panel is hereby created and  
17 shall be comprised of the Director of the Department of  
18 Corrections, or his or her designee; 4 members of the General  
19 Assembly: one appointed by the President of the Senate, one  
20 appointed by the Minority Leader of the Senate, one appointed  
21 by the Speaker of the House of Representatives, and one  
22 appointed by the Minority Leader of the House of  
23 Representatives; 2 representatives of the employees who work  
24 within the State's prisons, to be appointed by the Commission

1 on Government Forecasting and Accountability; and 2 persons or  
2 representatives of organizations with expertise in prisons,  
3 correctional facilities, or prison populations, to be  
4 appointed by the Commission on Government Forecasting and  
5 Accountability.

6 All members of the Panel are to be appointed within 90 days  
7 after the effective date of this amendatory Act of the 95th  
8 General Assembly.

9 (b) The Correctional Facilities Panel shall review the  
10 physical condition, the size and composition of the inmate  
11 population, and any specific and immediate needs of each  
12 correctional facility managed or operated by the State.

13 (c) The Panel is authorized to hold public hearings, take  
14 testimony, and request detailed and specific information  
15 relating to the inmate population, staff, or both of any  
16 individual correctional facility managed or operated by the  
17 State, as well as the State's prison system at large.

18 Any data or information requested from any agency of the  
19 State, including but not limited to the Department of  
20 Corrections, is to be provided within 30 days of any written  
21 request for information being submitted by the Panel. If the  
22 requested information or data is not available within 30 days,  
23 the head of the agency to which the request was originally  
24 submitted shall provide the Panel, in writing, a detailed  
25 explanation as to why the data or information requested cannot  
26 be timely provided, whether the information exists, and when it

1 can be expected to be received by the Panel.

2 (d) The review conducted by the Panel must include, but not  
3 be limited to, a detailed composition of (i) current prison  
4 populations and their respective requirements for effective  
5 reform, (ii) the geographical location of inmate families and  
6 their respective needs, (iii) employee locations, staffing  
7 levels, and the demands being placed on prison staffs within  
8 the State, (iv) the physical condition of each of the State's  
9 correctional facilities and their respective needs, (v) the  
10 potential necessity for a geriatric correctional facility in  
11 Illinois, and (vi) the economic impacts created, at both the  
12 State and local levels, by each of the State's correctional  
13 facilities, with special attention given to any correctional  
14 facility recommended to be immediately or abruptly  
15 decommissioned and their respective populations moved  
16 throughout the remainder of the State's prison system.

17 (e) The Commission on Government Forecasting and  
18 Accountability shall provide staff and administrative  
19 assistance to the Correctional Facilities Panel. All agencies  
20 of the State must cooperate to the fullest extent possible to  
21 assist the Correctional Facilities Panel in the completion of  
22 its work.

23 (f) The Panel shall perform a detailed examination of the  
24 State's correctional facilities and the respective populations  
25 and workforces of the facilities, including information  
26 concerning the families of the inmates and staff of the

1 facility. The Panel shall issue its findings and  
2 recommendations in a final report to the General Assembly  
3 outlining a long-term objective plan for the State's  
4 correctional facilities, the populations they hold, and the  
5 workforce needed to best protect the citizens of Illinois. The  
6 final report must be submitted to the General Assembly no later  
7 than September 1, 2009.

8 (g) Sixty days after submission of its final report to the  
9 General Assembly, the Correctional Facilities Panel shall be  
10 dissolved.

11 Section 99. Effective date. This Act takes effect upon  
12 becoming law.".