

1 AN ACT to amend the Unified Code of Corrections by  
2 changing Sections 3-3-2, 3-3-4, 3-3-5, and 3-3-8.

3 Be it enacted by the People of the State of Illinois,  
4 represented in the General Assembly:

5 Section 5. The Unified Code of Corrections is amended  
6 by changing Sections 3-3-2, 3-3-4, 3-3-5, and 3-3-8 as  
7 follows:

8 (730 ILCS 5/3-3-2) (from Ch. 38, par. 1003-3-2)  
9 Sec. 3-3-2. Powers and Duties.

10 (a) The Parole and Pardon Board is abolished and the  
11 term "Parole and Pardon Board" as used in any law of  
12 Illinois, shall read "Prisoner Review Board." After the  
13 effective date of this amendatory Act of 1977, the Prisoner  
14 Review Board shall provide by rule for the orderly transition  
15 of all files, records, and documents of the Parole and Pardon  
16 Board and for such other steps as may be necessary to effect  
17 an orderly transition and shall:

18 (1) ~~hear and decide through a panel of 3 members by~~  
19 ~~at--least--one--member--and--through--a--panel--of--at--least--5~~  
20 ~~members--decide,~~ cases of prisoners who were sentenced  
21 under the law in effect prior to the effective date of  
22 this amendatory Act of 1977, and who are eligible for  
23 parole;

24 (2) ~~hear by at least one member and through a panel~~  
25 ~~of at least 3 5 members decide,~~ the conditions of parole  
26 and the time of discharge from parole, impose sanctions  
27 for violations of parole, and revoke parole for those  
28 sentenced under the law in effect prior to this  
29 amendatory Act of 1977; ~~provided--that--the--decision--to~~  
30 ~~parole--and--the--conditions--of--parole--for--all--prisoners--who~~  
31 ~~were--sentenced--for--first--degree--murder--or--who--received--a~~

1 minimum--sentence--of--20--years-or-more-under-the-law-in  
2 effect-prior-to-February-17-1978-shall-be-determined-by-a  
3 majority-vote-of-the-Prisoner-Review-Board;

4 (3) hear by at least one member and through a panel  
5 of at least 5 members decide, the conditions of mandatory  
6 supervised release and the time of discharge from  
7 mandatory supervised release, impose sanctions for  
8 violations of mandatory supervised release, and revoke  
9 mandatory supervised release for those sentenced under  
10 the law in effect after the effective date of this  
11 amendatory Act of 1977;

12 (4) hear by at least 1 member and through a panel  
13 of at least 5 members, decide cases brought by the  
14 Department of Corrections against a prisoner in the  
15 custody of the Department for alleged violation of  
16 Department rules with respect to good conduct credits  
17 pursuant to Section 3-6-3 of this Code in which the  
18 Department seeks to revoke good conduct credits, if the  
19 amount of time at issue exceeds 30 days or when, during  
20 any 12 month period, the cumulative amount of credit  
21 revoked exceeds 30 days except where the infraction is  
22 committed or discovered within 60 days of scheduled  
23 release. In such cases, the Department of Corrections may  
24 revoke up to 30 days of good conduct credit. The Board  
25 may subsequently approve the revocation of additional  
26 good conduct credit, if the Department seeks to revoke  
27 good conduct credit in excess of thirty days. However,  
28 the Board shall not be empowered to review the  
29 Department's decision with respect to the loss of 30 days  
30 of good conduct credit for any prisoner or to increase  
31 any penalty beyond the length requested by the  
32 Department;

33 (5) hear by at least one member and through a panel  
34 of at least 5 members decide, the release dates for

1 certain prisoners sentenced under the law in existence  
2 prior to the effective date of this amendatory Act of  
3 1977, in accordance with Section 3-3-2.1 of this Code;

4 (6) hear by at least one member and through a panel  
5 of at least 5 members decide, all requests for pardon,  
6 reprieve or commutation, and make confidential  
7 recommendations to the Governor;

8 (7) comply with the requirements of the Open Parole  
9 Hearings Act; and

10 (8) hear by at least one member and, through a  
11 panel of at least 5 members, decide cases brought by the  
12 Department of Corrections against a prisoner in the  
13 custody of the Department for court dismissal of a  
14 frivolous lawsuit pursuant to Section 3-6-3(d) of this  
15 Code in which the Department seeks to revoke up to 180  
16 days of good conduct credit, and if the prisoner has not  
17 accumulated 180 days of good conduct credit at the time  
18 of the dismissal, then all good conduct credit  
19 accumulated by the prisoner shall be revoked.

20 (a-5) The Prisoner Review Board, with the cooperation of  
21 and in coordination with the Department of Corrections and  
22 the Department of Central Management Services, shall  
23 implement a pilot project in 3 correctional institutions  
24 providing for the conduct of hearings under paragraphs (1)  
25 and (4) of subsection (a) of this Section through interactive  
26 video conferences. The project shall be implemented within 6  
27 months after the effective date of this amendatory Act of  
28 1996. Within 6 months after the implementation of the pilot  
29 project, the Prisoner Review Board, with the cooperation of  
30 and in coordination with the Department of Corrections and  
31 the Department of Central Management Services, shall report  
32 to the Governor and the General Assembly regarding the use,  
33 costs, effectiveness, and future viability of interactive  
34 video conferences for Prisoner Review Board hearings.

1           (b) Upon recommendation of the Department the Board may  
2 restore good conduct credit previously revoked.

3           (c) The Board shall cooperate with the Department in  
4 promoting an effective system of parole and mandatory  
5 supervised release.

6           (d) The Board shall promulgate rules for the conduct of  
7 its work, and the Chairman shall file a copy of such rules  
8 and any amendments thereto with the Director and with the  
9 Secretary of State.

10          (e) The Board shall keep records of all of its official  
11 actions and shall make them accessible in accordance with law  
12 and the rules of the Board.

13          (f) The Board or one who has allegedly violated the  
14 conditions of his parole or mandatory supervised release may  
15 require by subpoena the attendance and testimony of witnesses  
16 and the production of documentary evidence relating to any  
17 matter under investigation or hearing. The Chairman of the  
18 Board may sign subpoenas which shall be served by any agent  
19 or public official authorized by the Chairman of the Board,  
20 or by any person lawfully authorized to serve a subpoena  
21 under the laws of the State of Illinois. The attendance of  
22 witnesses, and the production of documentary evidence, may be  
23 required from any place in the State to a hearing location in  
24 the State before the Chairman of the Board or his designated  
25 agent or agents or any duly constituted Committee or  
26 Subcommittee of the Board. Witnesses so summoned shall be  
27 paid the same fees and mileage that are paid witnesses in the  
28 circuit courts of the State, and witnesses whose depositions  
29 are taken and the persons taking those depositions are each  
30 entitled to the same fees as are paid for like services in  
31 actions in the circuit courts of the State. Fees and mileage  
32 shall be vouchered for payment when the witness is discharged  
33 from further attendance.

34          In case of disobedience to a subpoena, the Board may

1 petition any circuit court of the State for an order  
2 requiring the attendance and testimony of witnesses or the  
3 production of documentary evidence or both. A copy of such  
4 petition shall be served by personal service or by registered  
5 or certified mail upon the person who has failed to obey the  
6 subpoena, and such person shall be advised in writing that a  
7 hearing upon the petition will be requested in a court room  
8 to be designated in such notice before the judge hearing  
9 motions or extraordinary remedies at a specified time, on a  
10 specified date, not less than 10 nor more than 15 days after  
11 the deposit of the copy of the written notice and petition in  
12 the U.S. mails addressed to the person at his last known  
13 address or after the personal service of the copy of the  
14 notice and petition upon such person. The court upon the  
15 filing of such a petition, may order the person refusing to  
16 obey the subpoena to appear at an investigation or hearing,  
17 or to there produce documentary evidence, if so ordered, or  
18 to give evidence relative to the subject matter of that  
19 investigation or hearing. Any failure to obey such order of  
20 the circuit court may be punished by that court as a contempt  
21 of court.

22 Each member of the Board and any hearing officer  
23 designated by the Board shall have the power to administer  
24 oaths and to take the testimony of persons under oath.

25 (g) Except under subsection (a) of this Section, a  
26 majority of the members then appointed to the Prisoner Review  
27 Board shall constitute a quorum for the transaction of all  
28 business of the Board.

29 (h) The Prisoner Review Board shall annually transmit to  
30 the Director a detailed report of its work for the preceding  
31 calendar year. The annual report shall also be transmitted to  
32 the Governor for submission to the Legislature.

33 (Source: P.A. 90-14, eff. 7-1-97; 91-798, eff. 7-9-00.)

1 (730 ILCS 5/3-3-4) (from Ch. 38, par. 1003-3-4)  
2 Sec. 3-3-4. Preparation for Parole Hearing.

3 (a) The Prisoner Review Board shall consider the parole  
4 of each eligible person committed to the Adult Division at  
5 least 30 days prior to the date he shall first become  
6 eligible for parole, and shall consider the parole of each  
7 person committed to the Juvenile Division as a delinquent at  
8 least 30 days prior to the expiration of the first year of  
9 confinement.

10 (b) A person eligible for parole shall, in advance of  
11 his parole hearing, prepare a parole plan in accordance with  
12 the rules of the Prisoner Review Board. The person shall be  
13 assisted in preparing his parole plan by personnel of the  
14 Department and may, for this purpose, be released on furlough  
15 under Article 11 or on authorized absence under Section  
16 3-9-4. The Department shall also provide assistance in  
17 obtaining information and records helpful to the individual  
18 for his parole hearing.

19 (c) The members of the Board shall have access at all  
20 reasonable times to any committed person and to his master  
21 record file within the Department, and the Department shall  
22 furnish such reports to the Board as the Board may require  
23 concerning the conduct and character of any such person.

24 (d) In making its determination of parole, with use of  
25 Parole Release Risk Assessment Instruments, the Board shall  
26 consider:

27 (1) material transmitted to the Department by the  
28 clerk of the committing court under Section 5-4-1 or  
29 Section 5-10 of the Juvenile Court Act or Section 5-750  
30 of the Juvenile Court Act of 1987;

31 (2) the report under Section 3-8-2 or 3-10-2;

32 (3) a report by the Department and any report by  
33 the chief administrative officer of the institution or  
34 facility;

1           (4) a parole progress report;

2           (5) a medical and psychological report, if  
3 requested by the Board;

4           (6) material in writing, or on film, video tape or  
5 other electronic means in the form of a recording  
6 submitted by the person whose parole is being considered;  
7 and

8           (7) material in writing, or on film, video tape or  
9 other electronic means in the form of a recording or  
10 testimony submitted by the State's Attorney and the  
11 victim pursuant to the Bill of Rights for Victims and  
12 Witnesses of Violent Crime Act, other than statements  
13 required to be excluded under subsection (d-5)

14 (d-5) In making its determination of parole, the Board  
15 shall not consider statements filed with the clerk of the  
16 court by the State's Attorney under subsection (d) of Section  
17 5-4-1.

18           (e) The prosecuting State's Attorney's office shall  
19 receive reasonable written notice not less than 15 days prior  
20 to the parole hearing and may submit relevant information in  
21 writing, or on film, video tape or other electronic means or  
22 in the form of a recording to the Board for its  
23 consideration. The State's Attorney may waive the written  
24 notice.

25           (f) The victim of the violent crime for which the  
26 prisoner has been sentenced shall receive notice of a parole  
27 hearing as provided in paragraph (16) of Section 4 of the  
28 Bill of Rights for Victims and Witnesses of Violent Crime  
29 Act.

30           (g) Any recording considered under the provisions of  
31 subsection (d)(6), (d)(7) or (e) of this Section shall be in  
32 the form designated by the Board. Such recording shall be  
33 both visual and aural. Every voice on the recording and  
34 person present shall be identified and the recording shall

1 contain either a visual or aural statement of the person  
2 submitting such recording, the date of the recording and the  
3 name of the person whose parole eligibility is being  
4 considered. Such recordings, if retained by the Board shall  
5 be deemed to be submitted at any subsequent parole hearing if  
6 the victim or State's Attorney submits in writing a  
7 declaration clearly identifying such recording as  
8 representing the present position of the victim or State's  
9 Attorney regarding the issues to be considered at the parole  
10 hearing.

11 (Source: P.A. 90-590, eff. 1-1-99.)

12 (730 ILCS 5/3-3-5) (from Ch. 38, par. 1003-3-5)

13 Sec. 3-3-5. Hearing and Determination.

14 (a) The Prisoner Review Board shall meet as often as  
15 need requires to consider the cases of persons eligible for  
16 parole. ~~Except as otherwise provided in paragraph (2) of~~  
17 ~~subsection (a) of Section 3-3-2 of this Act,~~ The Prisoner  
18 Review Board may meet and order its actions in panels of 3 5  
19 or more members. The action of a majority of the panel shall  
20 be the action of the Board. In consideration of persons  
21 committed to the Juvenile Division, the panel shall have at  
22 least a majority of members experienced in juvenile matters.

23 (b) If the person under consideration for parole is in  
24 the custody of the Department, a panel of 3 members ~~at least~~  
25 ~~one member~~ of the Board shall interview him, and a report of  
26 that interview shall be available for the Board's  
27 consideration. However, in the discretion of the Board, the  
28 interview need not be conducted if a psychiatric examination  
29 determines that the person could not meaningfully contribute  
30 to the Board's consideration. The Board may in its discretion  
31 parole a person who is then outside the jurisdiction on his  
32 record without an interview. The Board need not hold a  
33 hearing or interview a person who is paroled under paragraphs



1 (d) or (e) of this Section or released on Mandatory release  
2 under Section 3-3-10.

3 (c) Following the hearing the parole release panel shall  
4 adjourn into a conference. In conference the panel shall  
5 discuss all evidence and testimony received and shall  
6 exchange views concerning the weight and credibility to be  
7 given the evidence considered prior to application of Parole  
8 Release Risk Assessment Instruments. Following the  
9 conference, the parole release panel shall total the scores  
10 of the Parole Release Risk Assessment Instrument. A score of  
11 39 or less classifies the parole applicant as an acceptable  
12 risk, and parole shall be granted. A score of 40 or more  
13 classifies the parole applicant as an unacceptable risk, and  
14 parole shall be denied unless the score is overridden by a  
15 majority vote of the panel. When parole is denied a  
16 rationale shall be prepared by at least one member of the  
17 panel that states which elements of the Parole Release Risk  
18 Assessment Instruments serve as the basis for denial and that  
19 must change so that the parole applicant becomes an  
20 Acceptable Risk. The Board shall arrive at the parole release  
21 decision based on use of objective risk assessment  
22 instruments and as an exercise of grace and executing  
23 discretion as limited and defined in subsection (b-5) of  
24 Section 3-3-8. The Board shall parole persons receiving a  
25 total score of 39 or less on the Parole Release Risk  
26 Assessment Instrument, and shall not parole those receiving a  
27 score of 40 or more unless the score is overridden by a  
28 majority vote of the parole release panel.

29 In determining whether to grant or deny parole, the Board  
30 shall determine whether the parole applicant is an Acceptable  
31 Risk, and the Instrument it uses shall include factors  
32 evident from the inmates' prior history, committing offense,  
33 institutional adjustment, and parole plan, and  
34 rehabilitation, as contained in the Parole Release Risk

1 Assessment Instrument as follows:

2 (1) Total number of adjudications as a delinquent minor.

- 3 (A) None..... Enter 0
- 4 (B) One..... Enter 1
- 5 Two or more..... Enter 3 .....

6 (2) Total number of prior probation/parole  
7 /release revocations.

- 8 (A) one..... Enter 0
- 9 (B) One or more..... Enter 2 .....

10 (3) Record of convictions or adjudications  
11 for selected offenses (include current  
12 offense).

- 13 (A) None of the below..... Enter 0
- 14 (B) Forgery, deceptive practices..... Enter 1
- 15 (C) Other property, assaultive, or  
16 weapons offense..... Enter 2
- 17 (D) Burglary..... Enter 3 .....

18 (4) Age at first conviction or  
19 adjudication.

- 20 (A) 19 years or less..... Enter 0
- 21 (B) 20-23 years..... Enter 1
- 22 (C) 24 years or older..... Enter 2 .....

23 (5) Compliance with the conditions of  
24 the institution (Last 15 years).

- 25 (A) Total major tickets 0-3..... Enter 0
- 26 (B) Total major tickets 4-10..... Enter 2
- 27 (C) Total tickets 11+ or any one of  
28 these tickets (escape, gang  
29 activity, murder/death,  
30 dangerous disturbance, assault,  
31 forced sexual, misconduct  
32 or arson)..... Enter 4 .....

33 (6) Percent of time employed/in  
34 training/in school-current (in

1           institution) or percent of time  
2           employed/in training/in school  
3           immediately prior to incarceration.  
4           (A) 60% or more.....           Enter 0  
5           (B) 40-59%.....           Enter 3  
6           (C) Under 40%.....           Enter 2  
7           (D) Other.....           Enter 0           .....

8    (7) Interpersonal problems in current  
9           and/or previous living situation.  
10           (A) None.....           Enter 0  
11           (B) Few.....           Enter 1  
12           (C) Moderate.....           Enter 3  
13           (D) Severe.....           Enter 5           .....

14   (8) Social interaction.  
15           (A) Mainly with non-gang or  
16                   non-criminally oriented  
17                   groups/individuals.....           Enter 0  
18           (B) Mainly with gang or criminally  
19                   oriented groups/individuals           Enter 3           .....

20   (9) Counselor's appraisal of inmate's  
21           attitude.  
22           (A) Sincere desire to behave  
23                   responsibly.....           Enter 0  
24           (B) Dependent or irresponsible.....           Enter 3  
25           (C) No indication of motivation to  
26                   behave responsibly.....           Enter 5           .....

27   (10) Likelihood of basic human needs  
28           after release.  
29           (A) Adequate food, shelter, and  
30                   clothing for inmate and  
31                   dependents is likely.....           Enter 0  
32           (B) Appropriate referrals for  
33                   assistance in ensuring that basic  
34                   needs are satisfied will be needed

1                   - follow-up will be necessary....    Enter 3

2            (C) Critical Problems - inmate and

3                   dependents will lack basic life

4                   essentials - urgent referral and

5                   monitoring will be necessary.....    Enter 7    .....

6    (11) Likelihood of living arrangements

7                   after release.

8            (A) Stable and supportive relationships

9                   with family or others in living

10                   group is likely.....    Enter 0

11           (B) Inmate likely to live alone or

12                   independently within another

13                   household.....    Enter 1

14           (C) Inmate likely to experience

15                   occasional, moderate

16                   interpersonal problems with

17                   living group.....    Enter 3

18           (D) Inmate likely to experience

19                   frequent and serious interpersonal

20                   problems within living group.....    Enter 6    .....

21    (12) Emotional stability.

22            (A) no symptoms of emotional

23                   instability, appropriate

24                   emotional responses.....    Enter 0

25            (B) Symptoms limit, but do not

26                   prohibit adequate functions, e.g.,

27                   excessive anxiety.....    Enter 4    .....

28    (13) Symptoms prohibit adequate

29                   functioning, e.g., lashes out or

30                   retreats into self.....    Enter 8    .....

31    (14) Mental capacity.

32            (A) No documented mental retardation,

33                   learning disability or other

34                   developmental disability.....    Enter 0

1           (B) Documented mental retardation,  
2           learning disability, or other  
3           developmental disability..... Enter 6    .....

4    (15) History of and/or current substance  
5           abuse (alcohol or drugs).

6           (A) No evidence of problems related  
7           to substance abuse..... Enter 0

8           (B) Evidence of a pattern of substance  
9           abuse indicates a counseling/monitoring  
10           and/or referral need required..... Enter 4    .....

11   (16) Evidence of serious substance  
12           abuse problems - intensive casework  
13           services..... Enter 7    .....

14   (17) Academic and/or vocational.

15           (A) Inmate likely to have stable  
16           employment and/or academic-  
17           vocational training, no apparent  
18           casework service need or inmate  
19           and dependents supported by other  
20           legitimate means (Social Security,  
21           Public Aid, etc.)..... Enter 0

22           (B) It is likely that vocational  
23           advancement and/or training referral  
24           assistance needs apparent and  
25           desired by inmate; brokerage  
26           services likely to be indicated  
27           and/or utilized..... Enter 3

28           (C) Inmate is likely to be resistant  
29           to vocational-academic case work  
30           services and/or to rely upon  
31           inappropriate or illegal means of  
32           support..... Enter 7    .....

33   (18) Counselor's impression of inmate needs.

34           (A) Low casework service needs..... Enter 1

1           (B) Medium casework service needs.... Enter 4

2           (C) High casework service needs..... Enter 7 .....

3   ~~The Board shall not parole a person eligible for~~

4   ~~parole if it determines that:~~

5           ~~(1) there is a substantial risk that he will not~~  
6           ~~conform to reasonable conditions of parole; or~~

7           ~~(2) his release at that time would deprecate the~~  
8           ~~seriousness of his offense or promote disrespect for the~~  
9           ~~law; or~~

10           ~~(3) his release would have a substantially adverse~~  
11           ~~effect on institutional discipline.~~

12           (d) A person committed under the Juvenile Court Act or  
13   the Juvenile Court Act of 1987 who has not been sooner  
14   released shall be paroled on or before his 20th birthday to  
15   begin serving a period of parole under Section 3-3-8.

16           (e) A person who has served the maximum term of  
17   imprisonment imposed at the time of sentencing less time  
18   credit for good behavior shall be released on parole to serve  
19   a period of parole under Section 5-8-1.

20           (f) The Board shall render its decision within a  
21   reasonable time after hearing and shall state the basis  
22   therefor both in the records of the Board and in written  
23   notice to the person on whose application it has acted. In  
24   its decision, the Board shall set the person's time for  
25   parole, or if it denies parole it shall provide for a  
26   rehearing not less frequently than once every year, except  
27   that the Board may, after denying parole, schedule a  
28   rehearing no later than 3 years from the date of the parole  
29   denial, if the Board finds that it is not reasonable to  
30   expect that parole would be granted at a hearing prior to the  
31   scheduled rehearing date. If the Board shall parole a person,  
32   and, if he is not released within 90 days from the effective  
33   date of the order granting parole, the matter shall be  
34   returned to the Board for review.

1 (g) The Board shall maintain a registry of decisions in  
 2 which parole has been granted, which shall include the name  
 3 and case number of the prisoner, the highest charge for which  
 4 the prisoner was sentenced, the length of sentence imposed,  
 5 the date of the sentence, the date of the parole, the basis  
 6 for the decision of the Board to grant parole and the vote of  
 7 the Board on any such decisions. The registry shall be made  
 8 available for public inspection and copying during business  
 9 hours and shall be a public record pursuant to the provisions  
 10 of the Freedom of Information Act.

11 (h) The Board shall promulgate rules regarding the  
 12 exercise of its discretion under this Section.

13 (i) There is created the Parole Oversight Committee  
 14 composed of 6 members appointed by the Governor with the  
 15 advice and consent of the Senate. Each Committee member  
 16 shall be knowledgeable in the field of corrections. The  
 17 Committee shall include at least 3 members who are advocates  
 18 of prisoners' rights. No more than 3 members of the  
 19 Committee shall be members of the same political party. A  
 20 Committee member shall receive no compensation for his or her  
 21 services as a member of the Committee but may be reimbursed  
 22 for actual expenses incurred in the performance of his or her  
 23 duties as a member of the Committee. The Committee shall  
 24 choose its chair and such other officers as it deems  
 25 necessary. The Committee shall meet at least once monthly and  
 26 may reverse parole decisions made by the Prisoner Review  
 27 Board that are made contrary to law.

28 (Source: P.A. 91-798, eff. 7-9-00.)

29 (730 ILCS 5/3-3-8) (from Ch. 38, par. 1003-3-8)  
 30 Sec. 3-3-8. Length of parole and mandatory supervised  
 31 release; discharge.)

32 (a) Unless sooner terminated under paragraph (b), the  
 33 length of parole for a person sentenced under the law in

1 effect prior to January 1, 1973 ~~the-effective--date--of--this~~  
2 ~~amendatory-Act-of-1977~~ shall be as follows:

3 (1) for murder or a Class X felony, 3 years;

4 (2) for a Class 1 or 2 felony, 2 years;

5 (3) for a Class 3 or 4 felony, one year.

6 and The length of mandatory supervised release for those  
7 sentenced under the law in effect on and after February 1,  
8 1978 and on and after January 1, 1973 and prior to February  
9 1, 1978 ~~such-effective-date~~ shall be as set out in Section  
10 5-8-1 unless sooner terminated under paragraph (b) of this  
11 Section. The parole period of a juvenile committed to the  
12 Department under the Juvenile Court Act or the Juvenile Court  
13 Act of 1987 shall extend until he is 21 years of age unless  
14 sooner terminated under paragraph (b) of this Section.

15 (b) The Prisoner Review Board may enter an order  
16 releasing and discharging one from parole or mandatory  
17 supervised release, and his commitment to the Department,  
18 when it determines that he is likely to remain at liberty  
19 without committing another offense.

20 (b-5) The Prisoner Review Board shall enter an order  
21 releasing a person who is eligible for parole from  
22 confinement in a correctional institution or facility,  
23 regardless of the Parole Risk Assessment Instruments, if in  
24 the assessment of a physician licensed to practice medicine  
25 in all of its branches the person is terminally ill and would  
26 not pose a threat of causing death or great bodily injury to  
27 another person if released.

28 (c) The order of discharge shall become effective upon  
29 entry of the order of the Board. The Board shall notify the  
30 clerk of the committing court of the order. Upon receipt of  
31 such copy, the clerk shall make an entry on the record  
32 judgment that the sentence or commitment has been satisfied  
33 pursuant to the order.

34 (d) Rights of the person discharged under this Section



1 shall be restored under Section 5-5-5. This Section is  
2 subject to Section 5-750 of the Juvenile Court Act of 1987.  
3 (Source: P.A. 90-590, eff. 1-1-99.)

4 Section 99. Effective date. This Act takes effect July  
5 1, 2001.