- 1 AMENDMENT TO SENATE BILL 1982
- 2 AMENDMENT NO. ____. Amend Senate Bill 1982 as follows:
- on page 1, line 5, by changing "Section" to "Sections 3-4-3
- 4 and"; and
- on page 1, by inserting between lines 5 and 6 the following:
- 6 "(730 ILCS 5/3-4-3) (from Ch. 38, par. 1003-4-3)
- 7 Sec. 3-4-3. Funds and Property of Persons Committed.
- 8 (a) The Department shall establish accounting records
- 9 with accounts for each person who has or receives money while
- in an institution or facility of the Department and it shall
- 11 allow the withdrawal and disbursement of money by the person
- 12 under rules and regulations of the Department. Any interest
- or other income from moneys deposited with the Department by
- 14 a resident of the Juvenile Division in excess of \$200\$ shall
- 15 accrue to the individual's account, or in balances up to \$200
- 16 shall accrue to the Residents' Benefit Fund. For an
- 17 individual in an institution or facility of the Adult
- 18 Division the interest shall accrue to the Residents' Benefit
- 19 Fund. The Department shall disburse all moneys so held no
- 20 later than the person's final discharge from the Department.
- 21 Moneys in the account of a committed person who files a
- 22 lawsuit determined frivolous under Article XXII of the Code

- of Civil Procedure shall be deducted to pay for the filing
- 2 fees and cost of the suit as provided in that Article. The
- 3 Department shall under rules and regulations record and
- 4 receipt all personal property not allowed to committed
- 5 persons. The Department shall return such property to the
- 6 individual no later than the person's release on parole.
- 7 (b) Any money held in accounts of committed persons
- 8 separated from the Department by death, discharge, or
- 9 unauthorized absence and unclaimed for a period of 1 year
- 10 thereafter by the person or his legal representative shall be
- 11 transmitted to the State Treasurer who shall deposit it into
- 12 the General Revenue Fund. Articles of personal property of
- persons so separated may be sold or used by the Department if
- 14 unclaimed for a period of 1 year for the same purpose.
- 15 Clothing, if unclaimed within 30 days, may be used or
- 16 disposed of as determined by the Department.
- 17 (c) <u>Ten percent of the profits on sales from commissary</u>
- 18 stores shall be expended by the Department for the special
- 19 benefit of committed persons which shall include but not be
- 20 limited to the advancement of inmate payrolls, for the
- 21 special benefit of employees, and for the advancement or
- 22 reimbursement of employee travel, provided that amounts
- 23 expended for employees shall not exceed the amount of profits

derived from sales made to employees by such commissaries, as

- 25 determined by the Department. <u>Additional profits from sales</u>
- 26 <u>from commissary stores must be used to provide for the</u>
- 27 <u>operation of the commissary.</u>
- 28 (d) The Department shall confiscate any unauthorized
- 29 currency found in the possession of a committed person. The
- 30 Department shall transmit the confiscated currency to the
- 31 State Treasurer who shall deposit it into the General Revenue
- 32 Fund.

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- 33 (Source: P.A. 89-689, eff. 12-31-96; 90-505, eff. 8-19-97.)";
- 34 and

on page 1, line 10, by changing "10%" to " $\underline{20\%}$ $\underline{10\%}$ ".