



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5920

by Rep. Charles Meier

SYNOPSIS AS INTRODUCED:

730 ILCS 5/3-2.5-40.2 new
730 ILCS 5/3-7-2.6 new

Amends the Unified Code of Corrections. Provides that the Department of Juvenile Justice and the Department of Corrections shall immediately discharge from their employment: (1) any Department employee against whom a conviction is entered on or after the effective date of the amendatory Act for an offense of unauthorized bringing of contraband into a penal institution by an employee; unauthorized possessing of contraband in a penal institution by an employee; or unauthorized delivery of contraband in a penal institution by an employee; or (2) any Department employee who, on or after the effective date of the amendatory Act is determined by the respective Department to have violated the Department policy prohibiting: (A) facilitating the bringing or delivering of an item of contraband into a Department facility; (B) bringing or delivering an item of contraband into a Department facility; or (C) possessing an item of contraband in a Department facility. Provides that any employee discharged for a violation of these provisions shall not be eligible to be rehired by either the Department of Juvenile Justice or the Department of Corrections. Defines various terms. Effective immediately.

LRB103 42844 RLC 76095 b

1 AN ACT concerning criminal law.

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

4 Section 5. The Unified Code of Corrections is amended by
5 adding Sections 3-2.5-40.2 and 3-7-2.6 as follows:

6 (730 ILCS 5/3-2.5-40.2 new)

7 Sec. 3-2.5-40.2. Department of Juvenile Justice employees;
8 contraband; termination of employment.

9 (a) In this Section:

10 "Conviction" has the meaning ascribed to the term in
11 Section 5-1-5 of this Code.

12 "Department of Juvenile Justice employee" means any
13 officer or employee of the Department of Juvenile Justice and
14 includes security personnel.

15 "Item of contraband" has the meaning ascribed to the term
16 in Section 31A-0.1 of the Criminal Code of 2012.

17 (b) The Department of Juvenile Justice shall immediately
18 discharge from its employment:

19 (1) any Department of Juvenile Justice employee
20 against whom a conviction is entered on or after the
21 effective date of this amendatory Act of the 103rd General
22 Assembly for an offense described in Section 31A-1.2 of
23 the Criminal Code of 2012; or

1 (2) any Department of Juvenile Justice employee who,
2 on or after the effective date of this amendatory Act of
3 the 103rd General Assembly, is determined by the
4 Department of Juvenile Justice to have violated the
5 Department of Juvenile Justice policy prohibiting:

6 (A) facilitating the bringing or delivering of an
7 item of contraband into a Department of Juvenile
8 Justice youth center or facility;

9 (B) bringing or delivering an item of contraband
10 into a Department of Juvenile Justice youth center or
11 facility; or

12 (C) possessing an item of contraband in a
13 Department of Juvenile Justice youth center or
14 facility.

15 (c) Any Department of Juvenile Justice employee discharged
16 in accordance with the provisions of subsection (b) shall not
17 be eligible to be rehired by the Department of Juvenile
18 Justice or the Department of Corrections.

19 (730 ILCS 5/3-7-2.6 new)

20 Sec. 3-7-2.6. State correctional employees; contraband;
21 termination of employment.

22 (a) In this Section:

23 "Conviction" has the meaning ascribed to the term in
24 Section 5-1-5 of this Code.

25 "Item of contraband" has the meaning ascribed to the term

1 in Section 31A-0.1 of the Criminal Code of 2012.

2 "State correctional employee" means any officer or
3 employee of the Department of Corrections and includes
4 security personnel.

5 (b) The Department of Corrections shall immediately
6 discharge from its employment:

7 (1) any State correctional employee against whom a
8 conviction is entered on or after the effective date of
9 this amendatory Act of the 103rd General Assembly for an
10 offense described in Section 31A-1.2 of the Criminal Code
11 of 2012; or

12 (2) any State correctional employee who, on or after
13 the effective date of this amendatory Act of the 103rd
14 General Assembly, is determined by the Department of
15 Corrections to have violated the Department of Corrections
16 policy prohibiting:

17 (A) facilitating the bringing or delivering of an
18 item of contraband into a Department of Corrections
19 institution or facility;

20 (B) bringing or delivering an item of contraband
21 into a Department of Corrections institution or
22 facility; or

23 (C) possessing an item of contraband in a
24 Department of Corrections institution or facility.

25 (c) Any State correctional employee discharged in
26 accordance with the provisions of subsection (b) shall not be

1 eligible to be rehired by the Department of Corrections or the
2 Department of Juvenile Justice.

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.