



Kane County Juvenile Justice Council  
Legislative Updates – October 2021

**HB 0111h – Juv Court – Delinquent Minor**

*House Floor Amendment*

Raises the age in which a minor may be prosecuted as an adult for misdemeanor offenses from 18 to 19 years of age beginning January 1, 2023. Deletes provision that beginning January 1, 2024, the minimum age in which a minor may be prosecuted as an adult for misdemeanor violations is 21 years of age. Also provides that the Illinois Juvenile Justice Commission will include recommendations for the inclusion of emerging adults into a developmentally appropriate justice system, reducing recidivism, and preventing deeper criminal involvement.

**HB2394 – MHDD Data Collection Format**

Amends the Mental Health and Developmental Disabilities Administrative Act. Requires the Department of Human Services and the Department of Healthcare and Family Services to collaborate to develop a standardized format for specified data collection and registration no later than January 1, 2023.

*Public Act 102-0590*

**HB2914 – DCFS Racial Disparities Report**

Provides that no later than December 31, 2022, and no later than December 31 of each year thereafter, the Department of Children and Family Services shall prepare and submit an annual report, covering the previous fiscal year, to the General Assembly regarding racial disparities for children and families involved in the child welfare system.

*Public Act 102-0451*

**HB3317 – Domestic Violence Task Force**

Creates the Domestic Violence Task Force Act. Creates the Domestic Violence Task Force to establish a consistent, uniform statewide system to protect victims and survivors of domestic violence, while holding offenders accountable. Contains requirements and responsibilities of the Task Force. Provides that the Task Force shall be composed of specified members. Provides that the Family Violence Coordinating Council within the Illinois Criminal Justice Information Authority shall provide administrative support to the Task Force.

*Public Act 102-0474*

**HB3513 – JUV CT & CD CORR-YOUTH CENTERS**

Amends the Juvenile Court Act of 1987. Provides that if a minor is committed to the Department of Juvenile Justice the clerk of the court shall forward to the Department all police reports for sex offenses allegedly committed or committed by the minor. Amends the Unified Code of Corrections. Provides that the Department of Juvenile Justice shall maintain and administer all State youth centers. Deletes provision permitting a person committed to the Department of Juvenile Justice to be isolated for disciplinary reasons. Provides that all sentences imposed by an Illinois court under the Code shall run concurrent to any and all sentences under the Juvenile Court Act of 1987. Provides that the target release date for youth committed to the Department as a Habitual Juvenile Offender or Violent Juvenile Offender under the Juvenile Court Act of 1987 shall be extended by not less than 12 months. Creates the Department of Juvenile Justice Reimbursement and Education Fund in the State treasury. Amends the State Finance Act to make conforming changes.

*Public Act 102-0350*



### **HB3767 - JUV CT-AGE OF DETENTION**

House Floor Amendment No. 1

Provides that on and after July 1, 2021, except as specified, any minor 13 years of age or older arrested under this Act where there is probable cause to believe that the minor is a delinquent minor and that secure custody is a matter of immediate and urgent necessity in light of a serious threat to the physical safety of a person or persons in the community or to secure the presence of the minor at the next hearing, as evidenced by a demonstrable record of willful failure to appear at a scheduled court hearing within the last 12 months, may be kept or detained in an authorized detention facility. Provides that individuals of 11 or 12 years of age may be detained in an authorized detention facility until a specified date if certain conditions are met. Makes other changes.

*Re-referred to Assignments in the Senate on May 21, 2021*

### **SB633 – SCH CD – Data-Incidents-Violence**

Senate Floor Amendment No. 2

Replaces everything after the enacting clause. Amends the School Code. Beginning with the 2022-2023 school year, requires the State Board of Education's school report card to include data on the number of incidents of violence that occurred on school grounds or during school-related activities and that resulted in an out-of-school suspension, expulsion, or removal to an alternative setting.

*Public Act 102-0294*

### **SB673 – SCH CD – Bullying Prevention**

Amends the Courses of Study Article of the School Code. In provisions concerning bullying prevention, provides that the term "restorative measures" includes alternatives to exclusionary discipline that increase student accountability if the incident of bullying is based on religion, race, ethnicity, or any other category that is identified in the Illinois Human Rights Act. Requires the State Board of Education to provide funding for counselors to support mediation with regard to incidents of bullying that are based on religion, race, ethnicity, or any other category that is identified in the Illinois Human Rights Act. Effective immediately.

Senate Committee Amendment No. 1

Removes the provision requiring the State Board of Education to provide funding for counselors to support mediation with regard to incidents of bullying that are based on religion, race, ethnicity, or any other category that is identified in the Illinois Human Rights Act.

*Public Act 102-0241*

### **SB1552 – Juvenile Court – Information**

Amends the Juvenile Court Act of 1987. In a provision concerning court files, provides that relevant information, reports and records, held by the Department of Juvenile Justice, including social investigation, psychological and medical records, of any juvenile offender, shall be made available to any county juvenile detention facility upon written request by the Superintendent or Director of that juvenile detention facility, to the Chief Records Officer of the Department of Juvenile Justice where the subject youth is or was in the custody of the Department of Juvenile Justice and is subsequently ordered to be held in a county juvenile detention facility. Provides legislative findings. Effective immediately.

*Public Act 102-0320*



**SB1577 – SCH-CD- Absence – Mental Health**

Amends the Compulsory Attendance Article of the School Code. With respect to the exceptions to the compulsory attendance requirement, provides that absence for cause by illness shall include the mental or behavioral health of a student for up to 5 days for which the child need not provide a medical note, in which case the child shall be given the opportunity to make up any school work missed during the mental or behavioral health absence.

*Public Act 102-0321*

**SB2370 – Detention – DCFS Ward**

Amends the Juvenile Court Act of 1987. Provides that if the Court prescribes detention, and the minor is a ward of the Department of Children and Family Services, a hearing shall be held every 14 days to determine that there is urgent and immediate necessity to detain the minor for the protection of person or property of another. Provides that if urgent and immediate necessity is not found on the basis of the protection of the community, the minor shall be released to the custody of the Department of Children and Family Services. Provides that if the Court prescribes detention based on the minor being likely to flee the jurisdiction, and the minor is a ward of the Department of Children and Family Services, a hearing shall be held every 7 days for status on the location of shelter care placement by the Department of Children and Family Services. Detention shall not be used as a shelter care placement for minors in the custody or guardianship of the Department of Children and Family Services.

House Committee Amendment No. 2

Replaces everything after the enacting clause. Reinserts the provisions of the bill as introduced, with the following changes: Further amends the Juvenile Court Act of 1987. Replaces certain references to juveniles as "wards" with references to juveniles as "youth in care". Adds an effective date provision of January 1, 2023.

*Public Act 102-0654*