

Request for Proposals
for
Pilot Sites to Implement
ADULT REDEPLOY ILLINOIS

Illinois Criminal Justice Information Authority

In Partnership with

The Adult Redeploy Illinois Oversight Board

March 2011

ADULT REDEPLOY ILLINOIS – PILOT SITE IMPLEMENTATION REQUEST FOR PROPOSALS

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ADULT REDEPLOY ILLINOIS – PILOT SITE IMPLEMENTATION REQUEST FOR PROPOSALS

PART I: GENERAL REQUIREMENTS

A. Date of Issuance

March 2011

B. Issuing Organizational Unit

Illinois Criminal Justice Information Authority (Authority)
300 W. Adams Street, Suite 200
Chicago, IL 60606

Contact Person

Mary Ann Dyar
Adult Redeploy Illinois Program Administrator
Phone: 312-793-8949
Fax: 312-793-8422

C. RFP Availability

Copies of this Request for Proposals (RFP) may be downloaded from the Illinois Criminal Justice Information Authority website at <http://www.icjia.org/public/redeploy/>. Additional copies may be obtained by contacting the person listed above.

Each applicant must have access to the internet. The Authority's web site will contain information regarding the RFP. It is the responsibility of each applicant to monitor that web site and comply with any instructions or requirements relating to the RFP. Please note that applications will not be submitted online.

D. Date, Location and Time of Proposal Opening

The final application submission date is **April 29, 2011**. To convey your intent to submit a proposal, please contact Mary Ann Dyar, Adult Redeploy Illinois Program Administrator, at 312-793-8949 or maryann.dyar@illinois.gov.

The proposal container will be time-stamped upon receipt. The Authority will not accept applications submitted by electronic mail, on diskette, or by fax machine. Applications will be opened upon receipt and a confirmation of receipt will be e-mailed to you within 24 hours of receipt. Make sure to provide an e-mail address and contact name with your submission.

Submit the completed grant application to:

**Illinois Criminal Justice Information Authority
Upon Behalf of the Adult Redeploy Illinois Oversight Board
300 W. Adams Street, Suite 200
Chicago, IL 60606
ATTN: Mary Ann Dyar**

To be considered, proposals must be in the possession of the Illinois Criminal Justice Information Authority staff at the specified location and by the designated date and time listed above. The deadline, without exception, will be strictly enforced. In the event of a dispute, the applicant bears the burden of proof that the application was received on time at the location listed above.

E. Proposal Submission Requirements

All applications must be typed on 8½ x 11-inch paper, using 12-point type and at 100% magnification. With the exception of letterhead stationery for letters of support, the entire proposal should be typed in black ink on white paper. The program narrative must be single-spaced, on one side of the page, with one-inch margins on all sides. The program narrative must not exceed 25 pages. **The cover letter, checklist, appendices, assurances, budget narrative and budget forms are not included in the page limitation.**

Page numbers on the entire application, including attachments, must be sequential. Proposals should be bound with a single staple or binder clip in the upper left-hand corner. Applicants **must not** use any other form of binding, including ring binders, spiral binders, report covers or rubber bands, as well as subject dividers or tabs that extend beyond the 8½ x 11-inch page.

Applicants must submit one unbound, clearly identified original signed proposal and five bound complete copies of the proposal. Facsimiles and electronic submissions will not be accepted. The Authority and the Adult Redeploy Illinois Oversight Board (ARIOB) are under no obligation to review applications that do not comply with the above requirements.

F. Eligible Applicants

Only county units of government are eligible to apply for funds under this Request for Proposal. A county may submit on behalf of a group of counties or a judicial circuit. Private agencies or not-for-profit organizations are not eligible to apply. In order for those agencies or organizations to receive funding through this grant opportunity, they must subcontract with the county applicant receiving the award.

Only counties with an approved local plan will be eligible for the opportunity to apply for an Adult Redeploy Illinois implementation grant. Please contact Mary Ann Dyar at 312-793-8949 to determine if you meet this requirement.

G. Award Amounts

Individual grant amounts will be based on county or circuit population. The following award formula applies:

- Counties or circuits with a population greater than or equal to one (1) million people may apply for an award up to \$1,000,000 (one million).
- Counties or circuits with a population greater than or equal to 500,000 people but less than one (1) million people may apply for an award up to \$500,000.
- Counties or circuits with a population less than 500,000 people may apply for an award up to \$250,000.

I. Questions and Answers

Submit questions relating to this RFP via e-mail to Mary Ann Dyar, Program Administrator, at maryann.dyar@illinois.gov. Answers will be returned via e-mail.

J. Award Process

It is anticipated that applicants will receive notification by the Authority regarding funding decisions by **June 10, 2011**. Successful applicants will also receive further grant implementation guidance.

K. Review Panel

Proposals will be reviewed by the Authority and the Adult Redeploy Illinois Oversight Board (ARIOB). Panel members will initially read and evaluate applications independently using guidelines furnished by the ARIOB and will subsequently participate in review panel meetings during which proposals will be reviewed and scored collectively.

L. Estimated Length of Agreement

Awards under this initiative will be for a period of 18 months beginning July 1, 2011.

M. Modifications to Proposals by Applicants

The Authority and the ARIOB reserve the right to request modifications to a proposal after it has been submitted, through direct communication with the applicants by phone, via e-mail or in person.

N. Clarifications, Negotiations, or Discussions Initiated by ARIOB

The ARIOB may contact any applicant prior to the final award for the following purposes:

1. As part of the review process, the ARIOB may request that an applicant clarify its bid or proposal.
2. Discussions may be held to promote understanding of the program requirements and the applicant's proposal, and to facilitate arriving at a contract that will be most advantageous to the ARIOB, considering price and the other evaluation factors set forth in the RFP.
3. When the ARIOB knows or has reason to conclude that a mistake has been made, the ARIOB shall request that the applicant confirm the information. Situations in which confirmation should be requested include obvious or apparent errors on the face of the document, or a price unreasonably lower than the price others have submitted, or a price considerably higher than what others have submitted. If the applicant alleges a mistake, the bid or proposal may be corrected or withdrawn following the conditions set forth by the State of Illinois Procurement Code.

O. Late Proposals/Responses

Proposals are considered late if they are received by the Authority *after April 29, 2011*. Late proposals will not be opened or considered, but will be retained by the ARIOB. The ARIOB shall notify all applicants whose proposals are not considered because of lateness or non-compliance with proposal requirements.

P. Objections

Applicants who object to any provision of the RFP, who believe their proposal was improperly rejected, or who believe that the selected proposal(s) is/are not in the best interest of the ARIOB, may submit a written protest regarding the ARIOB's action. The ARIOB will consider all such written protests that are submitted according to the time periods specified below. The ARIOB will investigate all allegations and issue a written response. The decision of the Adult Redeploy Illinois Oversight Board is final.

Protests must be in writing and will be considered filed when physically received by the ARIOB at the following address:

Illinois Criminal Justice Information Authority
Upon Behalf of the Adult Redeploy Illinois Oversight Board
300 W. Adams Street, Suite 200
Chicago, IL 60606
ATTN: Hank Anthony

Protests must be filed within seven (7) calendar days after the protestor knows or should have known of the facts giving rise to the protest.

Protests regarding specifications must be filed within seven (7) calendar days after the date the RFP was issued and, in any event, must be filed before the date for opening the proposals. If a protest is received, any award made will not be considered final until the protest is resolved.

Q. Commencement of Service

If the applicant receives an award letter from the Authority, then it is reasonable to assume that the Authority will be forwarding the applicant a contract. No services can be reimbursed prior to the full and complete execution of the contract and filing with the Illinois Office of the Comptroller.

R. Public Information

All information submitted pursuant to this RFP is subject to the Illinois Freedom of Information Act. In addition, certain aspects of the program (i.e., program progress reports and finalized local plans) may be posted to the Adult Redeploy Illinois web site.

S. Contract

The legal agreement between the Authority and the successful applicants will be in the form and format prescribed by the Authority. A standard contract form, according to the requirements of the American Recovery and Reinvestment Act (ARRA) Justice Assistance Grant (JAG) funding source and available from the Authority, will be used when contracting for services. If selected for funding, the applicant will be provided with a formal contract for their signature and return.

T. Congressional and Legislative Districts

The applicant must provide the Congressional District (by number) in the area to be

served by the grant, as well as the Illinois House and Senate Legislative Districts (by number), available on the Illinois General Assembly web site at:
<http://www.elections.illinois.gov/DistrictLocator/DistrictOfficialSearchByZip.aspx>.

U. Programmatic/Evaluation and Reporting Requirements

All successful applicants will be required to collect and report data in a manner consistent with the Authority directives and ARRA JAG requirements as outlined in this RFP. Successful applicants will also be required to participate in an evaluation of their pilot site. Data, program and outcomes reports, in the format provided by the Authority, must also be submitted upon completion of each project period, or as directed by the Authority. Additional data and information may be requested throughout the year as determined by the Authority.

In addition, pilot sites completing twelve months of implementation and two years of program administration will be required to participate in the Adult Redeploy Illinois twelve-month and three-year site assessment processes. The assessment will provide feedback to the Adult Redeploy Illinois Oversight Board on the overall organizational and operational strengths and weaknesses of the program. The assessment will be conducted by ARIOB members and the Authority research and analysis staff representatives, resulting in a written report to be shared with grantees and provided to the ARIOB.

V. Training and Technical Assistance

Programs must agree to receive consultation and technical assistance from authorized representatives of the Authority and the ARIOB. The program and collaborating partners will be required to be in attendance at site visits. Programs may also be required to attend regular meetings and training as provided by the Authority.

W. Source of Funds

Funding that is being made available to implement Adult Redeploy Illinois is being supplied from federal funding to Illinois through the American Recovery and Reinvestment Act of 2009 (ARRA) through the Edward Byrne Memorial Justice Assistance Grant Program (JAG).

X. Payment and Reporting Requirements

Since funds are supplied from federal funding to Illinois through the American Recovery and Reinvestment Act of 2009 (ARRA) through the Edward Byrne Memorial Justice Assistance Grant Program (JAG), applicants must understand these grant funds have strict guidelines and reporting requirements. In order to be eligible for pilot site funding, the county shall certify that they understand and shall comply with the ARRA JAG grant guidelines and reporting requirements. The reporting and other requirements under ARRA JAG are found in Appendix A.

Y. Additional Information

The ARIOB and the Authority reserve the right to request additional information that could assist with the award decision. Applicants are expected to provide the additional

information within a reasonable period of time. Failure to provide the information could result in the rejection of the proposal.

Z. Transparency Act Requirements

The county and any division of same must agree to comply with any and all requirements of 2 C.F.R. §33.200 that are imposed on recipients of federal funds by the Federal Funding Accountability and Transparency Act of 2006. The county and any division of same shall comply with the following:

a) Acquire and use a DUNS (Data Universal Numbering System) number. The DUNS number shall be procured from Dun and Bradstreet, Inc. online at www.dunandbradstreet.com or by calling 1-866-705-5711.

b) Maintain a current registration in the Central Contractor Registration (CCR) database. The Implementing Agency must update or renew their CCR registration at least once per year to maintain an active status. Information about registration procedures can be accessed at www.ccr.gov or by calling 1-888-227-2423.

c) Provide the Authority with their Commercial And Government Entity (CAGE) Code. The CAGE Code request process is incorporated into the CCR registration.

PART II: PROGRAM DESCRIPTION

A. Adult Redeploy Illinois

The Crime Reduction Act establishes the Adult Redeploy Illinois program, which provides financial incentives to local jurisdictions for designing community-based programs to treat non-violent offenders in the community instead of sending them to state prisons. Under the Act, financial incentives will be offered to counties/groups of counties/judicial circuits to increase programming in their areas, in exchange for reducing the number of people they send to the Illinois Department of Corrections (with penalties if they do not meet the reduction goal).

The Adult Redeploy Illinois program, as part of the Crime Reduction Act (Public Act 96-0761), became effective on January 1, 2010. The Crime Reduction Act (CRA) calls for the following as part of the Adult Redeploy Illinois program:

- Establishing pilot sites to increase access to community-based services and decrease commitments to the Illinois Department of Corrections. Counties or judicial circuits will be able to apply for grant funding for assistance in planning/developing and implementing local program plans that specify how to reduce commitments of non-violent offenders to prison and to provide supervision and community-based services for such individuals.
- An interagency Adult Redeploy Illinois Oversight Board (ARIOB) to oversee the implementation of Adult Redeploy Illinois program and report to the Governor and the General Assembly annually on the progress of Adult Redeploy Illinois, co-chaired by the Director of the Illinois Department of Corrections (IDOC) and the Secretary of the Illinois Department of Human Services (IDHS).
- The ARIOB to adopt a standard plan template for jurisdictions to adapt into their own local plan prior to implementing Adult Redeploy Illinois. Jurisdictions wishing to implement Adult Redeploy Illinois shall use that standard plan template in developing their local plan for implementation. The local plan must be approved by the ARIOB as part of the funding process. See Appendix B for the Adult Redeploy Illinois section of 730 ILCS 190/20.
- A county, group of counties or judicial circuit [henceforth referred to as “jurisdictions”] to negotiate an agreement with the ARIOB to reduce the number of Adult Redeploy Illinois-eligible commitments from that area by 25% of the average number of commitments of the three previous years. If a county or judicial circuit is chosen to participate and can demonstrate a decrease of eligible commitments of at least 25%, based on the average reductions of the prior three year period, the Adult Redeploy Illinois Oversight Board has the authority to reduce the required percentage of reduction of future commitments to a percentage less than 25%.
- A penalty to be assessed to a county or judicial circuit that exceeds the agreed number of commitments. The jurisdiction will reimburse the ARIOB a sum not to exceed one-half of the annual marginal cost of commitment to the Illinois Department of Corrections. (In

FY 09, the average annual marginal cost of incarceration was approximately \$5,000; hence, the penalty would not exceed \$2,500.)

- The jurisdiction to be responsible for the reimbursement to the ARIOB and it not be passed along to a subcontractor of the county or judicial circuit.
- A jurisdiction to receive payments from the state to offset the costs of providing community-based services to non-violent offenders.

B. Required Planning Partners

All Illinois counties and judicial circuits are invited to participate in the local planning process and the subsequent implementation of an approved plan. Applicants for funding must be a county unit of government in good standing with the State of Illinois. Counties may apply individually or as a group or judicial circuit (with a lead county as the grantee). Applicants can decide the most appropriate county agency to administer and coordinate the activities identified in the proposal.

C. Use of Funds

Funds shall be used to support a local plan approved by the ARIOB that is intended to meet the goals of Adult Redeploy Illinois. Adult Redeploy Illinois funds may not be used for capital expenditures, renovations or remodeling. In addition, Adult Redeploy Illinois funds shall not be used to supplant existing county-funded programs.

D. Reimbursement Provision

The Crime Reduction Act provides:

Based on the local plan, a county or circuit shall enter into an agreement with the Adult Redeploy Oversight Board described in subsection (e) to reduce the number of commitments to State correctional facilities from that county or circuit, excluding violent offenders. The agreement shall include a pledge from the county or judicial circuit to reduce their commitments by 25% of the level of commitments from the average number of commitments for the past 3 years of eligible non-violent offenders. In return, the county or circuit shall receive, based upon a formula described in subsection (e), funds to redeploy for local programming for offenders who would otherwise be incarcerated such as management and supervision, electronic monitoring, and drug testing. The county or circuit shall also be penalized, as described in subsection (e), for failure to reach the goal of reduced commitments stipulated in the agreement. [730 ILCS 190/20(d).]

The approved local plan will include a description and the total number of eligible individuals within the target population, as well as the number of individuals to be diverted to meet the 25% reduction goal. In accordance with the Adult Redeploy Illinois section in the Crime Reduction Act, in the event a jurisdiction fails to reach the goal of reduced commitments, then the county or judicial circuit shall reimburse the ARIOB a sum not to exceed one-half of the annual marginal cost of commitment to the Illinois Department of Corrections for the number short of the goal. (In FY 09, the average annual marginal cost of incarceration was approximately \$5,000; hence, the penalty would not exceed \$2,500.) It is intended that the jurisdiction will be responsible for the reimbursement to the ARIOB and it not be passed along to a subcontractor of the jurisdiction.

The amount of the penalty assessed will be left to the discretion of the ARIOB, but the Board shall take into consideration factors affecting the jurisdiction's ability to meet the required reduction, including whether the failure to meet the reduction was beyond the control of the jurisdiction or other extenuating or mitigating circumstances.

The ARIOB is committed to engaging jurisdictions to pilot this initiative to test various models and become better prepared for future statewide replication. In the spirit of the risks inherent in any pilot project, the ARIOB will use monthly or quarterly self-reported commitment data from each jurisdiction to identify potential problems and work to resolve those problems in collaboration with the pilot sites. In the event difficulties persist, the pilot site and ARIOB will agree upon a corrective action plan to address concerns.

PART III: PROPOSAL INSTRUCTIONS

A. Proposal Content Requirements

Applicants must submit a proposal that contains the local plan mandated by the Crime Reduction Act, and including the information outlined below. **Each section must have a heading that corresponds to the headings listed below.** If the applicant believes that the subject has been adequately addressed in another part of the application narrative, then a cross-reference to the appropriate part of the narrative must be provided. The narrative portion must follow the page guidelines set for each section, and must be in the order requested. The proposal (**excluding** cover letter, checklist, appendices, assurances, budget narrative and budget forms) must not exceed 25 single-spaced pages.

1. Cover letter signed by authorized official

The proposal must be accompanied by a cover letter signed by an authorized official expressing the commitment of the jurisdictional stakeholders to implement Adult Redeploy Illinois.

2. Abstract

The Abstract should provide a brief overview of the program model, list the key partners, and clearly state the total number of eligible individuals within the target population and the number of individuals to be diverted to meet the 25% reduction goal. **(1 page maximum)**

3. Completed Standard Plan Template

The Standard Plan Template (based on a strategic planning framework) must be completed by the jurisdiction indicating plans to implement Adult Redeploy Illinois locally. A copy of the standard plan template is located in Appendix C.

4. Signature page of compliance with the ARRA JAG requirements

In order to be eligible for funding, jurisdictions must certify that they understand and shall comply with the ARRA JAG grant guidelines and reporting requirements.

B. Additional Proposal Contents

The proposal will not be considered complete unless all items required within the checklist found in Appendix D of this RFP are attached to the application.

APPENDIX A: ARRA JAG Requirements

- **General Requirements.** All recipients must adhere to the most recent version of the Department of Justice, Office of Justice Programs, Federal Financial Guidelines for Grants. The Guide may be found at: <http://www.ojp.usdoj.gov/financialguide/index.htm>
- **Registration.** All recipients, subject to a few narrow exceptions, must have a Data Universal Numbering System (DUNS) number and maintain current registration with the federal government's Central Contractor Registration (CCR) database. The DUNS number may be procured from Dun and Bradstreet, Inc. online at www.dunandbradstreet.com or by calling 1-866-705-5711. Information about CCR registration can be accessed at www.ccr.gov or by calling 1-888-227-2423. Upon CCR registration, the registrant will receive a Commercial And Government Entity (CAGE) Code. In order to allow for verification of CCR registration, please ensure that CCR information is accessible for public view at the CCR web site despite default setting of having information hidden.
- **Reporting.** Grantees will be responsible for both normal ICJIA grant reporting and ARRA JAG reporting.
 - On the 15th day after the end of the quarter, Performance and Fiscal Reports, on a form provided by ICJIA, are due to ICJIA.
 - Consistent with the special purposes and goals of the American Recovery and Reinvestment Act (ARRA), and its strong emphasis on accountability and transparency, it is essential that all funds from a ARRA grant be tracked, accounted for, and reported on separately from all other funds (including U.S. Department of Justice grant funds from non-ARRA grants awarded for the same or similar purposes or programs). This may be accomplished by use of a separate bank account or by use of appropriate accounting procedures. Grantees must maintain records for a period of three years after the end date of the grant or during any audit, whichever is longer. Staff time records must be apportioned for time spent on grant activities and must be approved by a supervisor.
 - All grant supported activities must be tracked and recorded separately from activities that are being paid from different funds.
 - Illinois is subject to very strict federal reporting requirements for ARRA funds. In order to meet its reporting obligations to the federal government, grantees receiving ARRA funding will be required to report monthly using a monthly reporting form. Monthly reports are due to ICJIA on the fifth day of the following month. The report form and a webinar training on the use of the form are available at: <http://www.icjia.state.il.us/public/index.cfm?metaSection=Grants&metapage=MonthlyARRAWebinar>.

The schedule for reporting is as follows:

Month	Due Date*
January	February 5 th
February	March 5 th
March	April 5 th
April	May 5 th
May	June 5 th
June	July 5 th
July	August 5 th
August	September 5 th
September	October 5 th
October	November 5 th
November	December 5 th
December	January 5 th

* In the event that the due date falls on a weekend, a state or federal holiday, the due date will be the last prior business day.

- **Budget.** The following is provided for assistance in completing required budget materials.
 - Matching funds are not required.
 - In addition to completing the RFP, any county or judicial circuit that is awarded ARRA JAG grant funds will need to complete the required post-award documentation, including a Budget Detail Page and Budget Narrative.
 - Indirect costs are allowable up to 5%. In order to charge indirect cost to the grant the grantee must have an indirect cost approval letter from the Department of Justice or another federal granting agency.
 - Mileage rate is reimbursed at the agency rate or the state rate, whichever is lower.
 - Proration formulas
 - Personal contractual cost (i.e., cell phones, pagers, license, and malpractice insurance).
 - Cost of contract x percentage of time on the program
 - Example (cell phone \$50/month)
 - $\$50 \times .75$ (time on the program) x 12 (length of the program) = \$450 max. cost
 - Office contractual expenses/equipment costs that are being shared by more than one program in the office
 - Pro-ration rate = number of FTE (Full-Time Equivalents) working on the grant program divided by total number of people working in the office.
 - 2.5 (FTEs working on the grant) \div 10 (people working in the office) = $.25$ pro-ration rate
 - If your agency will use a different pro-ration formula, please get prior approval from ICJIA.
 - Equipment is not an allowable purchase for non-governmental entities.
 - Any subcontract/subgrant over \$100,000 must be pre-approved by ICJIA.

- Any purchase over \$100,000 must be selected through an RFP/IFB which must be pre-approved by ICJIA.
- A minimum of three bids from vendors must be solicited for purchases under \$100,000.
- **Subcontractors and Subgrantees.**
 - All requirements listed below are passed on to any subcontractor or subgrantee.
 - All subcontractors/subgrantees must be in good standing with the Illinois Secretary of State or their state of incorporation.
 - Any subcontractors/subgrantees that are non-profit tax-exempt must provide a copy of their 501(c)(3) status.
 - All grant agreements/contracts/subcontracts shall contain a detailed budget.
 - Allowable salary is determined by one of the following formulas:
 - 12-month grant - *Annual salary x percentage of time on the program*
 - Less than 12-month grant - *Annual salary ÷ 12 x number of months on the grant x percentage of time on the program*
 - Greater than 12-month grant - *Annual salary ÷ 12 x number of months on the grant x percentage of time on the program*
 - All subcontractors/subgrantees must sign an addendum to the agreement that contains the federal terms and conditions that are passed on to subcontractors/subgrantees.
- **Miscellaneous**
 - Any publications produced using ARRA JAG funds must contain the following publication statement: *"This project was supported by Grant # 2009-SU-B9-0055, awarded by the Bureau of Justice Assistance, Office of Justice Programs, U.S. Department of Justice, through the Illinois Criminal Justice Information Authority. Points of view or opinions contained within this document are those of the author and do not necessarily represent the official position or policies of the U.S. Department of Justice, or the Illinois Criminal Justice Information Authority."*
 - The publication statement is also needed if the publication talks about the ARRA JAG funded project despite not using grant funds to pay for the publication.
 - Appropriate parties will be required to complete an Equal Employment Opportunity Plan Certification, a Civil Rights Certification, a Drug Free Workplace Certification and a Debarment Certification.

ARRA JAG Grant Guidelines and Reporting Requirement Certification

Applicant's Name: _____

Applicant's DUNS number: _____ or DUNS number applied for on: _____

Applicant's CAGE Code: _____ or CAGE Code applied for on: _____

Applicant's CCR Expiration date: _____ or CCR applied for on: _____

I, _____ (Responsible Person / Print Name) have read and understood the guidelines and reporting requirements that are associated with being awarded an ARRA JAG grant. Furthermore, by signing below I am agreeing to follow all of the guidelines and reporting requirements in the implementation of the grant.

Signature: _____ Date: _____

Responsible Official's title (Please Print): _____

APPENDIX B: 730 ILCS 190/20

CORRECTIONS

(730 ILCS 190/) Illinois Crime Reduction Act of 2009.

(730 ILCS 190/20)

Sec. 20. Adult Redeploy Illinois.

(a) Purpose. When offenders are accurately assessed for risk, assets, and needs, it is possible to identify which people should be sent to prison and which people can be effectively supervised in the locality. By providing financial incentives to counties or judicial circuits to create effective local-level evidence-based services, it is possible to reduce crime and recidivism at a lower cost to taxpayers. Based on this model, this Act hereby creates the Adult Redeploy Illinois program for offenders who do not fall under the definition of violent offenders in order to increase public safety and encourage the successful local supervision of eligible offenders and their reintegration into the locality.

(b) The Adult Redeploy Illinois program shall reallocate State funds to local jurisdictions that successfully establish a process to assess offenders and provide a continuum of locally based sanctions and treatment alternatives for offenders who would be incarcerated in a State facility if those local services and sanctions did not exist. The allotment of funds shall be based on a formula that rewards local jurisdictions for the establishment or expansion of local supervision programs and requires them to pay the amount determined in subsection (e) if incarceration targets as defined in subsection (e) are not met.

(c) Each county or circuit participating in the Adult Redeploy Illinois program shall create a local plan describing how it will protect public safety and reduce the county or circuit's utilization of incarceration in State facilities or local county jails by the creation or expansion of individualized services or programs.

(d) Based on the local plan, a county or circuit shall enter into an agreement with the Adult Redeploy Oversight Board described in subsection (e) to reduce the number of commitments to State correctional facilities from that county or circuit, excluding violent offenders. The agreement shall include a pledge from the county or circuit to reduce their commitments by 25% of the level of commitments from the average number of commitments for the past 3 years of eligible non-violent offenders. In return, the county or circuit shall receive, based upon a formula described in subsection (e), funds to redeploy for local programming for offenders who would otherwise be incarcerated such as management and supervision, electronic monitoring, and drug testing. The county or circuit shall also be penalized, as described in subsection (e), for failure to reach the goal of reduced commitments stipulated in the agreement.

(e) Adult Redeploy Illinois Oversight Board; members; responsibilities.

(1) The Secretary of Human Services and the Director of Corrections shall within 3 months after the effective date of this Act convene and act as co-chairs of an oversight board to oversee the Adult Redeploy Program. The Board shall include, but not be limited to, designees from the Prisoner Review Board, Office of the Attorney General, Illinois Criminal Justice Information Authority, and Sentencing Policy Advisory Council; the Cook County State's Attorney; a State's Attorney selected by the President of the Illinois State's Attorneys Association; the State Appellate Defender; the Cook County Public Defender; a representative of Cook County Adult Probation,

a representative of DuPage County Adult Probation; a representative of Sangamon County Adult Probation; and 4 representatives from non-governmental organizations, including service providers.

(2) The Oversight Board shall within one year after the effective date of this Act:

- (A) Develop a process to solicit applications from and identify jurisdictions to be included in the Adult Redeploy Illinois program.
- (B) Define categories of membership for local entities to participate in the creation and oversight of the local Adult Redeploy Illinois program.
- (C) Develop a formula for the allotment of funds to local jurisdictions for local and community-based services in lieu of commitment to the Department of Corrections and a penalty amount for failure to reach the goal of reduced commitments stipulated in the plans.
- (D) Develop a standard format for the local plan to be submitted by the local entity created in each county or circuit.
- (E) Identify and secure resources sufficient to support the administration and evaluation of Adult Redeploy Illinois.
- (F) Develop a process to support ongoing monitoring and evaluation of Adult Redeploy Illinois.
- (G) Review local plans and proposed agreements and approve the distribution of resources.
- (H) Develop a performance measurement system that includes but is not limited to the following key performance indicators: recidivism, rate of revocations, employment rates, education achievement, successful completion of substance abuse treatment programs, and payment of victim restitution. Each county or circuit shall include the performance measurement system in its local plan and provide data annually to evaluate its success.
- (I) Report annually the results of the performance measurements on a timely basis to the Governor and General Assembly.

(Source: P.A. 96-761, eff. 1-1-10.)

APPENDIX C: Standard Plan Template

Adult Redeploy Illinois Local Plan Requirements

A. The local plans must include the following components:

1. Executive Summary
2. Description of and Justification for the Target Population
3. Description of the Planning Partners
4. Gaps in Sanctions and Services
5. Description of the Proposed Adult Redeploy Illinois Program Model
6. Timeline
7. Budget and Compliance with the American Recovery and Reinvestment Act

B. Content Requirements

Each section must have a heading that corresponds to the headings listed below.

The web site of the Illinois Criminal Justice Information Authority (ICJIA) <http://www.icjia.org/public/redeploy/> contains a link to county-level demographic and criminal justice data for each county in Illinois, developed specifically for the Adult Redeploy Illinois planning process. All available information is included on the web site. Please **do not** request this information through the Freedom of Information Act (FOIA) from ICJIA. Questions regarding these data can be addressed to Christine Devitt Westley, Senior Research Analyst (Christine.Devitt@Illinois.gov).

1. Executive Summary (2 pages maximum)

The Executive Summary will serve as a stand-alone document that will be shared with various state-level stakeholders and others requesting a brief overview of each jurisdiction's plan. Therefore, applicants should be concise and direct in their description. At a minimum, each of the following should be included in the summary:

- Description of and Justification for the Target Population (including the total number of eligible individuals within the target population and the number of individuals to be diverted to meet the 25% reduction goal)
- Description of the Planning Partners
- Description of the Existing Local Justice System Capacity
- Description of the Existing Local Treatment and other Community Services Capacity
- Gaps in Sanctions and Services
- Description of the proposed Adult Redeploy Illinois Program Model

2. Description of and Justification for the Target Population

2a. Describe the area to be served. Identify the county, group of counties or judicial circuit comprising the applicant jurisdiction. If the application is for a group of counties or judicial circuit, then identify each county involved and the rationale for selecting this geographic target area. Much of the county-level demographic and criminal justice system data can be found at the

Adult Redeploy Illinois web site: <http://www.icjia.org/public/redeploy/>.

1. Population ages 18 and older in the target area
2. Race and ethnicity breakdowns
3. Educational attainment
4. Percent county unemployment
5. Percent of persons below poverty
6. IDHS's Division of Alcoholism and Substance Abuse (DASA) alcohol and treatment admissions

2b. Provide information about the criminal justice population in the service area. This should include as much information as possible about:

1. Number of felony probation sentences in 2008
2. Number of sentences to IDOC
3. Number of convictions resulting from plea of guilty in 2008
4. County jail population data in 2008
5. Felony adult probation caseload size in 2008
6. UCR arrest statistics
7. IDOC commitment data, as interpreted by ICJIA, for each of the calendar years 2007, 2008, 2009
8. Demographics of the population committed to IDOC for program-eligible individuals (include age, race, gender and ethnicity), as interpreted by ICJIA
9. Holding offense types for IDOC commitments for program-eligible individuals for 2007, 2008, 2009, as interpreted by ICJIA.

2c. Describe in as much detail as possible a profile of the individuals targeted for the Adult Redeploy Illinois program, who were committed instead to IDOC during the last three years. The sets of information itemized below can be found on the Adult Redeploy Illinois link on the ICJIA web site <http://www.icjia.org/public/redeploy/>. This should include, to the extent possible, as much information as possible about:

1. Average number of commitments to IDOC over the last three years (2007, 2008, 2009), subtracting those not eligible for Adult Redeploy Illinois due to offense
2. Demographic characteristics of the target population committed to IDOC over the last three years

The Crime Reduction Act specifically eliminates violent offenders, as defined by CRA Sect. 20(a). The Unified Code of Corrections (730 ILCS *et seq.*) specifies other conviction offenses which are not eligible for probation. (See Exhibit B for the list of offenses currently statutorily ineligible for probation.) The target population for Adult Redeploy Illinois must exclude individuals convicted of these specified offenses. The local Adult Redeploy Illinois planning body may choose to target all of the remaining non-violent offenders, or choose a subset of all other eligible individuals. Such a subset must be clearly defined and should support the following principles:

- Jurisdictions best understand their own local needs, and are best situated to identify their target populations and design their local Adult Redeploy Illinois model.
- The selected target population should result in the greatest possible number of individuals diverted from state prisons, while preserving public safety.

The ARIOB will consider these principles when reviewing implementation proposals.

3. Description of the Planning Partners

Describe the lead planning entity/person and each of the other planning team partners. Include the qualifications, responsibilities, and expected contribution of each partner.

4. Gaps in Sanctions and Services

Describe any current gaps in the jurisdiction's current justice system and health and human services capacity which would need to be addressed prior to increasing the number of offenders sentenced to a treatment alternative to incarceration. These gaps can include personnel, technology, human services programs or partners, or other issues related specifically to the jurisdiction.

5. Description of the Proposed Adult Redeploy Illinois Program Model

5a. Define the criteria to be used to accept individuals into the program. Clearly describe how the jurisdiction will ensure that the program serves only those individuals who would otherwise be committed to IDOC. Refer to the list of some of the ineligible offenses in Exhibit B to ensure you are not including statutorily excluded populations in your model. It is important to consult with your local State's Attorneys and legal counsel to ensure the population you select for Adult Redeploy Illinois is eligible for alternatives to incarceration. The list of offenses in Exhibit B is only informative and not exhaustive.

5b. Describe the intake and assessment process to be used for the Adult Redeploy Illinois program. Each Adult Redeploy Illinois program is required to complete an assessment of offenders' risks, assets and needs. The services provided to each individual shall be individualized and based upon an individualized assessment.

5c. Describe how you will integrate existing services and programs that are already designed to meet the individual needs of targeted offenders. Please provide the following with respect to existing alternatives and infrastructure:

Existing Alternatives to Incarceration

Describe your existing array of diversionary programs, graduated sanctions, and alternatives to incarceration, and the current capacity of each. See the list of existing alternatives in Exhibit A for a more detailed list of justice programs mandated through Illinois Legislative Code. At a minimum, please describe your current utilization of and numbers of participants in the following programs:

1. Specialty Probation Units (e.g.: Mental Health Probation or Drug Probation)
2. TASC Probation
3. Mental Health Courts
4. Drug Courts
5. Any other court program or pilot funded through grants or special project funds

Existing Health and Human Services Infrastructure

Describe the existing health and human services infrastructure in your county or partnering counties and the extent to which providers currently serve justice-involved populations. At a minimum, please discuss your utilization of the following services for justice populations:

1. Mental health treatment
2. Substance abuse treatment
3. Primary health care treatment
4. Housing programs
5. Employment training
6. Other services which are frequently required within the justice-involved population

5d. Describe what will be done to rehabilitate the offender in the community that is different from current practices and how evidence-based practices will be incorporated. For example, is the jurisdiction going to expand existing services to more clients? Is the jurisdiction going to fund an enhancement to an existing supervision and/or treatment model? Is the jurisdiction going to implement new programs or services alongside existing programs or services?

Evidence-Based Practices

All new programs and services shall be research-supported or evidence-based practice (EBP) demonstrating them as proven or promising practices. Identify the research supporting the program. In addition, non-EBP services can be proposed to supplement EBP services.

Examples of evidence-based practices and programs are available at the following sites:

<http://www.samhsa.gov/ebpwebguide/index.asp>

<http://nicic.org/Features/Library/>

<http://www.ncmhjj.com/EBP/default.asp>

<http://www.ojp.usdoj.gov/BJA/evaluation/evidence-based.htm>

The Illinois Criminal Justice Information Authority has recently launched a portal on its web site with a vast store of information and links to resources about evidence-based practices. This portal is a valuable tool for jurisdictions interested in implementing Adult Redeploy Illinois and can be accessed at:

<http://www.icjia.state.il.us/public/index.cfm?metaSection=Publications&metaPage=EBPInfo>.

5e. Include a statement of impact to the court system, including the probation department, and the community treatment system resulting from the increase in individuals sentenced to community supervision and treatment alternatives. For example, describe increased caseload sizes, treatment bed capacity vs. need, or necessary resources for managing violations of community supervision.

5f. Provide a statement that the funds from Adult Redeploy Illinois will not be used to supplant existing county-funded programs. **This does not include program expansions, or enhancements to existing models.** For a more detailed clarification about supplanting funds, see: <http://www.ojp.usdoj.gov/financialguide/part2/part2chap3.htm>.

5g. Describe the membership of the local planning body overseeing the Adult Redeploy Illinois program. Will the applicant have a local consortium of stakeholders, including or using existing boards and groups, oversee the Adult Redeploy Illinois program? If yes, describe the membership of the local consortium and how long it has been in existence. The Adult Redeploy Illinois Oversight Board (ARIOB) believes an effective diversion strategy requires commitment and involvement from each of the local stakeholders that influence the decision to commit a person to IDOC. However, the ARIOB also understands that in some rare instances not all the stakeholders will initially be involved in Adult Redeploy Illinois.

Include, as an appendix, letters of support from the following individuals in the applicant's jurisdiction. If you cannot provide a letter, please explain their role within the project:

1. Chief Judge or Presiding Criminal Court Judge
2. State's Attorney
3. Public Defender
4. Director of Probation and Court Services

6. Timeline

Provide an estimated timeline for the implementation of the local plan. The timeline shall include the task, person responsible and estimated time from commencing task to completion. The timeline should include major milestones of the project such as hiring staff, staff training, implementing new reporting system, beginning of services, etc.

7. Budget and Compliance with the American Recovery and Reinvestment Act

Include a detailed budget and budget narrative for implementation of the local plan. Funding is being supplied by the American Recovery and Reinvestment Act (ARRA) of 2009 through the Justice Assistance Grant (JAG) program. ARRA JAG contains strict guidelines and reporting requirements. In order to be eligible for pilot site implementation funding, the county or judicial circuit shall certify that they understand and shall comply with the ARRA JAG guidelines and reporting requirements. See Appendix A for a detailed description of the requirements under ARRA JAG. More information may be obtained from the Office of General Counsel of the Illinois Criminal Justice Information Authority (Contact: Sean.Obrien@illinois.gov).

An overview of the ARRA JAG guidelines and reporting requirements are:

1. Detailed budgets must be completed
2. No purchase of equipment by non-governmental entities

Purchase and contracts over \$100,000 must be approved by the ARIOB prior to the purchase.

Exhibit A: Existing Alternatives to Incarceration

Summary—the basics

Illinois currently has three statutes outlining alternatives to incarceration and eligibility for those programs. These statutes include:

- 730 *ILCS* 168/et. seq. —Mental health court treatment act (MHCTA)
- 730 *ILCS* 166/et. seq.—Drug court treatment act (DCTA)
 - Neither specialty court mandates that offenders receive these alternatives
- 20 *ILCS* 301/et. seq.—Alcoholism and other drug dependency act (AODDA)
 - This act does not mandate that offenders receive treatment from The Designated Agent (TASC has the current contract)

Mental health courts and drug courts can be pre-adjudication, post-adjudication, or a combination of the two. They must be developed and operated by the judicial circuit; however, there may be multiple specialty courts within a circuit depending on size of the circuit and need.

There must be agreement between the court, prosecutor, and defendant before enrollment in a drug court or mental health court.

730 *ILCS* 168 et. seq.– Mental health court treatment act

Purpose of mental health courts:

- reduce the number of persons with mental illnesses and with co- occurring mental illness and substance abuse problems in the criminal justice system,
- reduce recidivism among persons with mental illness and with co- occurring mental illness and substance abuse problems,
- provide appropriate treatment to persons with mental illnesses and co-occurring mental illness and substance abuse problems, and
- reduce the incidence of crimes committed as a result of mental illnesses or co-occurring mental illness and substance abuse problems.

Definition of mental health court:

- a “structured judicial intervention process for mental health treatment of eligible defendants that brings together mental health professionals, local social programs, and intensive judicial monitoring”.

Types of mental health courts:

- Pre-adjudicatory—allows the defendant, with the consent of the prosecution, to expedite the defendant's criminal case before conviction or before filing of a criminal case and

requires successful completion of the mental health court program as part of the agreement.

- Post-adjudicatory— allows a defendant who has admitted guilt or has been found guilty and agrees, along with the prosecution, to enter a mental health court program as part of the defendant's sentence.
- Combination—includes a pre-adjudicatory mental health court program and a post-adjudicatory mental health court program.

Eligibility for mental health courts:

- A defendant may be admitted into a mental health court program only upon the agreement of the prosecutor and the defendant and with the approval of the court.
- A defendant shall be excluded from a mental health court program if any one of the following applies:
 1. The defendant does not demonstrate a willingness to participate in a treatment program.
 2. The instant offense is a crime of violence (listed in below) or has been convicted of a crime of violence (listed in below) within the past 10 years excluding incarceration time
 - i. specifically first degree murder, second degree murder, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual assault, armed robbery, aggravated arson, arson, aggravated kidnapping, kidnapping, stalking, aggravated stalking, or any offense involving the discharge of a firearm.
 3. The defendant has previously completed or has been discharged from a mental health court program within 3 years of completion or discharge.

Procedure of mental health courts:

- Eligibility screening and assessment—not necessary if valid assessment related to present charge pending has been completed within previous 60 days
- Informing defendant of requirements—eligibility to participate in the program may be revoked and the defendant may be sentenced or the prosecution continued, as provided in the Unified Code of Corrections, for the crime charged.
- Written agreement—defendant shall execute a written agreement as to his or her participation in the program and shall agree to all of the terms and conditions of the program, including but not limited to the possibility of sanctions or incarceration for failing to abide or comply with the terms of the program.
- In addition to any conditions authorized under the Pretrial Services Act and Section 5-6-3 of the Unified Code of Corrections, the court may order the defendant to complete mental

health or substance abuse treatment in an outpatient, inpatient, residential, or jail-based custodial treatment program.

- Any period of time a defendant shall serve in a jail-based treatment program may not be reduced by the accumulation of good time or other credits and may be for a period of up to 120 days.
- Graduated requirements and sanctions—including, but not limited to:
 - fines, fees, costs, restitution, incarceration of up to 180 days, individual and group therapy, medication, drug analysis testing, close monitoring by the court and supervision of progress, educational or vocational counseling as appropriate and other requirements necessary to fulfill the mental health court program.

Substance abuse:

Mental health courts may collaborate with drug courts. Any substance abuse treatment program must meet all the rules in Parts 2030 and 2060 of Title 77 of the Illinois Administrative Code.

Violation and revocation:

- If evidence is found of the following, the court may impose reasonable sanctions under prior written agreement of the defendant:
 - the defendant is not performing satisfactorily in the assigned program;
 - the defendant is not benefiting from education, treatment, or rehabilitation;
 - the defendant has engaged in criminal conduct rendering him or her unsuitable for the program; or
 - the defendant has otherwise violated the terms and conditions of the program or his or her sentence or is for any reason unable to participate;
- Reasonable sanctions include, but are not limited to:
 - Imprisonment,
 - dismissal from program,
 - proceed for violations of probation, conditional discharge or supervision.
- No defendant may be dismissed from the program unless, prior to such dismissal, the defendant is informed in writing:
 - (i) of the reason or reasons for the dismissal;
 - (ii) the evidentiary basis supporting the reason or reasons for the dismissal;
 - (iii) that the defendant has a right to a hearing at which he or she may present evidence supporting his or her continuation in the program.

Mental health court treatment act program ineligible offenses

The following offenses are statutorily ineligible for participation in mental health court programs. Ineligibility for mental health court programs does not necessarily preclude eligibility for other diversion programs. Please consult with a State's Attorney or other legal counsel to determine individual eligibility.

1. Defendant does not demonstrate a willingness to participate in a treatment program
2. Defendant has previously completed or been discharged from a mental health court program within 3 years of completion or discharge
3. Instant offense or convicted of a crime within the last 10 years (excluding incarceration time) for the following offenses:
 - a. First degree murder
 - b. Second degree murder
 - c. Predatory criminal sexual assault of a child
 - d. Aggravated criminal sexual assault
 - e. Criminal sexual assault
 - f. Armed robbery
 - g. Aggravated arson
 - h. Arson
 - i. Aggravated kidnapping
 - j. Kidnapping
 - k. Stalking
 - l. Aggravated stalking
 - m. Any offense involving the discharge of a firearm

730 ILCS 166 – Drug court treatment act

Purpose of drug courts:

- reduce the incidence of drug use, drug addiction, and crimes committed as a result of drug use and drug addiction.

Definition of a drug court:

- an immediate and highly structured judicial intervention process for substance abuse treatment of eligible defendants that brings together substance abuse professionals, local social programs, and intensive judicial monitoring in accordance with the nationally recommended 10 key components of drug courts.

Types of drug courts:

- Pre-adjudicatory—allows the defendant, with the consent of the prosecution, to expedite the defendant's criminal case before conviction or before filing of a criminal case and requires successful completion of the drug court program as part of the agreement.
- Post-adjudicatory— allows a defendant who has admitted guilt or has been found guilty and agrees, along with the prosecution, to enter a drug court program as part of the defendant's sentence.
- Combination—includes a pre-adjudicatory mental health court program and a post-adjudicatory drug court program.

Eligibility for drug courts:

- Agreement—must be agreed upon by the prosecutor and defendant with approval of the court.
- Exclusions—any of the following:
 - Defendant denies his or her use of or addiction to drugs
 - Defendant does not demonstrate a willingness to participate in a treatment program
 - The instant offense is a crime of violence of the defendant (listed below) has been convicted of a crime of violence (listed below) within the past 10 years excluding incarceration time, including, but not limited to:
 - first degree murder, second degree murder, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual assault, armed robbery, aggravated arson, arson, aggravated kidnapping, kidnapping, aggravated battery resulting in great bodily harm or permanent disability, stalking, aggravated stalking, or any offense involving the discharge of a firearm.
 - The defendant has previously completed or has been discharged from a drug court program.

Procedure of drug courts:

- Eligibility screening and assessment—not necessary if valid assessment related to present charge pending has been completed within previous 60 days
- Informing defendant of requirements—eligibility to participate in the program may be revoked and the defendant may be sentenced or the prosecution continued, as provided in the Unified Code of Corrections, for the crime charged.
- Written agreement—defendant shall execute a written agreement as to his or her participation in the program and shall agree to all of the terms and conditions of the program, including but not limited to the possibility of sanctions or incarceration for failing to abide or comply with the terms of the program.
- In addition to any conditions authorized under the Pretrial Services Act and Section 5-6-3 of the Unified Code of Corrections, the court may order the defendant to complete mental health or substance abuse treatment in an outpatient, inpatient, residential, or jail-based custodial treatment program.
 - Any period of time a defendant shall serve in a jail-based treatment program may not be reduced by the accumulation of good time or other credits and may be for a period of up to 120 days.
- Graduated requirements and sanctions—including, but not limited to:
 - fines, fees, costs, restitution, incarceration of up to 180 days, individual and group therapy, medication, drug analysis testing, close monitoring by the court and supervision of progress, educational or vocational counseling as appropriate and other requirements necessary to fulfill the mental health court program.

Substance abuse treatment:

Drug courts must maintain a network of substance abuse treatment programs representing a continuum of graduated substance abuse treatment. Any substance abuse treatment program must meet all the rules in Parts 2030 and 2060 of Title 77 of the Illinois Administrative Code.

Violation and revocation:

- If evidence is found of the following, the court may impose reasonable sanctions under prior written agreement of the defendant:
 - the defendant is not performing satisfactorily in the assigned program;
 - the defendant is not benefiting from education, treatment, or rehabilitation;
 - the defendant has engaged in criminal conduct rendering him or her unsuitable for the program; or
 - the defendant has otherwise violated the terms and conditions of the program or his or her sentence or is for any reason unable to participate;

- Reasonable sanctions include, but are not limited to:
 - Imprisonment,
 - dismissal from program,
 - proceed for violations of probation, conditional discharge or supervision.

Drug court treatment act program ineligible offenses

The following offenses are statutorily ineligible for participation in drug court programs. Ineligibility for drug court programs does not necessarily preclude eligibility for other diversion programs. Please consult with a State's Attorney or other legal counsel to determine individual eligibility.

1. Defendant denies use of or addiction to drugs
2. Defendant does not demonstrate a willingness to participate in a treatment program
3. Defendant has previously completed or been discharged from a drug court program
4. Instant offense or conviction of a crime within the last 10 years (excluding incarceration time) for the following offenses:
 - a. First degree murder
 - b. Second degree murder
 - c. Predatory criminal sexual assault
 - d. Aggravated criminal sexual assault
 - e. Criminal sexual assault
 - f. Armed robbery
 - g. Aggravated arson
 - h. Arson
 - i. Aggravated kidnapping
 - j. Aggravated battery resulting in great bodily harm or permanent disability

- k. Stalking
- l. Aggravated stalking
- m. Any offense involving the discharge of a firearm

20 ILCS 20 – Alcoholism and other drug abuse and dependency act

Purpose of act:

- To provide for a comprehensive and coordinated strategy be developed under the leadership of a State agency and implemented through the facilities of federal and local government and community-based agencies (which may be public or private, volunteer or professional) to:
 - empower individuals and communities through local prevention efforts and
 - provide intervention, treatment, rehabilitation and other services to those who misuse alcohol or other drugs (and, when appropriate, the families of those persons) to lead healthy and drug-free lives and become productive citizens in the community.

Some important definitions in act:

- Crime of violence—murder, voluntary manslaughter, criminal sexual assault, aggravated criminal sexual assault, predatory criminal sexual assault of a child, armed robbery, robbery, arson, kidnapping, aggravated battery, aggravated arson, or any other felony which involves the use or threat of physical force or violence against another individual.
- Alcoholism—chronic and progressive disease or illness characterized by preoccupation with and loss of control over the consumption of alcohol, and the use of alcohol despite adverse consequences. Typically, combinations of the following tendencies are also present:
 - periodic or chronic intoxication; physical disability; impaired emotional, occupational or social adjustment; tendency toward relapse; a detrimental effect on the individual, his family and society; psychological dependence; and physical dependence.
 - Alcoholism is also known as addiction to alcohol.
- Addiction—disease process characterized by the continued use of a specific psycho-active substance despite physical, psychological or social harm. The term also describes the advanced stages of chemical dependency.
- Array of services—assistance to individuals, families and communities in response to alcohol or other drug abuse or dependency. The array of services includes, but is not limited to:
 - prevention assistance for communities and schools; case finding, assessment and intervention to help individuals stop abusing alcohol or other drugs; case management; detoxification to aid individuals in physically withdrawing from alcohol or other drugs; short-term and long-term treatment and support services to help individuals and family members begin the process of recovery; prescription

and dispensing of the drug methadone or other medications as an adjunct to treatment; relapse prevention services; education and counseling for children or other co-dependents of alcoholics or other drug abusers or addicts.

- Treatment—broad range of emergency, outpatient, intermediate and residential services and care (including assessment, diagnosis, medical, psychiatric, psychological and social services, care and counseling, and aftercare) which may be extended to individuals who abuse or are dependent on alcohol or other drugs or families of those persons.

Licensing section:

- No person or program may provide the services or conduct the activities described in this Section without first obtaining a license therefore from the Department. The Department shall, by rule, provide licensure requirements for each of the following categories of service:
 - Residential treatment for alcoholism and other drug dependency, sub-acute inpatient treatment, clinically managed or medically monitored detoxification, and residential extended care (formerly halfway house).
 - Outpatient treatment for alcoholism and other drug abuse and dependency.
 - The screening, assessment, referral or tracking of clients identified by the criminal justice system as having indications of alcoholism or other drug abuse or dependency.
 - D.U.I. evaluation services for Illinois courts and the Secretary of State.
 - D.U.I. remedial education services for Illinois courts or the Secretary of State.
 - Recovery home services for persons in early recovery from substance abuse or for persons who have recently completed or who may still be receiving substance abuse treatment services.

Treatment for individuals convicted or charged with crime:

- An addict or alcoholic who is charged with or convicted of a crime may elect treatment under the supervision of a licensed program designated by the Department, referred to in this Article as “designated program”, unless:
 - Crime of violence
 - the crime is a violation of Section 401(a), 401(b), 401(c) where the person electing treatment has been previously convicted of a non-probationable felony or the violation is non-probationable, 401(d) where the violation is non-probationable, 401.1, 402(a), 405 or 407 of the Illinois Controlled Substances Act, or Section 4(d), 4(e), 4(f), 4(g), 5(d), 5(e), 5(f), 5(g), 5.1, 7 or 9 of the Cannabis Control Act or Section 15, 20, 55, 60, or 65 of the Methamphetamine Control and Community Protection Act;
 - the person has a record of 2 or more convictions of a crime of violence;
 - other criminal proceedings alleging commission of a felony are pending against the person;
 - the person is on probation or parole and the appropriate parole or probation authority does not consent to that election;
 - the person elected and was admitted to a designated program on 2 prior occasions within any consecutive 2-year period;

- the person has been convicted of residential burglary and has a record of one or more felony convictions;
- the crime is a violation of Section 11-501 of the Illinois Vehicle Code or a similar provision of a local ordinance; or
- the crime is a reckless homicide or a reckless homicide of an unborn child, as defined in Section 9-3 or 9-3.2 of the Criminal Code of 1961, in which the cause of death consists of the driving of a motor vehicle by a person under the influence of alcohol or any other drug or drugs at the time of the violation.

Alcoholism and other drug abuse and dependency act program ineligible offenses

The following offenses are statutorily ineligible for participation in Alcoholism and other drug abuse dependency act program. Ineligibility for alcoholism and other drug abuse and dependency act programs does not necessarily preclude eligibility for other diversion programs. Please consult with a State’s Attorney or other legal counsel to determine individual eligibility.

1. Crime of violence
 - a. Murder
 - b. Voluntary manslaughter
 - c. Criminal sexual assault
 - d. Aggravated criminal sexual assault
 - e. Predatory criminal sexual assault of a child
 - f. Armed robbery
 - g. Robbery
 - h. Arson
 - i. Kidnapping
 - j. Aggravated battery
 - k. Aggravated arson
 - l. Any felony that involves the use or threat of physical force or violence against another individual

2. Violation of 401(a), 401(b), 401(c) when previously convicted on a non-probationable felony or the current violation is non-probationable
 - a. 401(a) or 401(b)—Class X manufacture, deliver, or possess with intent to deliver a controlled substance other than methamphetamine, counterfeit, or analog
 - i. 15 grams or more of cocaine, heroin, or morphine
 - ii. 15 grams or more or 15 objects of LSD or ecstasy
 - iii. 200 grams or more of certain other narcotics

 - b. 401(c)—manufacture deliver or possess with intent to deliver more than 1 gram of cocaine or heroin, or 5 grams or objects of LSD or ecstasy AND they have a previous conviction for
 - i. Manufacture, delivery, or possession with intent to manufacture of deliver more than 5 grams of cocaine or heroin.

- ii. First degree murder, attempted first degree murder, criminal sexual assault, aggravated battery of a senior citizen, vehicular hijacking, or a forcible felony related to gang activities.
 - iii. Controlled substance trafficking
 - iv. Delivery of a controlled substance, counterfeit or look-alike substance to a person under 18 years of age, at a truck stop or rest area, public housing, on school property, or at a place of religious worship.
 - v. Cannabis trafficking of more than 2,500 pounds or involvement in a criminal cannabis conspiracy
- 3. Violation of 401(d) when violation is non-probationable
 - a. Class X offense
- 4. Violation of 401.1, 402(a), 405, or 407
 - a. Controlled substance trafficking
 - b. Possession
 - i. 15 grams or more of cocaine, heroin, morphine
 - ii. 15 grams or more of LSD or ecstasy (or 15 objects)
 - iii. Specified amounts of other specified controlled substances
 - c. Calculated criminal drug conspiracy
 - d. Delivery to person under 18 years of age
- 5. Violation of Cannabis Control Act 4(d), 4(e), 4(g), 5(d), 5(e), 5(f), 5(g), 5.1, 7, or 9
 - a. Possession of 30 grams or more of cannabis
 - b. Manufacture, deliver, or possess with intent to manufacture or deliver 30 or more grams of cannabis
 - c. Deliver to a person under 18 years of age
 - d. Calculated criminal cannabis conspiracy
- 6. Violation of sections 15, 20, 55, 60 or 65 of Methamphetamine Control and Community Protection Act
 - a. Manufacturing, possession, or delivery of methamphetamine
 - b. Possession of methamphetamine precursor
 - c. Methamphetamine conspiracy
- 7. Individual has two or more convictions for crimes of violence
- 8. Other criminal proceedings alleging commissions of a felony are pending against the person
- 9. The person is on probation or parole and they do not consent
- 10. Individual was admitted to a designated program 2 prior occasions within any consecutive 2 year period
- 11. Convicted of residential burglary and has a record of one or more felony convictions

12. Violation of sections 11-501 the Illinois Vehicle Code or a similar provision of a local ordinance
 - a. Driving under the influence of alcohol, drugs, or intoxicating compounds

13. Reckless homicide or reckless homicide of an unborn child in which the cause of death consists of the driving of a motor vehicle by a person under the influence of alcohol or any other drug or drugs at the time of the violation.

Exhibit B: Ineligibility by Act

It is important that each applicant work with legal counsel and local State's Attorneys to ensure that the population selected as Redeploy eligible is statutorily eligible for alternatives to incarceration. The information provided here is only meant to be informational, and is not exhaustive or definitive. Each applicant's eligible population will be determined in conjunction with the Adult Redeploy Illinois Oversight Board.

730 ILCS 5/5-5-3 – Dispositions (Unified Code of Corrections)

The following offenses are not eligible for probation and defendant must be sentenced to not less than the minimum term of imprisonment set forth in the Unified Code of Corrections.

1. First degree murder where death penalty not imposed
2. Attempted first degree murder
3. Class X felony
4. Controlled substance trafficking
5. Controlled substance trafficking with intent to deliver to youth under 18 years of age
6. Class 3 controlled substance delivery, manufacturing, or possession with intent to deliver controlled substance or look-a-like substance to someone under 18 years of age
7. Manufacture, deliver, or possess with intent to manufacture or deliver 5 or more grams of heroin, fentanyl, or cocaine or analog thereof
8. Cannabis trafficking
9. Calculated criminal cannabis conspiracy
10. Class 2 or greater felony if previously convicted of Class 2 or greater felony within 10 years
11. Sells, manufactures, carries, or possesses weapons (unlawful use of weapons)
12. Unlawful use of a weapon by a felon or person custody of the Department of Corrections
13. Aggravated unlawful use of a weapon
14. Residential burglary
15. Criminal sexual assault

16. Aggravated battery of a senior citizen
17. A forcible felony if the offense was related to the activities of an organized gang
 - a. Forcible felony includes: first degree murder, second degree murder, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual assault, robbery, burglary, residential burglary, aggravated arson, arson, aggravated kidnapping, kidnapping, aggravated battery resulting in great bodily harm or permanent disability or disfigurement, and any other felony which involves the use or threat of physical force or violence against any individual.
18. Vehicular hijacking
19. A second or subsequent conviction for hate crime (underlying offense felony aggravated assault or felony mob action)
20. A second or subsequent conviction for institutional vandalism (property damage must exceed \$300).
21. Class 3 felony violation of the Firearm Owners Identification Card Act
22. Compelling organization membership of persons
23. Child pornography and aggravated child pornography or pornography involving a person with severe or profound mental illness
24. Residential arson
25. Place of worship arson
26. Gunrunning (sale of three or more guns)
27. Second or subsequent violation of the Methamphetamine Control and Community Protection act
28. A second or subsequent violation of driving with a suspended or revoked license (due to a conviction for reckless homicide)
29. Second or subsequent violation of child pornography statutes.
30. Unlawful purchase of a firearm.
31. Disarming a peace officer or correctional officer

32. A conviction for unlawful possession of a firearm by a street gang member when the firearm was loaded or contained firearm ammunition.
33. Fourth and subsequent convictions of Driving Under the Influence (DUI) as outlined in 615 *ILCS 5/11-501*
34. Class 1 and 2 aggravated DUI offenses

APPENDIX D: Proposal Content Checklist

The following is a detailed listing of what constitutes an acceptable response (application) to the RFP.

ELIGIBILITY DETERMINATION

Is the applicant agency a county unit of government? Yes No

Is this a multijurisdictional partnership? Yes No

APPLICATION FORMAT

- Cover letter signed by authorized official
- Abstract
- Completed Standard Plan Template
- Signature page of compliance with the ARRA JAG requirements
- One (1) clearly identified original application
- Five (5) complete copies