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# WHAT IS IN THE #ILBREATHEACT?

PART 1 OF 4

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# THE ILBREATHACT WILL:

1. **Create** Systems of Accountability & Transparency Around Policing
2. **Demilitarize & Reduce** Police Power & Interaction
3. **End** the Carceral State, and Repair Criminal-Legal System Harms
4. **Redistribute** Resources to Build Healthy, Sustainable & Equitable Communities for All People

Chicago's police  
budget for 2020 was

**\$1,760,000,000**

out of the \$1.8m,

**\$153,000,000**

was set aside for **lawsuits  
& police misconduct**

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# SECTION 1

The bill would establish guidelines for investigations of officer-involved shootings/deaths to promote transparency & accountability. It would also reduce barriers to file lawsuits in response to racial profiling & deprivation of rights.



- 
- Officers will be **subject to investigation** by 2 non-affiliated officers from a separate law enforcement agency
  - At the conclusion of an investigation, all materials must be **“public record”**
  - A special prosecutor from the Office of the Illinois Attorney General **must be** appointed when the defendant is part of law enforcement



- 
- **Eliminate qualified immunity** of law enforcement officers as a defense to racial profiling and deprivation of rights



**Qualified immunity** limits victims of police violence or misconduct from holding officers accountable when their rights are violated.

- **Eliminate time limitations** in which someone can file a lawsuit for racial profile or deprivation of rights and receive damages

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# WHAT IS IN THE #ILBREATHEACT?

PART 2 OF 4



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Chicago Police  
killed Black  
people

**22x**

the rate of white people  
per population from  
2013-2020

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## SECTION 2

The bill would demilitarize the police and reduce funding, prohibit excessive use of force, maintain systems of accountability, and reduce police interaction.



- 
- Stricter policies around hiring and firing police officers for **gross misconduct**
  - **Repeal** the police officer Bill of Rights which protects law enforcement from investigation and prosecution
  - Will not allow the use of state prisons & jails and other state-led organizations to detain or arrest persons for **immigration and enforcement** purposes.



- 
- Allocate funds & develop a non-law enforcement team trained in behavioral health to respond to **mental health crises**
  - Require **trauma-informed training** for all call-takers, dispatchers, supervisors to respond to individuals in crisis



- Establish a state community public agency that will conduct research and come up with **alternatives to incarceration**

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# WHAT IS IN THE #ILBREATHEACT?

PART 3 OF 4

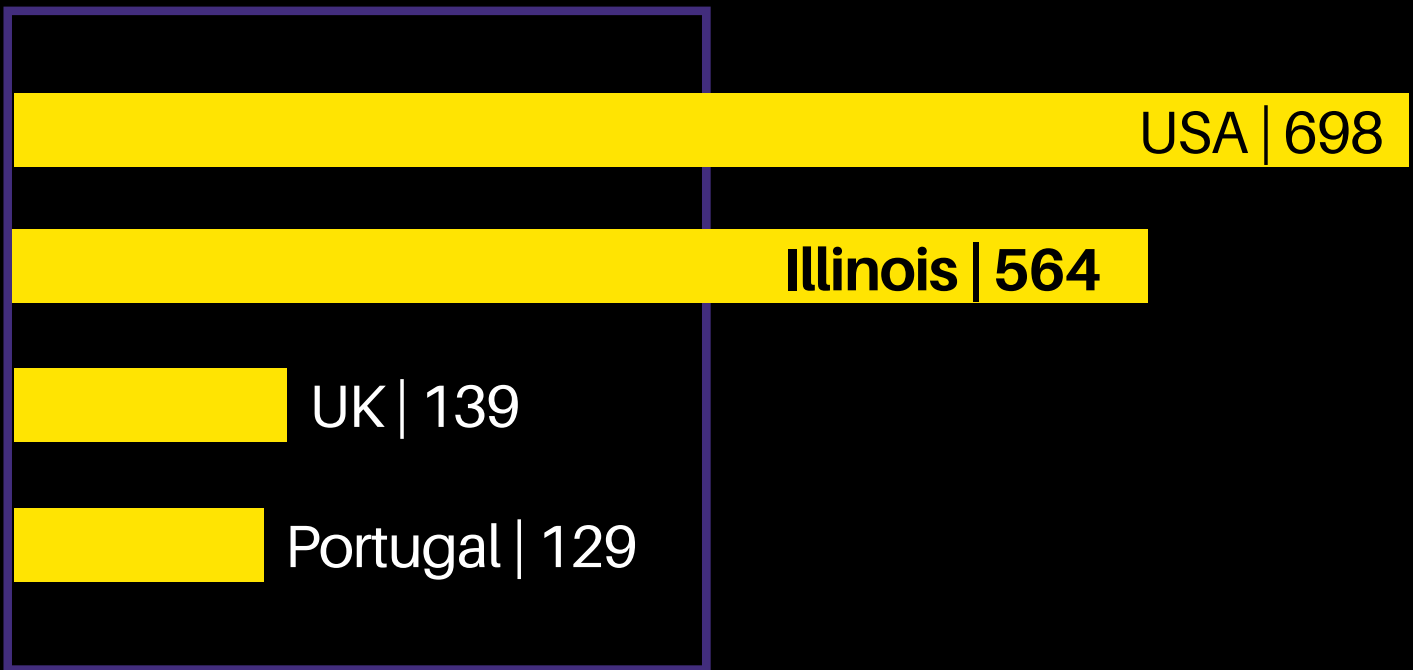
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# ILLINOIS HAS AN INCARCERATION RATE OF **564** PER **100,000** PEOPLE



Incarceration rates per 100,000 population

## SECTION 3

This bill would directly make changes to the federal criminal-legal system, including changes to the policing, prosecution, sentencing, and jailing practices that have disproportionately criminalized Black and Brown communities, LGBTQIA+ people, Indigenous people, and people with disabilities.



- **Eliminate** the use of electronic monitoring (like ankle monitors, smartphone applications & any other tool used to track location)
- Abolish mandatory minimum sentencing
- **End life sentences**
- Stop the construction of new prisons, jails, and youth correctional centers
- Develop a plan to **close all federal prisons & immigration detention centers**



- Immediate **resentencing & early sentence termination** for any person who was convicted solely of a drug offense
- Create a **Decriminalization Commission** to review the State criminal code and publish a report outlining recommendations
- **Decriminalize and retroactively expunge drug offenses**
- Repeal the Statewide Gang Database Act



The **Gang Database** is intelligence information that is collected by law enforcement through the systematic disproportionate labeling of Black men and boys as gang members for wearing “gang clothes,” being seen near alleged gang members or just “living in a gang area.”

## SECTION 3 (CONT)

The IL Breathe Act will increase access to legal representation by establishing the Illinois Legal Services Fund & will implement changes to repair and harm done to formerly and currently incarcerated individuals by:

- **Banning solitary confinement**
- Applying the State minimum wage to incarcerated workers
- **Prohibiting body searches,** visual searches, & strip searches
- Prohibiting bans on in-person, contact visits



- **Eliminating the use of restraints** (like restraints that interfere with deaf/hard of hearing people's ability to communicate in ASL)
- Requiring all State and local occupational licensing boards to adopt **fair chance licensing**
- Allowing **all incarcerated individuals to vote**
- Reducing the burden of legal financial burdens through **debt forgiveness, fee cuts, and caps on penalties**



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Laquan McDonald | Myles Frazier | Harith L. Augustus | Maurice  
Garritt | Maurice  
Granberry | Warren  
Chatman | Warren  
Robinson | Jeffery Kemp | Sharrell Brown | Kajuan Raye |  
Christian Green | Desean Pittman | Paul O'Neal | Jeremy  
Grayson | Aaron Brandon | Corsean Lewis | Alfontish  
Cockerham | Jeffery McCallum | Rafael Cruz Jr. | James  
Anderson | Antwon Johnson | Ronald Johnson | Terrance  
Harris | Rickey Rozelle | Ryan Rogers | Juan Flores | Brayant  
Alvarez | Luis  
Vasquez | Harris |  
Heriberto | Ocon Jr.  
| Miguel Vega | Quintonio  
Legrier | Michael Myers | Corsean Lewis | Rafael Cruz Jr. |  
Terrance Gilbert | Guadalupe Aguilar | Thomas McGinty |  
Sarge Junior | Tyree Davis | Thomas McGinty | Sarge Junior  
| Steven Isby | Dominique Franklin Jr. | Veronica Rizzo-  
Acevedo | Aquoness Cathery | Marc Nevarez | Ronald  
Arrington | Michelle Robey | Gary Smith | Mark Garcia |  
Quintec Locke | Pierre Loury | Malcolm Franklin | Michael  
Westley | Eugene McSwain | Angelique Styles | Terrell  
Eason | Martice Milliner | Tywon Jones |

**FROM 2013-2020, THE CHICAGO POLICE  
DEPARTMENT KILLED 82 PEOPLE**

**DO YOU KNOW  
THEIR NAMES?**

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# SECTION 4

The ILBreatheAct will redistribute resources to repair harm from police violence and the War on Drugs by:

- Establishing 2 **independent Reparations Commissions** for people affected by Illinois Police misconduct & the War on Drugs. Both reparations Fund will begin by February 1, 2022
- Amending the Cannabis Regulation and Tax Act to further **promote equity**



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# SECTION 4 (CONT)

The ILBreatheAct will incentivize decarceration and subsidize non-punitive, community-led approaches to public safety by:

- Creating **The Community Public Safety Agency** that will provide grants to community organizations that use non-carceral resolutions to public safety
- Meeting the needs of criminalized groups & improving safety in local communities through:
  - Non-carceral accountability & crisis intervention
  - Violence reduction
  - Public health
  - Housing
  - Healing
  - Reentry



- Creating grant programs to foster **community-led initiatives** pursuing environmental & climate justice, housing justice, economic justice, education justice, and health & family justice
- Creating grant programs to incentivize **closure of detention facilities** (like local jails, youth prisons, & juvenile detention facilities)
- Supporting youth-led violence reduction organizations & implementing the **Peace Book**

The **Peace Book** is a public safety resource that highlights ways in which to repair harm & stop violence in communities most affected by gun violence without resorting to the criminal legal system



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