



# COOK COUNTY STATE'S ATTORNEY'S OFFICE RESENTENCING INITIATIVE

In July 2021, Governor Pritzker signed Senate Bill 2129 (SB 2129), which allows prosecutors, at their discretion, to motion a sentencing judge or their successor to resentence incarcerated persons whose original sentence no longer advances the interests of justice. Upon receipt of a motion for resentencing, sentencing judges may, at their discretion, resentence an incarcerated person to a lesser sentence. Under SB 2129, all victims will be afforded the rights outlined in the Rights of Crime Victims and Witnesses Act. The law is effective January 1, 2022.

In the interests of public safety and justice, the Cook County State's Attorney's Office (CCSAO) will utilize the law to review cases and identify incarcerated persons with sentences that may fall into the categories outlined below. **This process is known as the CCSAO Resentencing Initiative.**

## Eligibility Criteria

The general criteria for the Resentencing Initiative will evolve over time with the expansion of types of cases eligible for review. The CCSAO will assess the criteria regularly to determine when expansion is warranted.

The CCSAO is currently in Priority Tier/Phase 1, which includes the following criteria:

- Persons who have served at least 10 years of a sentence for a drug-related offense.
- Persons who are currently age 65 or older and have served at least 20 years for a non-sex and non-homicide offense.
- Persons who were under 21 at the time of their offense and have served at least 15 years for a non-sex and non-homicide offense.
- Persons who have served at least 10 years for a theft/robbery/burglary offense.

The CCSAO cannot request resentencing for people who have not served at least the minimum sentence for their crime(s) and/or are currently serving mandatory sentences, such as mandatory life sentences.

## FOR MORE INFORMATION



[www.cookcountystatesattorney.org/resources/resentencing-initiative](http://www.cookcountystatesattorney.org/resources/resentencing-initiative)



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