



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB1464

Introduced 1/29/2019, by Rep. Lawrence Walsh, Jr.

SYNOPSIS AS INTRODUCED:

50 ILCS 515/5

Amends the Local Government Energy Conservation Act. Changes the definition of "unit of local government" to be consistent with the Illinois Constitution's definition, except that "unit of local government" also includes a school district as used in the Act. Effective immediately.

LRB101 04054 AWJ 49062 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Local Government Energy Conservation Act is
5 amended by changing Section 5 as follows:

6 (50 ILCS 515/5)

7 Sec. 5. Definitions. As used in this Act, unless the
8 context clearly requires otherwise:

9 "Energy conservation measure" means any improvement,
10 repair, alteration, or betterment of any building or facility
11 owned or operated by a unit of local government or any
12 equipment, fixture, or furnishing to be added to or used in any
13 such building or facility, subject to all applicable building
14 codes, that is designed to reduce energy consumption or
15 operating costs, and may include, without limitation, one or
16 more of the following:

17 (1) Insulation of the building structure or systems
18 within the building.

19 (2) Storm windows or doors, caulking or
20 weatherstripping, multiglazed windows or doors, heat
21 absorbing or heat reflective glazed and coated window or
22 door systems, additional glazing, reductions in glass
23 area, or other window and door system modifications that

1 reduce energy consumption.

2 (3) Automated or computerized energy control systems.

3 (4) Heating, ventilating, or air conditioning system
4 modifications or replacements.

5 (5) Replacement or modification of lighting fixtures
6 to increase the energy efficiency of the lighting system
7 without increasing the overall illumination of a facility,
8 unless an increase in illumination is necessary to conform
9 to the applicable State or local building code for the
10 lighting system after the proposed modifications are made.

11 (6) Energy recovery systems.

12 (7) Energy conservation measures that provide
13 long-term operating cost reductions.

14 "Guaranteed energy savings contract" means a contract for:
15 (i) the implementation of an energy audit, data collection, and
16 other related analyses preliminary to the undertaking of energy
17 conservation measures; (ii) the evaluation and recommendation
18 of energy conservation measures; (iii) the implementation of
19 one or more energy conservation measures; and (iv) the
20 implementation of project monitoring and data collection to
21 verify post-installation energy consumption and energy-related
22 operating costs. The contract shall provide that all payments,
23 except obligations on termination of the contract before its
24 expiration, are to be made over time and that the savings are
25 guaranteed to the extent necessary to pay the costs of the
26 energy conservation measures. Energy savings may include

1 energy reduction and offsetting sources of renewable energy
2 funds including renewable energy credits and carbon credits.

3 "Qualified provider" means a person or business whose
4 employees are experienced and trained in the design,
5 implementation, or installation of energy conservation
6 measures. The minimum training required for any person or
7 employee under this paragraph shall be the satisfactory
8 completion of at least 40 hours of course instruction dealing
9 with energy conservation measures. A qualified provider to whom
10 the contract is awarded shall give a sufficient bond to the
11 unit of local government for its faithful performance.

12 "Request for proposals" means a competitive selection
13 achieved by negotiated procurement. The request for proposals
14 shall be announced through at least one public notice, at least
15 14 days before the request date in a newspaper published in the
16 territory comprising the unit of local government or, if no
17 newspaper is published in that territory, in a newspaper of
18 general circulation in the area of the unit of local
19 government, from a unit of local government that will
20 administer the program, requesting innovative solutions and
21 proposals for energy conservation measures. Proposals
22 submitted shall be sealed. The request for proposals shall
23 include all of the following:

24 (1) The name and address of the unit of local
25 government.

26 (2) The name, address, title, and phone number of a

1 contact person.

2 (3) Notice indicating that the unit of local government
3 is requesting qualified providers to propose energy
4 conservation measures through a guaranteed energy savings
5 contract.

6 (4) The date, time, and place where proposals must be
7 received.

8 (5) The evaluation criteria for assessing the
9 proposals.

10 (6) Any other stipulations and clarifications the unit
11 of local government may require.

12 "Unit of local government" includes any unit of local
13 government as defined in the Illinois Constitution of 1970 and
14 also includes a school district ~~means a county, township,~~
15 ~~municipality, or park district.~~

16 (Source: P.A. 96-1197, eff. 7-22-10.)

17 Section 99. Effective date. This Act takes effect upon
18 becoming law.