

SB1240



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB1240

Introduced 2/7/2017, by Sen. James F. Clayborne, Jr.

SYNOPSIS AS INTRODUCED:

220 ILCS 5/5-117

Amends the Public Utilities Act. Requires all local exchange telecommunications carriers with at least 35,000 subscriber access lines, any person or entity providing cable service or video service, and any wireless telephone carrier and internet service provider serving Illinois residents to submit an annual report concerning procurement goals and actual spending for female-owned, minority-owned, veteran-owned, and small business enterprises. Effective immediately.

LRB100 08792 RJF 18931 b

A BILL FOR

1 AN ACT concerning regulation.

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

4 Section 5. The Public Utilities Act is amended by changing
5 Section 5-117 as follows:

6 (220 ILCS 5/5-117)

7 (Text of Section before amendment by P.A. 99-906)

8 Sec. 5-117. Supplier diversity goals.

9 (a) The public policy of this State is to collaboratively
10 work with companies that serve Illinois residents to improve
11 their supplier diversity in a non-antagonistic manner.

12 (b) The Commission shall require all gas, electric, and
13 water companies with at least 100,000 customers under its
14 authority to submit an annual report by April 15, 2015 and
15 every April 15 thereafter, in a searchable Adobe PDF format, on
16 all procurement goals and actual spending for female-owned,
17 minority-owned, veteran-owned, and small business enterprises
18 in the previous calendar year. These goals shall be expressed
19 as a percentage of the total work performed by the entity
20 submitting the report, and the actual spending for all
21 female-owned, minority-owned, veteran-owned, and small
22 business enterprises shall also be expressed as a percentage of
23 the total work performed by the entity submitting the report.

1 The provisions of this subsection (b) regarding the submission
2 of an annual report on procurement goals and actual spending
3 shall also apply to all local exchange telecommunications
4 carriers with at least 35,000 subscriber access lines, any
5 person or entity providing cable service or video service, as
6 defined in Section 21-201 of this Act, and any wireless
7 telephone carrier and internet service provider serving
8 Illinois residents.

9 (c) Each participating company in its annual report shall
10 include the following information:

11 (1) an explanation of the plan for the next year to
12 increase participation;

13 (2) an explanation of the plan to increase the goals;

14 (3) the areas of procurement each company shall be
15 actively seeking more participation in in the next year;

16 (4) an outline of the plan to alert and encourage
17 potential vendors in that area to seek business from the
18 company;

19 (5) an explanation of the challenges faced in finding
20 quality vendors and offer any suggestions for what the
21 Commission could do to be helpful to identify those
22 vendors;

23 (6) a list of the certifications the company
24 recognizes;

25 (7) the point of contact for any potential vendor who
26 wishes to do business with the company and explain the

1 process for a vendor to enroll with the company as a
2 minority-owned, women-owned, or veteran-owned company; and

3 (8) any particular success stories to encourage other
4 companies to emulate best practices.

5 (d) Each annual report shall include as much State-specific
6 data as possible. If the submitting entity does not submit
7 State-specific data, then the company shall include any
8 national data it does have and explain why it could not submit
9 State-specific data and how it intends to do so in future
10 reports, if possible.

11 (e) Each annual report shall include the rules,
12 regulations, and definitions used for the procurement goals in
13 the company's annual report.

14 (f) The Commission and all participating entities shall
15 hold an annual workshop open to the public in 2015 and every
16 year thereafter on the state of supplier diversity to
17 collaboratively seek solutions to structural impediments to
18 achieving stated goals, including testimony from each
19 participating entity as well as subject matter experts and
20 advocates. The Commission shall publish a database on its
21 website of the point of contact for each participating entity
22 for supplier diversity, along with a list of certifications
23 each company recognizes from the information submitted in each
24 annual report. The Commission shall publish each annual report
25 on its website and shall maintain each annual report for at
26 least 5 years.

1 (Source: P.A. 98-1056, eff. 8-26-14.)

2 (Text of Section after amendment by P.A. 99-906)

3 Sec. 5-117. Supplier diversity goals.

4 (a) The public policy of this State is to collaboratively
5 work with companies that serve Illinois residents to improve
6 their supplier diversity in a non-antagonistic manner.

7 (b) The Commission shall require all gas, electric, and
8 water companies with at least 100,000 customers under its
9 authority, as well as suppliers of wind energy, solar energy,
10 hydroelectricity, nuclear energy, and any other supplier of
11 energy within this State, to submit an annual report by April
12 15, 2015 and every April 15 thereafter, in a searchable Adobe
13 PDF format, on all procurement goals and actual spending for
14 female-owned, minority-owned, veteran-owned, and small
15 business enterprises in the previous calendar year. These goals
16 shall be expressed as a percentage of the total work performed
17 by the entity submitting the report, and the actual spending
18 for all female-owned, minority-owned, veteran-owned, and small
19 business enterprises shall also be expressed as a percentage of
20 the total work performed by the entity submitting the report.
21 The provisions of this subsection (b) regarding the submission
22 of an annual report on procurement goals and actual spending
23 shall also apply to all local exchange telecommunications
24 carriers with at least 35,000 subscriber access lines, any
25 person or entity providing cable service or video service, as

1 defined in Section 21-201 of this Act, and any wireless
2 telephone carrier and internet service provider serving
3 Illinois residents.

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12 potential vendors in that area to seek business from the
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15 quality vendors and offer any suggestions for what the
16 Commission could do to be helpful to identify those
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24 (8) any particular success stories to encourage other
25 companies to emulate best practices.

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1 data as possible. If the submitting entity does not submit
2 State-specific data, then the company shall include any
3 national data it does have and explain why it could not submit
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19 annual report. The Commission shall publish each annual report
20 on its website and shall maintain each annual report for at
21 least 5 years.

22 (Source: P.A. 98-1056, eff. 8-26-14; 99-906, eff. 6-1-17.)

23 Section 95. No acceleration or delay. Where this Act makes
24 changes in a statute that is represented in this Act by text
25 that is not yet or no longer in effect (for example, a Section

1 represented by multiple versions), the use of that text does
2 not accelerate or delay the taking effect of (i) the changes
3 made by this Act or (ii) provisions derived from any other
4 Public Act.

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.