



Sen. Michael E. Hastings

Filed: 5/28/2021

10200HB3437sam002

LRB102 14622 CPF 27230 a

1 AMENDMENT TO HOUSE BILL 3437

2 AMENDMENT NO. _____. Amend House Bill 3437, AS AMENDED,
3 with reference to page and line numbers of Senate Amendment
4 No. 1, on page 4, line 21, by replacing "2023" with "2025"; and

5 on page 5, line 2, by replacing "\$2,500" with "\$3,500"; and

6 on page 18, line 16, after "program", by inserting ", labor
7 organization,"; and

8 on page 20, by replacing line 19 with the following:

9 "(2) A report submitted by a labor organization that
10 provides workers in high-hazard facilities shall contain
11 the following information:

12 (A) A description of the labor organization's
13 recruitment efforts and screening efforts and a
14 general description of training efforts.

15 (B) The number of workers provided to work in

1 high-hazard facilities in the prior calendar year,
2 broken down by race, ethnicity, gender, jurisdiction,
3 apprentice or journey person level, age, and veteran
4 status.

5 (C) The demographic data of the county where the
6 labor organization is located.

7 (D) A statement of the labor organization's
8 minimum diversity goal, which shall equal the
9 demographic makeup of its jurisdiction, and whether
10 the demographic makeup of the workers provided by the
11 labor organization to work at the high-hazard facility
12 is meeting that goal.

13 (E) An action plan to increase or maintain
14 diversity to meet or exceed the stated minimum
15 diversity goal. An action plan may include, but is not
16 limited to, taking the following actions if the
17 diversity goal is not met:

18 (i) Providing information on this Act for all
19 high schools and field offices of the Department
20 of Employment Security in the jurisdiction.

21 (ii) Entering into a joint agreement with the
22 Department of Employment Security for outreach and
23 employment services.

24 (iii) Entering into a joint agreement with
25 educational institutions or approved Illinois
26 Works Preapprenticeship Programs established under

1 subsection (a) of Section 20-15 of the Illinois
2 Works Jobs Program Act in the jurisdiction to
3 enhance recruitment efforts.

4 (iv) Evaluating and eliminating experience
5 requirements that may pose barriers to recruiting
6 or admitting diverse individuals as apprentices
7 when feasible.

8 (3) A report submitted by a contractor who employs";
9 and

10 on page 22, by replacing lines 25 and 26 with the following:
11 "program providing workers in a high-hazard facility, labor
12 organization providing workers in a high-hazard facility, or
13 the contractor operating at a high-hazard facility made any
14 misrepresentation in its annual report or failed to"; and

15 on page 23, line 3, by replacing "paragraph (5) of subsection
16 (a)" with "subparagraph (E) of paragraph (3) of subsection
17 (a)"; and

18 on page 23, by replacing line 9 with the following:
19 "Department for investigation, audit, and enforcement.

20 The Department may conduct investigations and audits in
21 connection with the administration and enforcement of this
22 Act. The Department shall conduct routine audits of the
23 reports submitted under subsection (a) on a rolling basis and

1 at least once every 3 years. The Department shall also conduct
2 an audit upon receipt of a referral of a suspected violation
3 from the Department of Commerce and Economic Opportunity. When
4 conducting an audit or investigation under this Act, an
5 officer or employee of the Department may inspect records
6 deemed by the Department to be related to the requirements of
7 this Act. The Director or his or her representative may
8 compel, by subpoena, the attendance and testimony of witnesses
9 and the production of books, payrolls, records, papers, and
10 other evidence in any investigation and may administer oaths
11 to witnesses."; and

12 on page 23, line 19, after the period, by inserting "For a
13 labor organization, the jurisdiction is the Illinois county
14 where the labor organization is located."; and

15 on page 27, line 19, after "2023", by inserting ", except that
16 Article 1 and Section 15-10 take effect January 1, 2025".