

1 AN ACT concerning State government.

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

4 Section 5. The Energy Transition Act is amended by
5 changing Section 5-40 as follows:

6 (20 ILCS 730/5-40)

7 (Section scheduled to be repealed on September 15, 2045)

8 Sec. 5-40. Illinois Climate Works Preapprenticeship
9 Program.

10 (a) Subject to appropriation, the Department shall
11 develop, and through Regional Administrators administer, the
12 Illinois Climate Works Preapprenticeship Program. The goal of
13 the Illinois Climate Works Preapprenticeship Program is to
14 create a network of hubs throughout the State that will
15 recruit, prescreen, and provide preapprenticeship skills
16 training, for which participants may attend free of charge and
17 receive a stipend, to create a qualified, diverse pipeline of
18 workers who are prepared for careers in the construction and
19 building trades and clean energy jobs opportunities therein.
20 Upon completion of the Illinois Climate Works
21 Preapprenticeship Program, the candidates will be connected to
22 and prepared to successfully complete an apprenticeship
23 program.

1 (b) Each Climate Works Hub that receives funding from the
2 Energy Transition Assistance Fund shall provide an annual
3 report to the Illinois Works Review Panel by April 1 of each
4 calendar year. The annual report shall include the following
5 information:

6 (1) a description of the Climate Works Hub's
7 recruitment, screening, and training efforts, including a
8 description of training related to construction and
9 building trades opportunities in clean energy jobs;

10 (2) the number of individuals who apply to,
11 participate in, and complete the Climate Works Hub's
12 program, broken down by race, gender, age, and veteran
13 status;

14 (3) the number of the individuals referenced in
15 paragraph (2) of this subsection who are initially
16 accepted and placed into apprenticeship programs in the
17 construction and building trades; and

18 (4) the number of individuals referenced in paragraph
19 (2) of this subsection who remain in apprenticeship
20 programs in the construction and building trades or have
21 become journeymen one calendar year after their placement,
22 as referenced in paragraph (3) of this subsection.

23 (c) Subject to appropriation, the Department shall provide
24 funding to 3 Climate Works Hubs throughout the State,
25 including one to the Illinois Department of Transportation
26 Region 1, one to the Illinois Department of Transportation

1 Regions 2 and 3, and one to the Illinois Department of
2 Transportation Regions 4 and 5. Climate Works Hubs shall be
3 awarded grants in multi-year increments not to exceed 36
4 months with the opportunity for grant renewal and modification
5 for subsequent years. The Department shall initially select a
6 community-based provider in each region and shall subsequently
7 select a community-based provider in each region every 3
8 years.

9 (d) Each Climate Works Hub that receives funding from the
10 Energy Transition Assistance Fund shall: ~~The Climate Works~~
11 ~~Hubs shall recruit, prescreen, and provide preapprenticeship~~
12 ~~training to equity investment eligible persons. This training~~
13 ~~shall include information related to opportunities and~~
14 ~~certifications relevant to clean energy jobs in the~~
15 ~~construction and building trades.~~

16 (1) recruit, prescreen, and provide preapprenticeship
17 training to equity investment eligible persons;

18 (2) provide training information related to
19 opportunities and certifications relevant to clean energy
20 jobs in the construction and building trades; and

21 (3) provide preapprentices with stipends not less than
22 the State minimum wage unless a higher wage is required by
23 a locality where the preapprenticeship training program is
24 sited.

25 (d-5) Priority shall be given to Climate Works Hubs that
26 have an agreement with North American Building Trades Unions

1 (NABTU) to utilize the Multi-Craft Core Curriculum or
2 successor curriculums.

3 (e) Funding for the Program is subject to appropriation
4 from the Energy Transition Assistance Fund.

5 (f) The Department shall adopt any rules deemed necessary
6 to implement this Section.

7 (Source: P.A. 102-662, eff. 9-15-21.)

8 Section 10. The Public Utilities Act is amended by
9 changing Sections 5-117 and 16-108.30 and by adding Section
10 16-111.11 as follows:

11 (220 ILCS 5/5-117)

12 Sec. 5-117. Supplier diversity goals.

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

16 (b) The Commission shall require all gas, electric, and
17 water utilities ~~companies~~ with at least 100,000 customers
18 under its authority, ~~as well as suppliers of wind energy,~~
19 ~~solar energy, hydroelectricity, nuclear energy, and any other~~
20 ~~supplier of energy within this State,~~ to submit an annual
21 report by April 15, 2015 and every April 15 thereafter, in a
22 searchable Adobe PDF format, on all procurement goals and
23 actual spending for female-owned, minority-owned,
24 veteran-owned, and small business enterprises in the previous

1 calendar year. These goals shall be expressed as a percentage
2 of the total work performed by the entity submitting the
3 report, and the actual spending for all female-owned,
4 minority-owned, veteran-owned, and small business enterprises
5 shall also be expressed as a percentage of the total work
6 performed by the entity submitting the report.

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

9 (1) an explanation of the plan for the next year to
10 increase participation;

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

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

14 (3.5) a buying plan for the specific goods and
15 services the company intends to buy in the next 6 to 18
16 months, including any procurement codes used by the
17 company, to assist entrepreneurs and diverse companies to
18 understand upcoming opportunities to work with the
19 company;

20 (4) an outline of the plan to alert and encourage
21 potential vendors in that area to seek business from the
22 company;

23 (5) an explanation of the challenges faced in finding
24 quality vendors and offer any suggestions for what the
25 Commission could do to be helpful to identify those
26 vendors;

1 (6) a list of the certifications the company
2 recognizes;

3 (7) the point of contact for any potential vendor who
4 wishes to do business with the company and explain the
5 process for a vendor to enroll with the company as a
6 minority-owned, women-owned, or veteran-owned company; and

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

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

15 (e) Each annual report shall include the rules,
16 regulations, and definitions used for the procurement goals in
17 the company's annual report.

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

1 each company recognizes from the information submitted in each
2 annual report. The Commission shall publish each annual report
3 on its website and shall maintain each annual report for at
4 least 5 years.

5 (Source: P.A. 102-558, eff. 8-20-21; 102-662, eff. 9-15-21;
6 102-673, eff. 11-30-21.)

7 (220 ILCS 5/16-108.30)

8 Sec. 16-108.30. Energy Transition Assistance Fund.

9 (a) The Energy Transition Assistance Fund is hereby
10 created as a special fund in the State Treasury. The Energy
11 Transition Assistance Fund is authorized to receive moneys
12 collected pursuant to this Section. Subject to appropriation,
13 the Department of Commerce and Economic Opportunity shall use
14 moneys from the Energy Transition Assistance Fund consistent
15 with the purposes of this Act.

16 (b) An electric utility serving more than 500,000
17 customers in the State shall assess an energy transition
18 assistance charge on all its retail customers for the Energy
19 Transition Assistance Fund. The utility's total charge shall
20 be set based upon the value determined by the Department of
21 Commerce and Economic Opportunity pursuant to subsection (d)
22 or (e), as applicable, of Section 605-1075 of the Department
23 of Commerce and Economic Opportunity Law of the Civil
24 Administrative Code of Illinois. For each utility, the charge
25 shall be recovered through a single, uniform cents per

1 kilowatt-hour charge applicable to all retail customers. For
2 each utility, the charge shall not exceed 1.3% of the amount
3 paid per kilowatthour by eligible retail ~~those~~ customers
4 during the year ending May 31, 2009.

5 (c) Within 75 days of the effective date of this
6 amendatory Act of the 102nd General Assembly, each electric
7 utility serving more than 500,000 customers in the State shall
8 file with the Illinois Commerce Commission tariffs
9 incorporating the energy transition assistance charge in other
10 charges stated in such tariffs, which energy transition
11 assistance charges shall become effective no later than the
12 beginning of the first billing cycle that begins on or after
13 January 1, 2022. Each electric utility serving more than
14 500,000 customers in the State shall, prior to the beginning
15 of each calendar year starting with calendar year 2023, file
16 with the Illinois Commerce Commission tariff revisions to
17 incorporate annual revisions to the energy transition
18 assistance charge as prescribed by the Department of Commerce
19 and Economic Opportunity pursuant to Section 605-1075 of the
20 Department of Commerce and Economic Opportunity Law of the
21 Civil Administrative Code of Illinois so that such revision
22 becomes effective no later than the beginning of the first
23 billing cycle in each respective year.

24 (d) The energy transition assistance charge shall be
25 considered a charge for public utility service.

26 (e) By the 20th day of the month following the month in

1 which the charges imposed by this Section were collected, each
2 electric utility serving more than 500,000 customers in the
3 State shall remit to Department of Revenue all moneys received
4 as payment of the energy transition assistance charge on a
5 return prescribed and furnished by the Department of Revenue
6 showing such information as the Department of Revenue may
7 reasonably require. If a customer makes a partial payment, a
8 public utility may apply such partial payments first to
9 amounts owed to the utility. No customer may be subjected to
10 disconnection of his or her utility service for failure to pay
11 the energy transition assistance charge.

12 If any payment provided for in this subsection exceeds the
13 electric utility's liabilities under this Act, as shown on an
14 original return, the Department may authorize the electric
15 utility to credit such excess payment against liability
16 subsequently to be remitted to the Department under this Act,
17 in accordance with reasonable rules adopted by the Department.

18 All the provisions of Sections 4, 5, 5a, 5b, 5c, 5d, 5e,
19 5f, 5g, 5i, 5j, 6, 6a, 6b, 6c, 7, 8, 9, 10, 11, 11a, 12, and 13
20 of the Retailers' Occupation Tax Act that are not inconsistent
21 with this Act apply, as far as practicable, to the charge
22 imposed by this Act to the same extent as if those provisions
23 were included in this Act. References in the incorporated
24 Sections of the Retailers' Occupation Tax Act to retailers, to
25 sellers, or to persons engaged in the business of selling
26 tangible personal property mean persons required to remit the

1 charge imposed under this Act.

2 (f) The Department of Revenue shall deposit into the
3 Energy Transition Assistance Fund all moneys remitted to it in
4 accordance with this Section.

5 (g) The Department of Revenue may establish such rules as
6 it deems necessary to implement this Section.

7 (h) The Department of Commerce and Economic Opportunity
8 may establish such rules as it deems necessary to implement
9 this Section.

10 (Source: P.A. 102-662, eff. 9-15-21.)

11 (220 ILCS 5/16-111.11 new)

12 Sec. 16-111.11. Supplier diversity reporting for
13 non-utilities.

14 (a) The following entities shall submit an annual supplier
15 diversity report to the Commission for a given year:

16 (1) entities that received a contract to provide more
17 than 10,000 renewable energy credits approved by the
18 Commission in a given year pursuant to subparagraph (iii)
19 of paragraph (5) of subsection (b) of Section 16-111.5;

20 (2) entities that received a contract to provide more
21 than 10,000 renewable energy credits approved by the
22 Commission in a given year pursuant to subsection (e) of
23 Section 16-111.5;

24 (3) alternative retail electric suppliers that have
25 yearly sales in the State of 1,000,000,000 kilowatt hours

1 or more, and alternative gas suppliers as defined in
2 Section 19-105 that have yearly sales in the State of
3 1,000,000 dekatherms or more;

4 (4) entities constructing or operating an HVDC
5 transmission line as defined in Section 1-10 of the
6 Illinois Power Agency Act or entities constructing or
7 operating transmission facilities under a certificate of
8 public convenience and necessity issued pursuant to
9 subsection (b-5) of Section 8-406;

10 (5) entities installing more than 100 energy
11 efficiency measures with a certificate approved by the
12 Commission pursuant to Section 16-128B; and

13 (6) other suppliers of electricity generated from any
14 resource, including, but not limited to, hydro, nuclear,
15 coal, natural gas, and any other supplier of energy within
16 this State.

17 (b) An annual report filed pursuant to this Section shall
18 be filed on an electronic form as designed by the Commission by
19 June 1, 2023 and every June 1 thereafter, in a searchable Adobe
20 PDF format, on all procurement goals and actual spending for
21 women-owned businesses, minority-owned businesses,
22 veteran-owned businesses, and small business enterprises in
23 the previous calendar year related to the performance of
24 obligations in the State of the contracts of licenses listed
25 in subsection (a). These goals shall be expressed as a
26 percentage of the total work performed by the entity

1 submitting the report. The actual spending for all women-owned
2 businesses, minority-owned businesses, veteran-owned
3 businesses, and small business enterprises shall also be
4 expressed as a percentage of the total work performed by the
5 entity submitting the report. Notwithstanding any provision of
6 law to the contrary, any entity with obligations related to
7 equity eligible actions pursuant to the Illinois Power Agency
8 Act may express such goals and spending in those terms.

9 Each participating entity in its annual report shall
10 include the following information related to the entity's
11 operations in the State related to the certificates or
12 activities listed in subsection (a):

13 (1) an explanation of the plan for the next year to
14 increase participation;

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

16 (3) the areas of procurement each entity shall be
17 actively seeking more participation in the next year;

18 (4) an outline of the plan to alert and encourage
19 potential vendors in that area to seek business from the
20 entity;

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

25 (6) a list of the certifications the entity
26 recognizes;

1 (7) the point of contact for any potential vendor who
2 wants to do business with the entity and explain the
3 process for a vendor to enroll with the company as a
4 minority-owned, women-owned, or veteran-owned company; and

5 (8) any particular success stories to encourage other
6 entities to emulate best practices.

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

13 (d) Each annual report shall include the rules,
14 regulations, and definitions used for the procurement goals in
15 the entity's annual report.

16 (e) Each annual report filed or submitted under this
17 Section shall be submitted with the Commission. The Commission
18 shall not be required or authorized to compel production of
19 any report under this Section. The Commission shall hold an
20 annual workshop open to the public in 2024 and every year
21 thereafter on the state of supplier diversity to
22 collaboratively seek solutions to structural impediments to
23 achieving stated goals, including testimony from participating
24 entities as well as subject matter experts and advocates in a
25 non-antagonistic manner. The Commission shall invite all
26 entities submitting a report pursuant to this Section. The

1 Commission shall publish a database on its website of the
2 point of contact for each participating entity for supplier
3 diversity, along with a list of certifications each company
4 recognizes from the information submitted in each annual
5 report. The Commission shall publish each annual report on its
6 website and shall maintain each annual report for at least 5
7 years.