



Rep. Edgar Gonzalez, Jr.

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10300HB0363ham001

LRB103 03890 DTM 58926 a

1 AMENDMENT TO HOUSE BILL 363

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 363 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Employment of Illinois Workers on Public  
5 Works Act is amended by changing Section 1 and by adding  
6 Section 3.1 as follows:

7 (30 ILCS 570/1) (from Ch. 48, par. 2201)

8 Sec. 1. Definitions. For the purposes of this Act, the  
9 following words have the meanings ascribed to them in this  
10 Section.

11 (1) "Illinois laborer" refers to any person who has  
12 resided in Illinois for at least 30 days and intends to become  
13 or remain an Illinois resident.

14 (2) "A period of excessive unemployment" means any month  
15 immediately following 2 consecutive calendar months during  
16 which the level of unemployment in the State of Illinois has

1 exceeded 5% as measured by the United States Bureau of Labor  
2 Statistics in its monthly publication of employment and  
3 unemployment figures.

4 (3) "Hazardous waste" has the definition ascribed to it in  
5 Section 3.220 of the Illinois Environmental Protection Act,  
6 approved June 29, 1970, as amended.

7 (4) "Interested party" means a person or entity with an  
8 interest in compliance with this Act.

9 (5) "Entity" means any sole proprietor, partnership, firm,  
10 corporation, limited liability company, association, or other  
11 business enterprise; however, the term "entity" does not  
12 include (i) the State of Illinois or its officers, agencies,  
13 or political subdivisions or (ii) the federal government.

14 (6) "Public works" means any fixed work construction or  
15 improvement for the State of Illinois or any political  
16 subdivision of the State if that fixed work construction or  
17 improvement is funded or financed in whole or in part with  
18 State funds or funds administered by the State of Illinois.

19 (7) "Adequate welding standards" means specifications,  
20 guidelines, tests, and other methods used to ensure that all  
21 structural steel welds meet, at minimum, the codes and  
22 standards for such welds established in the welding code.

23 (8) "Certified welding inspector" means a person who is  
24 certified by the American Welding Society to inspect  
25 structural steel welding projects and conduct welder  
26 qualification tests.

1       (9) "Structural steel welding" means structural welds,  
2 weld repair, the structural system, and the welding of all  
3 primary steel members of a structure in accordance with the  
4 welding code. The term does not include welding that is  
5 required by the American Society of Mechanical Engineers to  
6 have its own certification.

7       (10) "Welding code" means the American Welding Society  
8 structural steel welding code D1.1, as in effect on July 1,  
9 2023.

10       (11) "Department" means the Department of Labor.

11 (Source: P.A. 96-929, eff. 6-16-10.)

12 (30 ILCS 570/3.1 new)

13       Sec. 3.1. Contractors. A contractor whose workers are  
14 welding the structural steel on a public works project shall  
15 ensure that all of the following occur:

16       (1) the workers performing the structural steel  
17 welding have been tested by and hold a valid certification  
18 from a certified welding inspector;

19       (2) the structural steel welding performed for the  
20 project meets adequate welding standards and is listed in  
21 the project's job specifications; and

22       (3) the structural steel welding inspections listed in  
23 the project's job specifications are completed by a  
24 certified welding inspector."