



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB0543

Introduced 01/27/05, by Rep. Elaine Nekritz

SYNOPSIS AS INTRODUCED:

20 ILCS 687/6-6

Amends the Renewable Energy, Energy Efficiency, and Coal Resources Development Law of 1997. Provides that beginning January 1, 2005, electric utilities and electric suppliers annual pro rata contributions to the Energy Efficiency Program shall be assessed from a total amount of \$45,000,000 (currently 3,000,000), the pro rata amount based upon the number of kilowatt-hours sold by each such entity in the 12 months preceding the year of contribution. Effective immediately.

LRB094 03341 RSP 33342 b

FISCAL NOTE ACT
MAY APPLY

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 Renewable Energy, Energy Efficiency, and
5 Coal Resources Development Law of 1997 is amended by changing
6 Section 6-6 as follows:

7 (20 ILCS 687/6-6)

8 (Section scheduled to be repealed on December 16, 2007)

9 Sec. 6-6. Energy efficiency program.

10 (a) From ~~For the year beginning~~ January 1, 1998 through
11 December 31, 2004, ~~and thereafter as provided in this Section,~~
12 each electric utility as defined in Section 3-105 of the Public
13 Utilities Act and each alternative retail electric supplier as
14 defined in Section 16-102 of the Public Utilities Act supplying
15 electric power and energy to retail customers located in the
16 State of Illinois shall contribute annually a pro rata share of
17 a total amount of \$3,000,000 based upon the number of
18 kilowatt-hours sold by each such entity in the 12 months
19 preceding the year of contribution. For the year beginning
20 January 1, 2005, and thereafter as provided in this Section,
21 each electric utility as defined in Section 3-105 of the Public
22 Utilities Act and each alternative retail electric supplier as
23 defined in Section 16-102 of the Public Utilities Act supplying
24 electric power and energy to retail customers located in the
25 State of Illinois shall contribute annually a pro rata share of
26 a total amount of \$45,000,000 based upon the number of
27 kilowatt-hours sold by each such entity in the 12 months
28 preceding the year of contribution. On or before May 1 of each
29 year, the Illinois Commerce Commission shall determine and
30 notify the Department of Commerce and Economic Opportunity
31 ~~Community Affairs~~ of the pro rata share owed by each electric
32 utility and each alternative retail electric supplier based

1 upon information supplied annually to the Illinois Commerce
2 Commission. On or before June 1 of each year, the Department of
3 Commerce and Economic Opportunity ~~Community Affairs~~ shall send
4 written notification to each electric utility and each
5 alternative retail electric supplier of the amount of pro rata
6 share they owe. These contributions shall be remitted to the
7 Department of Revenue on or before June 30 of each year the
8 contribution is due on a return prescribed and furnished by the
9 Department of Revenue showing such information as the
10 Department of Revenue may reasonably require. The funds
11 received pursuant to this Section shall be subject to the
12 appropriation of funds by the General Assembly. The Department
13 of Revenue shall place the funds remitted under this Section in
14 a trust fund, that is hereby created in the State Treasury,
15 called the Energy Efficiency Trust Fund. If an electric utility
16 or alternative retail electric supplier does not remit its pro
17 rata share to the Department of Revenue, the Department of
18 Revenue must inform the Illinois Commerce Commission of such
19 failure. The Illinois Commerce Commission may then revoke the
20 certification of that electric utility or alternative retail
21 electric supplier. The Illinois Commerce Commission may not
22 renew the certification of any electric utility or alternative
23 retail electric supplier that is delinquent in paying its pro
24 rata share.

25 (b) The Department of Commerce and Economic Opportunity
26 ~~Community Affairs~~ shall disburse the moneys in the Energy
27 Efficiency Trust Fund to benefit residential electric
28 customers through projects which the Department of Commerce and
29 Economic Opportunity ~~Community Affairs~~ has determined will
30 promote energy efficiency in the State of Illinois. The
31 Department of Commerce and Economic Opportunity ~~Community~~
32 ~~Affairs~~ shall establish a list of projects eligible for grants
33 from the Energy Efficiency Trust Fund including, but not
34 limited to, supporting energy efficiency efforts for
35 low-income households, replacing energy inefficient windows
36 with more efficient windows, replacing energy inefficient

1 appliances with more efficient appliances, replacing energy
2 inefficient lighting with more efficient lighting, insulating
3 dwellings and buildings, using market incentives to encourage
4 energy efficiency, and such other projects which will increase
5 energy efficiency in homes and rental properties.

6 (c) The Department of Commerce and Economic Opportunity
7 ~~Community Affairs~~ shall establish criteria and an application
8 process for this grant program.

9 (d) The Department of Commerce and Economic Opportunity
10 ~~Community Affairs~~ shall conduct a study of other possible
11 energy efficiency improvements and evaluate methods for
12 promoting energy efficiency and conservation, especially for
13 the benefit of low-income customers.

14 (e) The Department of Commerce and Economic Opportunity
15 ~~Community Affairs~~ shall submit an annual report to the General
16 Assembly evaluating the effectiveness of the projects and
17 programs provided in this Section, and recommending further
18 legislation which will encourage additional development and
19 implementation of energy efficiency projects and programs in
20 Illinois and other actions that help to meet the goals of this
21 Section.

22 (Source: P.A. 92-707, eff. 7-19-02; revised 12-6-03.)

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.