



Rep. Luis Arroyo

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LRB096 04981 HLH 24993 a

1 AMENDMENT TO HOUSE BILL 1471

2 AMENDMENT NO. _____. Amend House Bill 1471 by replacing
3 everything after the enacting clause with the following:

4 "ARTICLE 1

5 Section 1-1. Short title. This Article may be cited as the
6 Illinois Works for Illinoisans Law.

7 Section 1-5. Purpose. The purpose of this Article is to
8 promote the State's interest in the creation and expansion of
9 businesses, particularly those that create well-paying and
10 sustainable jobs for the People of the State of Illinois.

11 Section 1-10. Businesses receiving contracts under a
12 capital plan.

13 (a) If the State adopts a capital plan during the 96th
14 General Assembly, then 60% of the businesses that receive

1 contracts for transportation and infrastructure-related
2 projects under that plan must be located within the State.

3 (b) Notwithstanding any other provision of law, it is
4 established as a goal of the State that, of the workers who are
5 employed on transportation or infrastructure-related projects
6 funded by a capital plan, at least 40% shall be minority
7 persons and at least 10% shall be female. For the purposes of
8 this Section, "minority person" and "female" shall have the
9 same meaning as defined in Section 2 of the Business Enterprise
10 for Minorities, Females, and Persons with Disabilities Act.

11 ARTICLE 2

12 Section 2-1. Short title. This Article may be cited as the
13 Structural Steel Coating Law.

14 Section 2-5. Structural steel coating requirements.

15 (a) All newly constructed State infrastructure that is
16 comprised of structural steel must use a maintenance coating
17 system to address critical corrosion, including crevice
18 corrosion, corrosion between joints and connections, and
19 corrosion involving frozen bearings.

20 (b) Within 90 days after the effective date of this Act,
21 the Illinois Department of Transportation shall commence a
22 study of all bridges within the State that have been in use for
23 at least 5 years prior to the effective date of this Act. The

1 study must address the level of corrosion on each of those
2 bridges and the need for repair or maintenance.

3 ARTICLE 3

4 Section 3-1. Short title. This Article may be cited as the
5 Business Creation and Expansion Law.

6 Section 3-5. Purpose. The purpose of this Article is to
7 promote the State's interest in the creation and expansion of
8 businesses, particularly those that create well-paying and
9 sustainable jobs for the People of the State of Illinois.

10 Section 3-10. Definitions.

11 "Agreement" means one or more legally enforceable
12 contracts executed by and between an agency and a contracting
13 party for a business creation grant or business expansion loan.

14 "Business" means an individual, partnership, corporation,
15 or other entity that is located or will be located within the
16 State of Illinois and that is engaged in interstate or
17 intrastate commerce or providing services in interstate or
18 intrastate commerce.

19 "Department" means the Illinois Department of Commerce and
20 Economic Opportunity.

21 "Grant" means a business creation grant.

22 "Loan" means a business expansion loan.

1 "Project" means any specific activity of a business, the
2 result of which yields an increase in jobs, and may include
3 capital investment.

4 Section 3-15. Business Creation and Expansion Program.
5 Starting in State fiscal year 2009, moneys in the Business
6 Creation and Expansion Fund, held solely for the benefit of
7 eligible contracting parties, shall be appropriated to the
8 Department to make business creation grants and business
9 expansion loans to eligible businesses. No less than
10 three-fourths of the funds may be used for business creation
11 grants, and no more than one-fourth of the funds may be used
12 for business expansion loans. The Department may provide a
13 business creation grant or a business expansion loan to a
14 business upon application to the Department on such terms as
15 the Department may establish.

16 Section 3-20. Business Creation Grants.

17 (a) A grant to an eligible business may not exceed 10% of
18 the total cost of a project.

19 (b) A grant to an eligible business may be used for any one
20 or more of the following purposes:

21 (1) Capital investment including, but not limited to,
22 equipment, buildings, and land.

23 (2) Infrastructure development.

24 (3) Debt service, except refinancing of current debt.

1 (4) Research and development.

2 (5) Job training and education.

3 (6) Lease costs.

4 (7) Relocation costs.

5 (c) A grant may not be extended for a project unless the
6 Department determines that the project would not be undertaken
7 unless the grant is extended.

8 (d) The Department shall approve or deny a grant
9 application only after considering the history, job
10 opportunities, financial statements, market prospects, and
11 management qualifications of the business or project.

12 Section 3-25. Business Expansion Loans.

13 (a) A loan shall be a long-term, fixed-rate, low-interest
14 loan. For purposes of this Section, "long-term fixed-rate,
15 low-interest loan" means a term of more than 3 years at below
16 the prime rate then current in the major money centers.

17 (b) A loan to an eligible business shall not finance more
18 than 25% of the total cost of a project.

19 (c) A loan may not be extended for a project unless the
20 Department determines that the project would not be undertaken
21 unless the loan is extended.

22 (d) The Department shall approve or deny a loan application
23 only after considering the history, job opportunities,
24 financial statements, market prospects, and management
25 qualifications of the business or project.

ARTICLE 5

Section 5-5. The State Finance Act is amended by adding Sections 5.721, 5.722, 6z-76, and 6z-77 as follows:

(30 ILCS 105/5.721 new)

Sec. 5.721. The GROW Illinois Fund.

(30 ILCS 105/5.722 new)

Sec. 5.722. The Business Creation and Expansion Fund.

(30 ILCS 105/6z-76 new)

Sec. 6z-76. The GROW Illinois Fund.

(a) There is created the GROW Illinois Fund, a special fund in the State treasury. GROW is an acronym for "Growing and Revitalizing Our Workforce".

(b) Expenditures and transfers may be made from the GROW Illinois Fund only as appropriated or directed by the General Assembly by law.

(c) Investment income that is attributable to the investment of moneys in the GROW Illinois Fund shall be retained in that fund for the uses specified in this Section.

(d) Notwithstanding subsection (b) of this Section, \$2,000,000,000 of all moneys deposited into the Fund shall be transferred to the Business Creation and Expansion Fund. The

1 remainder of the moneys shall be used for capital
2 infrastructure purposes.

3 (30 ILCS 105/6z-77 new)

4 Sec. 6z-77. The Business Creation and Expansion Fund.

5 (a) The Business Creation and Expansion Fund is created as
6 a special fund in the State Treasury. The Fund shall receive
7 revenue from (i) the transfer required under subsection (e) of
8 Section 6z-76 of this Act and (ii) the repayment of loans under
9 subsection (e) of the Business Creation and Expansion Law.

10 (b) Expenditures and transfers may be made from the
11 Business Creation and Expansion Fund only as appropriated or
12 directed by the General Assembly by law.

13 (c) Investment income that is attributable to the
14 investment of moneys in the Business Creation and Expansion
15 Fund shall be retained in that Fund for the uses specified in
16 this Section.

17 Section 5-10. The Business Enterprise for Minorities,
18 Females, and Persons with Disabilities Act is amended by
19 changing Section 4 as follows:

20 (30 ILCS 575/4) (from Ch. 127, par. 132.604)

21 (Section scheduled to be repealed on June 30, 2010)

22 Sec. 4. Award of State contracts.

23 (a) Except as provided in subsection (b), not less than 12%

1 of the total dollar amount of State contracts, as defined by
2 the Secretary of the Council and approved by the Council, shall
3 be established as a goal to be awarded to businesses owned by
4 minorities, females, and persons with disabilities; provided,
5 however, that contracts representing at least five-twelfths of
6 the total amount of all State contracts awarded to businesses
7 owned by minorities, females, and persons with disabilities
8 pursuant to this Section shall be awarded to female owned
9 businesses, and that contracts representing at least one-sixth
10 of the total amount of all State contracts awarded to
11 businesses owned by minorities, females, and persons with
12 disabilities pursuant to this Section shall be awarded to
13 businesses owned by persons with disabilities.

14 The above percentage relates to the total dollar amount of
15 State contracts during each State fiscal year, calculated by
16 examining independently each type of contract for each agency
17 or university which lets such contracts. Only that percentage
18 of arrangements which represents the participation of
19 businesses owned by minorities, females, and persons with
20 disabilities on such contracts shall be included.

21 (b) In the case of State construction contracts, the
22 provisions of subsection (a) requiring a portion of State
23 contracts to be awarded to businesses owned and controlled by
24 persons with disabilities do not apply. Not less than 10% of
25 the total dollar amount of State construction contracts is
26 established as a goal to be awarded to minority and female

1 owned businesses, and contracts representing 50% of the amount
2 of all State construction contracts awarded to minority and
3 female owned businesses shall be awarded to female owned
4 businesses.

5 (c) In the case of all contracts awarded with moneys from
6 the GROW Illinois Fund for capital infrastructure purposes, the
7 State shall establish a goal of awarding not less than 25% of
8 the annual dollar value of those contracts to minority-owned
9 businesses or businesses owned by a person with a disability
10 and 5% of the annual dollar value of the contracts to
11 female-owned businesses.

12 (Source: P.A. 87-701; 88-597, eff. 8-28-94.)".