

1 AN ACT concerning economic development.

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

4 Section 1. Short title. This Act may be cited as the Carbon
5 Capture and Sequestration Legislation Commission Act.

6 Section 5. Definitions. As used in this Act:

7 "CO₂" means carbon dioxide.

8 "Commission" means the Carbon Capture and Sequestration
9 Legislation Commission.

10 "Director" means the Director of the Illinois Power Agency.

11 Section 10. Creation of the Carbon Capture and
12 Sequestration Legislation Commission.

13 (a) The Carbon Capture and Sequestration Legislation
14 Commission is created and shall consist of 11 members,
15 including the Director, who shall serve as the ex-officio
16 chairperson of the Commission.

17 (b) The remaining 10 members of the Commission shall be
18 appointed as follows:

19 (1) one member shall be appointed by the Speaker of the
20 House of Representatives;

21 (2) one member shall be appointed by the President of
22 the Senate;

1 (3) one member shall be appointed by the Minority
2 Leader of the House of Representatives;

3 (4) one member shall be appointed by the Minority
4 Leader of the Senate;

5 (5) one member shall be the Chairperson of the Illinois
6 Commerce Commission, or his or her designee; and

7 (5) 5 members shall be appointed by the Governor.

8 (c) The appointments made by the Governor shall include one
9 member with legal expertise, one member with engineering
10 expertise, one member with financial expertise, one member
11 representing the employer community, and one member
12 representing the environmental community.

13 (d) The Director may retain services from outside parties
14 with legal, engineering, and financial expertise to assist the
15 Commission in carrying out its duties.

16 (e) The Illinois Commerce Commission may assist the
17 Director in staffing and administering the Commission.

18 (f) Commission members are not eligible to receive
19 compensation or reimbursement of expenses.

20 Section 15. Report on carbon capture and sequestration
21 legislation.

22 (a) The Commission shall file a report no later than
23 December 31, 2010 with the General Assembly on all issues
24 deemed appropriate to carbon capture and sequestration
25 legislation, including, but not limited to, the following:

- 1 (1) Ownership of the CO₂.
- 2 (2) Liability for release of CO₂.
- 3 (3) Acquisition and ownership of pore space.
- 4 (4) Procedures and safeguards for the transportation
5 and sequestration of CO₂.
- 6 (5) Methodology to establish any necessary fees,
7 costs, or offsets.
- 8 (6) Potential use of CO₂.
- 9 (7) Construction of pipelines.
- 10 (8) Coordination with applicable federal law or
11 regulatory commissions.

12 (b) The Commission shall be abolished upon filing its
13 report with the General Assembly.

14 Section 20. Repealer. This Act is repealed on January 1,
15 2011.

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.