

1 AN ACT concerning utilities.

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

4 Section 5. The Public Utilities Act is amended by adding  
5 Section 16-107.7 as follows:

6 (220 ILCS 5/16-107.7 new)

7 Sec. 16-107.7. Net Metering Task Force.

8 (a) The General Assembly finds and declares all of the  
9 following:

10 (1) In Public Act 95-420, the General Assembly found  
11 and declared that a program to provide net electricity  
12 metering can (i) encourage private investment in renewable  
13 energy resources, (ii) stimulate economic growth, (iii)  
14 enhance the continued diversification in Illinois' energy  
15 resource mix, and (iv) protect the Illinois environment.

16 (2) The Illinois net metering program provides retail  
17 rate net metering for systems with a nameplate rating of 40  
18 kilowatts and below.

19 (3) The General Assembly finds that it is in the  
20 public's best interest to establish a task force to study  
21 and evaluate net metering program experiences in other  
22 states, examine the status of net metering in Illinois, and  
23 determine whether any changes to the statutes concerning

1 Illinois net metering are necessary.

2 (b) The General Assembly establishes the Net Metering Task  
3 Force comprised of 16 members to be appointed no later than  
4 August 2, 2010 in the following manner:

5 (1) one member appointed by the President of the  
6 Senate;

7 (2) one member appointed by the Minority Leader of the  
8 Senate;

9 (3) one member appointed by the Speaker of the House of  
10 Representatives;

11 (4) one member appointed by the Minority Leader of the  
12 House of Representatives;

13 (5) one member appointed by the Attorney General; and

14 (6) 11 members appointed by the Governor, including one  
15 representative from the Office of the Governor, one  
16 representative from the Illinois Commerce Commission, one  
17 representative of the Illinois Power Agency, one  
18 representative from the Department of Commerce and  
19 Economic Opportunity, one representative from the Citizens  
20 Utility Board, one representative from a membership  
21 organization representing alternative retail electric  
22 suppliers, one representative from the environmental  
23 community, one representative from an Illinois public  
24 utility serving 2 million or more retail electric  
25 customers, one representative from 3 legally affiliated  
26 Illinois public utilities serving fewer than 2 million

1 retail electric customers, one representative from a  
2 membership organization representing Illinois public  
3 utilities, and one representative from a membership  
4 organization representing Illinois retail merchants.

5 The Governor shall name a chairperson from among the Task  
6 Force appointees.

7 (c) No later than March 1, 2011, the Task Force shall  
8 submit a report to the General Assembly concerning the status  
9 of net metering in Illinois and whether any legislative and  
10 programmatic changes to the existing net metering law are  
11 necessary. The Chairperson of the Task Force shall submit a  
12 draft report to each of the members of the Task Force at least  
13 30 days before submitting the required report to the General  
14 Assembly. The members of the Task Force shall discuss the draft  
15 report and record any votes taken on its contents. The draft  
16 report receiving the approval of a majority of those appointed  
17 to the Task Force shall be submitted to the General Assembly.  
18 Any Task Force member voting not to approve the Task Force  
19 report shall be allowed to submit a minority report for  
20 inclusion in the Task Force report. The Task Force report to  
21 the General Assembly shall include all minority reports  
22 submitted to the Chairperson within 10 business days after the  
23 day the Task Force approves the required report.

24 (d) The Task Force report shall include, at a minimum,  
25 discussion of the following topics:

26 (1) net metering policies and experiences from other

1 states;

2 (2) the effects associated with expanded net metering  
3 development in Illinois, including its impact on renewable  
4 and diversified energy development, economic development,  
5 job growth, peak electricity consumption, grid operation  
6 and maintenance, and the environment;

7 (3) any uneconomic existing barriers to net metering  
8 development in Illinois;

9 (4) whether legislation, policies, and other best  
10 practices should be implemented to address uneconomic  
11 barriers to net metering development in Illinois;

12 (5) the overall consumer costs and rate impacts, if  
13 any, associated with implementing these policies,  
14 including taking into account the associated benefits of  
15 net metering development in Illinois; and

16 (6) an evaluation of the current net metering law to  
17 determine how well it is functioning among the  
18 participating utilities.

19 (e) The Illinois Commerce Commission shall provide  
20 administrative support for the Task Force.

21 Section 99. Effective date. This Act takes effect upon  
22 becoming law.