



Sen. Jeffrey M. Schoenberg

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1 AMENDMENT TO SENATE BILL 556

2 AMENDMENT NO. _____. Amend Senate Bill 556 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Local Government Energy Conservation Act is
5 amended by changing Sections 5 and 15 as follows:

6 (50 ILCS 515/5)

7 Sec. 5. Definitions. As used in this Act, unless the
8 context clearly requires otherwise:

9 "Energy conservation measure" means any improvement,
10 repair, alteration, or betterment of any building or facility
11 owned or operated by a unit of local government or any
12 equipment, fixture, or furnishing to be added to or used in any
13 such building or facility, subject to all applicable building
14 codes, that is designed to reduce energy consumption or
15 operating costs, and may include, without limitation, one or
16 more of the following:

1 (1) Insulation of the building structure or systems
2 within the building.

3 (2) Storm windows or doors, caulking or
4 weatherstripping, multiglazed windows or doors, heat
5 absorbing or heat reflective glazed and coated window or
6 door systems, additional glazing, reductions in glass
7 area, or other window and door system modifications that
8 reduce energy consumption.

9 (3) Automated or computerized energy control systems.

10 (4) Heating, ventilating, or air conditioning system
11 modifications or replacements.

12 (5) Replacement or modification of lighting fixtures,
13 including street lights, parking lot lights, and
14 pedestrian walkway lights, to increase the energy
15 efficiency of the lighting system without increasing the
16 overall illumination of a facility, unless an increase in
17 illumination is necessary to conform to the applicable
18 State or local building code for the lighting system after
19 the proposed modifications are made.

20 (6) Energy recovery systems.

21 (7) Energy conservation measures that provide
22 long-term operating cost reductions.

23 "Guaranteed energy savings contract" means a contract for:

24 (i) the implementation of an energy audit, data collection, and
25 other related analyses preliminary to the undertaking of energy
26 conservation measures; (ii) the evaluation and recommendation

1 of energy conservation measures; (iii) the implementation of
2 one or more energy conservation measures; and (iv) the
3 implementation of project monitoring and data collection to
4 verify post-installation energy consumption and energy-related
5 operating costs. The contract shall provide that all payments,
6 except obligations on termination of the contract before its
7 expiration, are to be made over time and that the savings are
8 guaranteed to the extent necessary to pay the costs of the
9 energy conservation measures. Energy savings may include
10 energy reduction and offsetting sources of renewable energy
11 funds including renewable energy credits and carbon credits.

12 "Qualified provider" means a person or business whose
13 employees are experienced and trained in the design,
14 implementation, or installation of energy conservation
15 measures. The minimum training required for any person or
16 employee under this paragraph shall be the satisfactory
17 completion of at least 40 hours of course instruction dealing
18 with energy conservation measures. A qualified provider to whom
19 the contract is awarded shall give a sufficient bond to the
20 unit of local government for its faithful performance.

21 "Request for proposals" means a competitive selection
22 achieved by negotiated procurement. The request for proposals
23 shall be announced through at least one public notice, at least
24 14 days before the request date in a newspaper published in the
25 territory comprising the unit of local government or, if no
26 newspaper is published in that territory, in a newspaper of

1 general circulation in the area of the unit of local
2 government, from a unit of local government that will
3 administer the program, requesting innovative solutions and
4 proposals for energy conservation measures. Proposals
5 submitted shall be sealed. The request for proposals shall
6 include all of the following:

7 (1) The name and address of the unit of local
8 government.

9 (2) The name, address, title, and phone number of a
10 contact person.

11 (3) Notice indicating that the unit of local government
12 is requesting qualified providers to propose energy
13 conservation measures through a guaranteed energy savings
14 contract.

15 (4) The date, time, and place where proposals must be
16 received.

17 (5) The evaluation criteria for assessing the
18 proposals.

19 (6) Any other stipulations and clarifications the unit
20 of local government may require.

21 "Unit of local government" means a county, township,
22 municipality, or park district.

23 (Source: P.A. 96-1197, eff. 7-22-10.)

24 (50 ILCS 515/15)

25 Sec. 15. Award of guaranteed energy savings contract.

1 Sealed proposals must be opened by a member of the unit of
2 local government's governing body or an employee of the unit of
3 local government at a public opening at which the contents of
4 the proposals must be announced. Each person or entity
5 submitting a sealed proposal must receive at least 10 days
6 notice of the time and place of the opening. The unit of local
7 government shall select the qualified provider that best meets
8 the needs of the unit of local government. The unit of local
9 government shall provide public notice of (i) the meeting at
10 which it proposes to award a guaranteed energy savings
11 contract, (ii) the names of the parties to the proposed
12 contract, and (iii) the purpose of the contract. The public
13 notice shall be made at least 10 days prior to the meeting.
14 After evaluating the proposals under Section 10, a unit of
15 local government may enter into a guaranteed energy savings
16 contract with a qualified provider if it finds that the amount
17 it would spend on the energy conservation measures recommended
18 in the proposal would not exceed the amount to be saved in
19 either energy or operational costs, or both, within a 20 ~~10~~
20 year period from the date of installation, if the
21 recommendations in the proposal are followed.

22 (Source: P.A. 88-173.)

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