



Rep. Kelly Burke

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09800HB5633ham001

LRB098 18448 RPS 57177 a

1 AMENDMENT TO HOUSE BILL 5633

2 AMENDMENT NO. _____. Amend House Bill 5633 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Public Utilities Act is amended by changing
5 the heading of Article XX and Sections 20-101, 20-102, and
6 20-110 and by adding Section 20-135 as follows:

7 (220 ILCS 5/Art. XX heading)

8 ARTICLE XX. CONSUMER RETAIL ~~ELECTRIC~~ COMPETITION

9 (Source: P.A. 94-1095, eff. 2-2-07.)

10 (220 ILCS 5/20-101)

11 Sec. 20-101. This Article may be cited as the Consumer
12 Retail ~~Electric~~ Competition Act ~~of 2006~~.

13 (Source: P.A. 94-1095, eff. 2-2-07.)

14 (220 ILCS 5/20-102)

1 Sec. 20-102. Findings and intent.

2 (a) Competitive ~~A competitive~~ wholesale electricity and
3 natural gas markets ~~market~~ alone will not deliver the full
4 benefits of competition to Illinois consumers. For Illinois
5 consumers to receive products, prices, and terms tailored to
6 meet their needs, ~~a~~ competitive wholesale markets ~~electricity~~
7 ~~market~~ must be closely linked to ~~a~~ competitive retail electric
8 and competitive retail natural gas markets ~~market~~.

9 (b) To date, as a result of the Electric Service Customer
10 Choice and Rate Relief Law of 1997, thousands of large Illinois
11 commercial and industrial consumers have experienced the
12 benefits of a competitive retail electricity market.
13 Alternative electric retail suppliers actively compete to
14 supply electricity to large Illinois commercial and industrial
15 consumers with attractive prices, terms, and conditions.

16 (c) A competitive retail electric market does not yet exist
17 for residential and small commercial consumers. As a result,
18 millions of residential and small commercial consumers in
19 Illinois are faced with escalating heating and power bills and
20 are unable to shop for alternatives to the rates demanded by
21 the State's incumbent electric utilities.

22 (d) The General Assembly reiterates its findings from the
23 Electric Service Customer Choice and Rate Relief Law of 1997
24 that the Illinois Commerce Commission should promote the
25 development of an effectively competitive retail electricity
26 market that operates efficiently and benefits all Illinois

1 consumers.

2 (e) The General Assembly also finds that consumers of
3 retail natural gas would benefit from market opening solutions
4 and competitive choices.

5 (Source: P.A. 94-1095, eff. 2-2-07.)

6 (220 ILCS 5/20-110)

7 Sec. 20-110. Office of Retail Market Development. Within 90
8 days after February 2, 2007 (the effective date of Public Act
9 94-1095) ~~this amendatory Act of the 94th General Assembly,~~
10 subject to appropriation, the Commission shall establish an
11 Office of Retail Market Development and employ on its staff a
12 Director of Retail Market Development to oversee the Office.
13 The Director shall have authority to employ or otherwise retain
14 at least 2 professionals dedicated to the task of actively
15 seeking out ways to promote retail competition in Illinois to
16 benefit all Illinois consumers.

17 The Office shall actively seek input from all interested
18 parties and shall develop a thorough understanding and critical
19 analyses of the tools and techniques used to promote retail
20 competition in other states.

21 The Office shall monitor existing competitive conditions
22 in Illinois, identify barriers to retail competition for all
23 customer classes, and actively explore and propose to the
24 Commission and to the General Assembly solutions to overcome
25 identified barriers. The Director may include municipal

1 aggregation of customers and creating and designing customer
2 choice programs as tools for retail market development.
3 Solutions proposed by the Office to promote retail competition
4 must also promote safe, reliable, and affordable electric and
5 natural gas service.

6 On or before June 30 of each year, the Director shall
7 submit a report to the Commission, the General Assembly, and
8 the Governor, that details specific accomplishments achieved
9 by the Office in the prior 12 months in promoting retail
10 electric and retail natural gas competition and that suggests
11 administrative and legislative action necessary to promote
12 further improvements in retail ~~electric~~ competition.

13 (Source: P.A. 94-1095, eff. 2-2-07.)

14 (220 ILCS 5/20-135 new)

15 Sec. 20-135. Retail choice and referral programs for
16 natural gas consumers. The Commission shall have the authority
17 to establish retail choice and referral programs to be
18 administered by a natural gas utility or the State in which
19 residential and small commercial customers receive incentives,
20 including, but not limited to, discounted rate introductory
21 offers for switching to participating natural gas suppliers.

22 The Office of Retail Market Development shall serve as the
23 clearinghouse for the development of retail choice programs and
24 shall work with natural gas utilities and interested parties on
25 a continuous basis to implement and improve upon the programs.

1 Nothing in this Section shall prevent a natural gas utility
2 from implementing retail choice programs on its own accord.

3 Nothing in this Section shall prevent the Office of Retail
4 Market Development or the Commission from considering retail
5 choice programs."