



Rep. Kelly Burke

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LRB098 18448 AMC 58187 a

1 AMENDMENT TO HOUSE BILL 5633

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5633, AS AMENDED, by  
3 replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The Public Utilities Act is amended by changing  
6 the heading of Article XX and Sections 19-130, 20-101, 20-102,  
7 and 20-110 as follows:

8 (220 ILCS 5/19-130)

9 Sec. 19-130. Commission study and report. The Commission's  
10 Office of Retail Market Development shall prepare an annual  
11 report regarding the development of competitive retail natural  
12 gas markets in Illinois. The Office shall monitor existing  
13 competitive conditions in Illinois, identify barriers to  
14 retail competition for all customer classes, and actively  
15 explore and propose to the Commission and to the General  
16 Assembly solutions to overcome identified barriers. Solutions

1 proposed by the Office to promote retail competition must also  
2 promote safe, reliable, and affordable natural gas service.

3 On or before October 1 of each year, beginning in 2015, the  
4 Director shall submit a report to the Commission, the General  
5 Assembly, and the Governor, that includes ~~The report shall be~~  
6 ~~approved by the Commission and be filed by July 1 of each odd~~  
7 ~~year with the Joint Committee on Legislative Support Services~~  
8 ~~of the General Assembly and the Governor and shall be publicly~~  
9 ~~available. The report shall include, at a minimum, the~~  
10 following information:

11 (1) an analysis of the status and development of the  
12 retail natural gas market in the State of Illinois; and

13 (2) a discussion of any identified barriers to the  
14 development of competitive retail natural gas markets in  
15 Illinois and proposed solutions to overcome identified  
16 barriers; and

17 (3) any other information the Office ~~Commission~~  
18 considers significant in assessing the development of  
19 natural gas markets in the State of Illinois.

20 ~~To aid in preparation of its annual report, as well in its~~  
21 ~~assessment of barriers to the development of competitive retail~~  
22 ~~natural gas markets and proposed solutions to overcome those~~  
23 ~~barriers, the Commission's Office of Retail Market Development~~  
24 ~~shall gather input from all interested parties as well as from~~  
25 ~~other bureaus within the Commission.~~

26 (Source: P.A. 97-223, eff. 1-1-12.)

1 (220 ILCS 5/Art. XX heading)

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

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

4 (220 ILCS 5/20-101)

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

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

8 (220 ILCS 5/20-102)

9 Sec. 20-102. Findings and intent.

10 (a) Competitive ~~A competitive~~ wholesale electricity and  
11 natural gas markets ~~market~~ alone will not deliver the full  
12 benefits of competition to Illinois consumers. For Illinois  
13 consumers to receive products, prices, and terms tailored to  
14 meet their needs, ~~a~~ competitive wholesale markets ~~electricity~~  
15 ~~market~~ must be closely linked to ~~a~~ competitive retail electric  
16 and competitive retail natural gas markets ~~market~~.

17 (b) To date, as a result of the Electric Service Customer  
18 Choice and Rate Relief Law of 1997, thousands of large Illinois  
19 commercial and industrial consumers have experienced the  
20 benefits of a competitive retail electricity market.  
21 Alternative electric retail suppliers actively compete to  
22 supply electricity to large Illinois commercial and industrial  
23 consumers with attractive prices, terms, and conditions.

1 (c) A competitive retail electric market does not yet exist  
2 for residential and small commercial consumers. As a result,  
3 millions of residential and small commercial consumers in  
4 Illinois are faced with escalating heating and power bills and  
5 are unable to shop for alternatives to the rates demanded by  
6 the State's incumbent electric utilities.

7 (d) The General Assembly reiterates its findings from the  
8 Electric Service Customer Choice and Rate Relief Law of 1997  
9 that the Illinois Commerce Commission should promote the  
10 development of an effectively competitive retail electricity  
11 market that operates efficiently and benefits all Illinois  
12 consumers.

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

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

17 (220 ILCS 5/20-110)

18 Sec. 20-110. Office of Retail Market Development. Within 90  
19 days after February 2, 2007 (the effective date of Public Act  
20 94-1095) ~~this amendatory Act of the 94th General Assembly,~~  
21 subject to appropriation, the Commission shall establish an  
22 Office of Retail Market Development and employ on its staff a  
23 Director of Retail Market Development to oversee the Office.  
24 The Director shall have authority to employ or otherwise retain  
25 at least 2 professionals dedicated to the task of actively

1 seeking out ways to promote retail competition in Illinois to  
2 benefit all Illinois consumers.

3 The Office shall actively seek input from all interested  
4 parties and shall develop a thorough understanding and critical  
5 analyses of the tools and techniques used to promote retail  
6 competition in other states.

7 The Office shall monitor existing competitive conditions  
8 in Illinois, identify barriers to retail competition for all  
9 customer classes, and actively explore and propose to the  
10 Commission and to the General Assembly solutions to overcome  
11 identified barriers. The Director may include municipal  
12 aggregation of customers and creating and designing customer  
13 choice programs as tools for retail market development.  
14 Solutions proposed by the Office to promote retail competition  
15 must also promote safe, reliable, and affordable electric and  
16 natural gas service.

17 On or before June 30 of each year, the Director shall  
18 submit a report to the Commission, the General Assembly, and  
19 the Governor, that details specific accomplishments achieved  
20 by the Office in the prior 12 months in promoting retail  
21 electric and retail natural gas competition and that suggests  
22 administrative and legislative action necessary to promote  
23 further improvements in retail ~~electric~~ competition.

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

25 Section 99. Effective date. This Act takes effect upon

1 becoming law.".