



Sen. Pamela J. Althoff

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09900SB3104sam001

LRB099 20750 MLM 46927 a

1 AMENDMENT TO SENATE BILL 3104

2 AMENDMENT NO. _____. Amend Senate Bill 3104 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Construction Minority and Female
5 Building Trades Act is amended by changing Section 35-10 and by
6 adding Section 35-11 as follows:

7 (30 ILCS 577/35-10)

8 Sec. 35-10. Apprenticeship reports. Each labor
9 organization and other entity in Illinois with one or more
10 apprenticeship programs for construction trades, whether or
11 not recognized and certified by the United States Department of
12 Labor, Bureau of Apprenticeship and Training, must report to
13 the Illinois Department of Labor the information required to be
14 reported to the Bureau of Apprenticeship and Training by labor
15 organizations with recognized and certified apprenticeship
16 programs that lists the race, gender, ethnicity, and national

1 origin of apprentices in that labor organization or entity. The
2 information must be submitted to the Illinois Department of
3 Labor as provided by rules adopted by the Department. For labor
4 organizations with recognized and certified apprentice
5 programs, the reporting requirement of this Section may be met
6 by providing the Illinois Department of Labor, on a schedule
7 adopted by the Department by rule, copies of the reports
8 submitted to the Bureau of Apprenticeship and Training. Failure
9 to submit this report is a violation of this Act.

10 (Source: P.A. 96-37, eff. 7-13-09.)

11 (30 ILCS 577/35-11 new)

12 Sec. 35-11. Penalties. If the Department of Labor
13 determines that an entity has violated Section 35-10 of this
14 Act, it shall provide the entity reasonable notice of
15 noncompliance for a first violation and inform the entity that
16 it has 45 days to provide the information required under
17 Section 35-10 of this Act without penalty. If the first
18 violation is not remedied within 45 days' notice, the entity
19 shall be subject to a civil penalty not to exceed \$100 for each
20 day after the 45th day following notice that the entity is in
21 violation of this Act.

22 For a second violation the entity shall be subject to a
23 civil penalty not to exceed \$250 for each day that the entity
24 is in violation of this Act.

25 For any violation by an entity after the second violation,

1 the entity shall be subject to a civil penalty not to exceed
2 \$500 for each day that the entity is in violation of this Act.

3 In determining the amount of a penalty, the Director shall
4 consider the appropriateness of the penalty to the entity."