

1 AN ACT concerning finance.

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

4 Section 5. The Renewable Energy, Energy Efficiency, and
5 Coal Resources Development Law of 1997 is amended by changing
6 Section 6-5 as follows:

7 (20 ILCS 687/6-5)

8 (Section scheduled to be repealed on December 31, 2020)

9 Sec. 6-5. Renewable Energy Resources and Coal Technology
10 Development Assistance Charge.

11 (a) Notwithstanding the provisions of Section 16-111 of the
12 Public Utilities Act but subject to subsection (e) of this
13 Section, each public utility, electric cooperative, as defined
14 in Section 3.4 of the Electric Supplier Act, and municipal
15 utility, as referenced in Section 3-105 of the Public Utilities
16 Act, that is engaged in the delivery of electricity or the
17 distribution of natural gas within the State of Illinois shall,
18 effective January 1, 1998, assess each of its customer accounts
19 a monthly Renewable Energy Resources and Coal Technology
20 Development Assistance Charge. The delivering public utility,
21 municipal electric or gas utility, or electric or gas
22 cooperative for a self-assessing purchaser remains subject to
23 the collection of the fee imposed by this Section. The monthly

1 charge shall be as follows:

2 (1) \$0.05 per month on each account for residential
3 electric service as defined in Section 13 of the Energy
4 Assistance Act;

5 (2) \$0.05 per month on each account for residential gas
6 service as defined in Section 13 of the Energy Assistance
7 Act;

8 (3) \$0.50 per month on each account for nonresidential
9 electric service, as defined in Section 13 of the Energy
10 Assistance Act, which had less than 10 megawatts of peak
11 demand during the previous calendar year;

12 (4) \$0.50 per month on each account for nonresidential
13 gas service, as defined in Section 13 of the Energy
14 Assistance Act, which had distributed to it less than
15 4,000,000 therms of gas during the previous calendar year;

16 (5) \$37.50 per month on each account for nonresidential
17 electric service, as defined in Section 13 of the Energy
18 Assistance Act, which had 10 megawatts or greater of peak
19 demand during the previous calendar year; and

20 (6) \$37.50 per month on each account for nonresidential
21 gas service, as defined in Section 13 of the Energy
22 Assistance Act, which had 4,000,000 or more therms of gas
23 distributed to it during the previous calendar year.

24 (b) The Renewable Energy Resources and Coal Technology
25 Development Assistance Charge assessed by electric and gas
26 public utilities shall be considered a charge for public

1 utility service.

2 (c) Fifty percent of the moneys collected pursuant to this
3 Section shall be deposited in the Renewable Energy Resources
4 Trust Fund by the Department of Revenue. From those funds,
5 \$2,000,000 may be used annually by the Department to provide
6 grants to the Illinois Green Economy Network for the purposes
7 of funding education and training for renewable energy and
8 energy efficiency technology and for the operation and services
9 of the Illinois Green Economy Network. The remaining 50 percent
10 of the moneys collected pursuant to this Section shall be
11 deposited in the Coal Technology Development Assistance Fund by
12 the Department of Revenue for the exclusive purposes of (1)
13 capturing or sequestering carbon emissions produced by coal
14 combustion; (2) supporting research on the capture and
15 sequestration of carbon emissions produced by coal combustion;
16 and (3) improving coal miner safety.

17 (d) By the 20th day of the month following the month in
18 which the charges imposed by this Section were collected, each
19 utility and alternative retail electric supplier collecting
20 charges pursuant to this Section shall remit to the Department
21 of Revenue for deposit in the Renewable Energy Resources Trust
22 Fund and the Coal Technology Development Assistance Fund all
23 moneys received as payment of the charge provided for in this
24 Section on a return prescribed and furnished by the Department
25 of Revenue showing such information as the Department of
26 Revenue may reasonably require.

1 (e) The charges imposed by this Section shall only apply to
2 customers of municipal electric or gas utilities and electric
3 or gas cooperatives if the municipal electric or gas utility or
4 electric or gas cooperative makes an affirmative decision to
5 impose the charge. If a municipal electric or gas utility or an
6 electric or gas cooperative makes an affirmative decision to
7 impose the charge provided by this Section, the municipal
8 electric or gas utility or electric or gas cooperative shall
9 inform the Department of Revenue in writing of such decision
10 when it begins to impose the charge. If a municipal electric or
11 gas utility or electric or gas cooperative does not assess this
12 charge, its customers shall not be eligible for the Renewable
13 Energy Resources Program.

14 (f) The Department of Revenue may establish such rules as
15 it deems necessary to implement this Section.

16 (Source: P.A. 95-481, eff. 8-28-07.)

17 Section 99. Effective date. This Act takes effect upon
18 becoming law.