



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

HB1063

Introduced 1/9/2025, by Rep. Dave Vella

#### SYNOPSIS AS INTRODUCED:

30 ILCS 559/20-20

Amends the Illinois Works Jobs Program Act. Provides that, for the purpose of the Illinois Works Apprenticeship Initiative, apprenticeship programs must provide to the Department of Commerce and Economic Opportunity evidence that the apprenticeship program has graduated, in each of the 3 calendar years immediately preceding the date on which the public works project begins, at least 2 apprentices in each construction craft to be performed at the relevant project. Provides that apprenticeship programs are not required to provide graduation information with respect to apprenticeship crafts that are dedicated exclusively to the transportation of materials and equipment to and from the project. Provides that those provisions do not apply to public works projects contracted by school districts or units of local government. Effective immediately.

LRB104 03178 HLH 13199 b

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 Illinois Works Jobs Program Act is amended  
5 by changing Section 20-20 as follows:

6 (30 ILCS 559/20-20)

7 Sec. 20-20. Illinois Works Apprenticeship Initiative.

8 (a) The Illinois Works Apprenticeship Initiative is  
9 established and shall be administered by the Department.

10 (1) Subject to the exceptions set forth in subsection  
11 (b) of this Section, apprentices shall be utilized on all  
12 public works projects estimated to cost \$500,000 or more  
13 in accordance with this subsection (a).

14 (2) For public works projects estimated to cost  
15 \$500,000 or more, the goal of the Illinois Works  
16 Apprenticeship Initiative is that apprentices will perform  
17 either 10% of the total labor hours actually worked in  
18 each prevailing wage classification or 10% of the  
19 estimated labor hours in each prevailing wage  
20 classification, whichever is less. For contracts and grant  
21 agreements executed after the effective date of this  
22 amendatory Act of the 103rd General Assembly and before  
23 January 1, 2024, of this goal, at least 25% of the labor

1 hours of each prevailing wage classification performed by  
2 apprentices shall be performed by graduates of the  
3 Illinois Works Preapprenticeship Program, the Illinois  
4 Climate Works Preapprenticeship Program, or the Highway  
5 Construction Careers Training Program. For contracts and  
6 grant agreements executed on or after January 1, 2024, of  
7 this goal, at least 50% of the labor hours of each  
8 prevailing wage classification performed by apprentices  
9 shall be performed by graduates of the Illinois Works  
10 Preapprenticeship Program, the Illinois Climate Works  
11 Preapprenticeship Program, or the Highway Construction  
12 Careers Training Program.

13 (3) For contracts and grant agreements executed on or  
14 after the effective date of this amendatory Act of the  
15 104th General Assembly, in order for an apprentice to  
16 qualify under this subsection (a), the apprenticeship  
17 program in which the apprentice participates must provide  
18 to the Department evidence that the apprenticeship program  
19 has graduated, in each of the 3 calendar years immediately  
20 preceding the date on which the public works project  
21 begins, at least 2 apprentices in each construction craft  
22 to be performed at the relevant project. Apprenticeship  
23 programs are not required to provide graduation  
24 information for the purposes of this paragraph (3) with  
25 respect to apprenticeship crafts that are dedicated  
26 exclusively to the transportation of materials and

1 equipment to and from the project. This paragraph (3) does  
2 not apply to public works projects contracted by school  
3 districts or units of local government.

4 (b) Before or during the term of a contract subject to this  
5 Section, the Department may reduce or waive the goals set  
6 forth in paragraph (2) of subsection (a). Prior to the  
7 Department granting a request for a reduction or waiver, the  
8 Department shall determine, in its discretion, whether to hold  
9 a public hearing on the request. In determining whether to  
10 hold a public hearing, the Department may consider factors,  
11 including the scale of the project and whether the contractor  
12 or subcontractor seeking the reduction or waiver has  
13 previously requested reductions or waivers on other projects.  
14 The Department may also consult with the Business Enterprise  
15 Council under the Business Enterprise for Minorities, Women,  
16 and Persons with Disabilities Act and the Chief Procurement  
17 Officer of the agency administering the public works contract.  
18 The Department may grant a reduction or waiver upon a  
19 determination that:

20 (1) the contractor or subcontractor has demonstrated  
21 that insufficient apprentices are available;

22 (2) the reasonable and necessary requirements of the  
23 contract do not allow the goal to be met;

24 (3) there is a disproportionately high ratio of  
25 material costs to labor hours that makes meeting the goal  
26 infeasible;

1           (4) apprentice labor hour goals conflict with existing  
2 requirements, including federal requirements, in  
3 connection with the public work; or

4           (5) the contractor or subcontractor has demonstrated  
5 that insufficient graduates of the Illinois Works  
6 Preapprenticeship Program are available to meet the  
7 requirements of paragraph (2) of subsection (a).

8           (c) Contractors and subcontractors must submit a  
9 certification to the Department and the agency that is  
10 administering the contract, or the grant agreement funding the  
11 contract, demonstrating that the contractor or subcontractor  
12 has:

13           (1) met the apprentice labor hour goals set forth in  
14 paragraph (2) of subsection (a);

15           (2) received a reduction or waiver pursuant to  
16 subsection (b); or

17           (3) not complied with the labor hour goals in  
18 paragraph (2) of subsection (a) and did not receive a  
19 reduction or waiver pursuant to subsection (b).

20           It shall be deemed to be a material breach of the contract,  
21 or the grant agreement funding the contract, and entitle the  
22 State to declare a default, terminate the contract or grant  
23 agreement funding it, and exercise those remedies provided for  
24 in the contract, at law, or in equity if the contractor or  
25 subcontractor fails to submit the certification required in  
26 this subsection or submits false or misleading information.

1 Intentional failure to comply with the Illinois Works  
2 Apprenticeship Initiative may result in the State agency that  
3 contracted or funded the public works project: (i) terminating  
4 the contract or agreement involved, (ii) prohibiting the party  
5 that contracted with the State from participating in public  
6 contracts or agreements for a period not to exceed 3 years,  
7 (iii) seeking a penalty of up to 25% of the contract or  
8 agreement as a result of the violation, or (iv) any  
9 combination of items (i) through (iii). State agencies shall  
10 report to the Department all projects that did not comply with  
11 the Illinois Works Apprenticeship Initiative and any action  
12 taken against the noncompliant party and shall provide an  
13 action plan to address the reported instance of noncompliance  
14 with the Illinois Works Apprenticeship Initiative.

15 (d) No later than one year after the effective date of this  
16 Act, and by April 1 of every calendar year thereafter, the  
17 Department of Labor shall submit a report to the Illinois  
18 Works Review Panel regarding the use of apprentices under the  
19 Illinois Works Apprenticeship Initiative for public works  
20 projects. To the extent it is available, the report shall  
21 include the following information:

22 (1) the total number of labor hours on each project  
23 and the percentage of labor hours actually worked by  
24 apprentices on each public works project;

25 (2) the number of apprentices used in each public  
26 works project, broken down by trade; and

1           (3) the number and percentage of minorities, women,  
2           and veterans utilized as apprentices on each public works  
3           project.

4           (e) The Department shall adopt any rules deemed necessary  
5           to implement the Illinois Works Apprenticeship Initiative. In  
6           order to provide for the expeditious and timely implementation  
7           of this Act, the Department may adopt emergency rules. The  
8           adoption of emergency rules authorized by this subsection is  
9           deemed to be necessary for the public interest, safety, and  
10          welfare.

11          (f) The Illinois Works Apprenticeship Initiative shall not  
12          interfere with any contracts or grants in existence on the  
13          effective date of this Act.

14          (g) Notwithstanding any provisions to the contrary in this  
15          Act, any State agency that administers a construction program  
16          for which federal law or regulations establish standards and  
17          procedures for the utilization of apprentices may implement  
18          the Illinois Works Apprenticeship Initiative using the federal  
19          standards and procedures for the establishment of goals and  
20          utilization procedures for the State-funded, as well as the  
21          federally assisted, portions of the program. In such cases,  
22          these goals shall not exceed those established pursuant to the  
23          relevant federal statutes or regulations.

24          (h) The Department shall maintain a list of graduates of  
25          the Illinois Works Preapprenticeship Program for a period of  
26          not less than one year after the participant graduates from

1 the Program. The list shall include the name, address, county  
2 of residence, phone number, email address, and the  
3 self-attested construction and building trade career path  
4 preferences of each graduate. This list shall be made  
5 available to any contractor or subcontractor, as well as any  
6 apprenticeship program approved by and registered with the  
7 United States Department of Labor's Bureau of Apprenticeship  
8 and Training in alignment with the graduate's self-attested  
9 construction and building trade career path preferences.

10 (Source: P.A. 103-305, eff. 7-28-23.)

11 Section 99. Effective date. This Act takes effect upon  
12 becoming law.