



Rep. Lawrence Walsh, Jr.

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10100SB2140ham004

LRB101 09757 CPF 69969 a

1 AMENDMENT TO SENATE BILL 2140

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2140, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 5. If and only if Senate Bill 1407 of the 101st  
6 General Assembly becomes law in the form in which it passed the  
7 Senate, then the Illinois Hazardous Materials Workforce  
8 Training Act is amended by changing Section 10 as follows:

9 (101st G.A., SB1407 Engrossed, Sec. 10)

10 Section 10. Advanced safety training.

11 (a) The Department shall develop by rule a curriculum of  
12 approved advanced safety training for workers at high hazard  
13 facilities. That training shall be available through the  
14 Department or instruction may be provided by a community  
15 college or United States Department of Labor apprenticeship  
16 program. The Department shall approve a curriculum in

1 accordance with this subsection (a) by January 1, 2021, and  
2 shall periodically revise the curriculum to reflect current  
3 best practices. Upon receipt of certification from the  
4 apprenticeship program or community college, the Department  
5 shall issue a certificate to a worker who completes the  
6 approved training.

7 (b) An owner or operator, when contracting for the  
8 performance of construction work at the stationary source,  
9 shall require that its contractors and any subcontractors use a  
10 skilled and trained workforce to perform all onsite work within  
11 an apprenticeable occupation in the building and construction  
12 trades.

13 (c) The requirements of this Section shall not immediately  
14 apply to contracts awarded before July ~~January~~ 1, 2020, unless  
15 the contract is extended or renewed after that date. Contracts  
16 awarded before July ~~January~~ 1, 2020 shall meet the requirements  
17 of this Section no later than July ~~January~~ 1, 2021.

18 (d) The requirements of this Section shall only apply to  
19 the skilled and trained workforce, contracted with an owner or  
20 operator to perform construction work at the stationary source  
21 site.

22 (e) The skilled and trained workforce requirements under  
23 this Section shall not apply to:

24 (1) Contractors that have requested qualified workers  
25 from the local hiring halls that dispatch workers in the  
26 apprenticeable occupation and, due to workforce shortages,

1 the contractor is unable to obtain sufficient qualified  
2 workers within 48 hours of the request, Saturdays, Sundays,  
3 and holidays excepted. This Act shall not prevent  
4 contractors from obtaining workers from any source.

5 (2) An emergency where compliance is impracticable;  
6 namely, an emergency requires immediate action to prevent  
7 imminent harm to public health or safety or to the  
8 environment. Within 14 days of an emergency, the Attorney  
9 General's Workers Rights Bureau, in conjunction with the  
10 Illinois Department of Labor, must certify that the  
11 emergency warranted noncompliance with this Act. The  
12 employer must provide necessary documentation of the  
13 emergency to the Attorney General's Workers Rights Bureau  
14 and the Illinois Department of Labor.

15 (Source: 101st G.A., SB1407 Engrossed.)

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law, or on the date Senate Bill 1407 of the 101st  
18 General Assembly takes effect, whichever is later."