



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB4217

Introduced 1/5/2022, by Rep. William Davis

#### SYNOPSIS AS INTRODUCED:

220 ILCS 5/5-117

Amends the Public Utilities Act. Provides that any supplier of energy that generates more than 500 kilowatt hours of electricity annually within the State (rather than any supplier of energy within the State) and all companies that develop, build, install, or maintain a renewable energy project with total annual revenues over \$15,000,000 shall submit an annual report on all procurement goals and actual spending for female-owned, minority-owned, veteran-owned, and small business enterprises in the previous calendar year. Deletes language that exempts specified wind energy and solar energy from having to submit an annual report. Provides that each participating company in its annual report shall include an explanation of the plan for the next year to increase participation, including a buying plan for the specific goods and services the company intends to buy in the next 6 to 18 months, including any procurement codes used by the company, to assist entrepreneurs and diverse companies to understand upcoming opportunities to work with the company submitting the buying plan.

LRB102 20562 LNS 29430 b

1 AN ACT concerning regulation.

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

4 Section 5. The Public Utilities Act is amended by changing  
5 Section 5-117 as follows:

6 (220 ILCS 5/5-117)

7 Sec. 5-117. Supplier diversity goals.

8 (a) The public policy of this State is to collaboratively  
9 work with companies that serve Illinois residents to improve  
10 their supplier diversity in a non-antagonistic manner.

11 (b) The Commission shall require all gas, electric, and  
12 water companies with at least 100,000 customers under its  
13 authority, as well as suppliers of wind energy, solar energy,  
14 hydroelectricity, nuclear energy, and any other supplier of  
15 energy that generates more than 500 kilowatt hours of  
16 electricity annually within this State and all companies that  
17 develop, build, install, or maintain a renewable energy  
18 project with total annual revenues over \$15,000,000 ~~other than~~  
19 ~~wind energy and solar energy required to comply with the~~  
20 ~~reporting requirements under Section 1505-215 of the~~  
21 ~~Department of Labor Law of the Civil Administrative Code of~~  
22 ~~Illinois~~, to submit an annual report by April 15, 2015 and  
23 every April 15 thereafter, in a searchable Adobe PDF format,

1 on all procurement goals and actual spending for female-owned,  
2 minority-owned, veteran-owned, and small business enterprises  
3 in the previous calendar year. These goals shall be expressed  
4 as a percentage of the total work performed by the entity  
5 submitting the report, and the actual spending for all  
6 female-owned, minority-owned, veteran-owned, and small  
7 business enterprises shall also be expressed as a percentage  
8 of the total work performed by the entity submitting the  
9 report.

10 (c) Each participating company in its annual report shall  
11 include the following information:

12 (1) an explanation of the plan for the next year to  
13 increase participation, including a buying plan for the  
14 specific goods and services the company intends to buy in  
15 the next 6 to 18 months, including any procurement codes  
16 used by the company, to assist entrepreneurs and diverse  
17 companies to understand upcoming opportunities to work  
18 with the company submitting the buying plan;

19 (2) an explanation of the plan to increase the goals;

20 (3) the areas of procurement each company shall be  
21 actively seeking more participation in the next year;

22 (4) an outline of the plan to alert and encourage  
23 potential vendors in that area to seek business from the  
24 company;

25 (5) an explanation of the challenges faced in finding  
26 quality vendors and offer any suggestions for what the

1 Commission could do to be helpful to identify those  
2 vendors;

3 (6) a list of the certifications the company  
4 recognizes;

5 (7) the point of contact for any potential vendor who  
6 wishes to do business with the company and explain the  
7 process for a vendor to enroll with the company as a  
8 minority-owned, women-owned, or veteran-owned company; and

9 (8) any particular success stories to encourage other  
10 companies to emulate best practices.

11 (d) Each annual report shall include as much  
12 State-specific data as possible. If the submitting entity does  
13 not submit State-specific data, then the company shall include  
14 any national data it does have and explain why it could not  
15 submit State-specific data and how it intends to do so in  
16 future reports, if possible.

17 (e) Each annual report shall include the rules,  
18 regulations, and definitions used for the procurement goals in  
19 the company's annual report.

20 (f) The Commission and all participating entities shall  
21 hold an annual workshop open to the public in 2015 and every  
22 year thereafter on the state of supplier diversity to  
23 collaboratively seek solutions to structural impediments to  
24 achieving stated goals, including testimony from each  
25 participating entity as well as subject matter experts and  
26 advocates. The Commission shall publish a database on its

1 website of the point of contact for each participating entity  
2 for supplier diversity, along with a list of certifications  
3 each company recognizes from the information submitted in each  
4 annual report. The Commission shall publish each annual report  
5 on its website and shall maintain each annual report for at  
6 least 5 years.

7 (Source: P.A. 102-558, eff. 8-20-21; 102-662, eff. 9-15-21.)