



Rep. JoAnn D. Osmond

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09500HB5932ham004

LRB095 17880 HLH 48737 a

1 AMENDMENT TO HOUSE BILL 5932

2 AMENDMENT NO. _____. Amend House Bill 5932, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois Power Agency Act is amended by
6 adding Section 1-128 as follows:

7 (20 ILCS 3855/1-128 new)

8 Sec. 1-128. Renewable energy program. The Agency shall, in
9 conjunction with the Department of Commerce and Economic
10 Opportunity, develop a program to promote renewable energy and
11 net-metering options in the State.

12 Notwithstanding any other rulemaking authority that may
13 exist, neither the Governor nor any agency or agency head under
14 the jurisdiction of the Governor has any authority to make or
15 promulgate rules to implement or enforce the provisions of this
16 Section. If, however, the Governor believes that rules are

1 necessary to implement or enforce the provisions of this
2 Section, the Governor may suggest rules to the General Assembly
3 by filing them with the Clerk of the House and the Secretary of
4 the Senate and by requesting that the General Assembly
5 authorize such rulemaking by law, enact those suggested rules
6 into law, or take any other appropriate action in the General
7 Assembly's discretion. Nothing contained in this Section shall
8 be interpreted to grant rulemaking authority under any other
9 Illinois statute where such authority is not otherwise
10 explicitly given. For the purposes of this paragraph, "rules"
11 is given the meaning contained in Section 1-70 of the Illinois
12 Administrative Procedure Act, and "agency" and "agency head"
13 are given the meanings contained in Sections 1-20 and 1-25 of
14 the Illinois Administrative Procedure Act to the extent that
15 such definitions apply to agencies or agency heads under the
16 jurisdiction of the Governor.".