

1 AN ACT in relation to public utilities.

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 adding
5 Section 16-103.5 as follows:

6 (220 ILCS 5/16-103.5 new)

7 Sec.16-103.5. Renewable energy resources standard.

8 (a) In furtherance of subsection (f) of Section 5 of the
9 Illinois Resource Development and Energy Security Act, which
10 provides that "renewable forms of energy should be promoted
11 as an important element of the energy and environmental
12 policies of the State and it is a goal of the State that at
13 least 5% of the State's energy production and use be derived
14 from renewable forms of energy by 2010 and at least 15% from
15 renewable forms of energy by 2020", a renewable energy
16 resources standard is hereby established in Illinois.

17 (b) This Section applies to electric utilities and
18 alternative retail electric suppliers.

19 (c) "Renewable energy resources" has the meaning given
20 that term in subsection (f) of Section 6-3 of the Renewable
21 Energy, Energy Efficiency, and Coal Resources Development Law
22 of 1997.

23 (d) During 2003 and 2004, an electric utility or
24 alternative retail electric supplier shall take all
25 appropriate actions to meet the standards set forth in this
26 Section, and shall submit one report each year by December
27 31, 2003 and December 31, 2004, respectively, describing each
28 year's actions in detail.

29 (e) Each electric utility or alternative retail electric
30 supplier shall in the years specified supply electricity to
31 Illinois customers generated by renewable energy resources in

1 at least the following minimum percentages of the total
2 electricity supplied by that electric utility or alternative
3 retail electric supplier to customers in Illinois:

4 (1) 2005, 2%;

5 (2) 2007, 3%;

6 (3) 2009, 4%;

7 (4) 2010, 5%;

8 (5) 2012, 7%;

9 (6) 2014, 9%;

10 (7) 2016, 11%;

11 (8) 2018, 13%;

12 (9) 2020 and each year thereafter, 15%.

13 (f) An electric utility or alternative retail electric
14 supplier shall meet the standards in subsection (e) by any
15 combination of:

16 (1) generating electricity in Illinois with
17 renewable energy resources and then supplying that
18 electricity to its Illinois customers; or

19 (2) purchasing electricity generated in Illinois
20 with renewable energy resources and then supplying that
21 electricity to its Illinois customers.

22 (g) Any electric utility or alternative retail electric
23 supplier may choose to arrange with another electric utility
24 or alternative retail electric supplier to supply its
25 Illinois customers with electricity generated in Illinois
26 with renewable energy resources.

27 (h)(1) By April 1 of each year beginning in 2006, an
28 electric utility or alternative retail electric supplier
29 subject to this Section shall submit a report to the
30 Commission that documents compliance with the provisions of
31 this Section for the preceding year.

32 (2) The report shall include, but need not be
33 limited to, the following information:

34 (A) the total megawatt hours of electricity

1 sold to customers in Illinois;

2 (B) the total megawatt hours of electricity
3 generated in Illinois with each kind of renewable
4 energy resource that is sold to customers in
5 Illinois;

6 (C) the total megawatt hours of electricity
7 acquired from other electric utilities or
8 alternative retail electric suppliers that is
9 generated in Illinois with renewable energy
10 resources; and

11 (D) any other information necessary to
12 demonstrate compliance with this Section.

13 (3) The Commission shall establish additional
14 reporting requirements to ensure implementation of this
15 Section.

16 (4) The Commission shall promptly post every report
17 submitted under this subsection on the Commission's
18 Internet site.

19 (5) The Commission may audit the accuracy of all
20 information submitted under this subsection, and may
21 request and obtain from each electric utility or
22 alternative retail electric supplier any other
23 information necessary to monitor compliance with and
24 enforcement of this Section.

25 (i) An electric utility or alternative retail electric
26 supplier shall be assessed a penalty of not less than \$50 for
27 each megawatt hour of electricity that the electric utility
28 or alternative retail electric supplier does not supply as
29 required under subsection (e).

30 (j) The Commission shall establish penalties for other
31 violations of this Section.

32 Section 99. Effective date. This Act takes effect upon
33 becoming law.