

2023 Energy Transition Related Legislation

Bills Passed Both Chambers, Awaiting Action from Governor

HB 2174 (Didech/Cunningham) – Removes an HOA’s ability to restrict solar panels on homes.

HB 2204 (Costa Howard/Koehler) – Creates the Hydrogen Fuel Replacement tax credit in an amount of \$1 per kilogram. This works in tandem with the State of Illinois joining six other states as a coalition seeking \$1.25 billion to build a hub that would be focused on green hydrogen.

HB 3351 (Walsh/Castro) – Requires prevailing wage to be paid on projects funded by the Illinois Solar for All.

HB 3445 (Walsh/Stadelman) - Creates the Transmission Efficiency and Cooperation Law as a new Article in the Act. Provides that an incumbent electric transmission owner has the right to construct, own, and maintain an electric transmission line that has been approved for construction in a transmission plan and that will connect to facilities that are owned by that incumbent electric transmission owner and are or will be under the functional control of the Midcontinent Independent System Operator (MISO).

HB 3702 (Ford/Preston) – Tracks statistics on employment in the clean energy industry over periods of time.

SB 40 (Feigenholz/Gabel) - The bill would require new construction of single-family homes and multi-unit residential buildings to include basic infrastructure for electric vehicle charging in a certain number of parking spaces. It also lays out rights and obligations to allow flexibility for tenants and condominium unit owners seeking to install an EV charger on their own, while granting property owners the ability to recoup costs when an EV charging system is installed or removed at the request of a tenant or unit owner.

SB 76 (Rezin/Yednock) - Would eliminate the language that provides that no construction “shall commence on any new nuclear power plant to be located within the state”. Under the legislation, public utility and energy companies will not be obliged to invest in nuclear energy, but will have the option if they wish to support

such projects. These could be either traditional nuclear reactors or new small modular reactors (SMRs.)

SB 1160 (Fowler/Hoffman) - Amends the Renewable Energy Component Recycling Task Force Act. Provides that the REC Recycling Task Force shall consider the benefits of prohibiting a person from mixing renewable energy generation components and energy storage systems with municipal waste that is intended for disposal at a landfill and consider the benefits of prohibiting a person from disposing of renewable energy generation components and energy storage systems in a sanitary landfill. Effective immediately.

SB 1474 (Ventura/Hoffman) – Under this legislation, the Illinois Power Agency would be required to procure a percentage of its renewable energy credits from hydropower dams. This would help increase the use of this renewable energy source, while also promoting environmental conservation by using dams that already exist.