



Sen. Willie Preston

**Filed: 5/5/2023**

10300HB3702sam002

LRB103 30119 SPS 61497 a

1 AMENDMENT TO HOUSE BILL 3702

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3702 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Energy Transition Act is amended by  
5 changing Section 5-50 as follows:

6 (20 ILCS 730/5-50)

7 (Section scheduled to be repealed on September 15, 2045)

8 Sec. 5-50. Returning Residents Clean Jobs Training  
9 Program.

10 (a) Subject to appropriation, the Department shall develop  
11 and, in coordination with the Department of Corrections,  
12 administer the Returning Residents Clean Jobs Training  
13 Program.

14 (b) As used in this Section:

15 "Commitment" means a judicially determined placement in  
16 the custody of the Department of Corrections on the basis of a

1 conviction.

2 "Committed person" means a person committed to the  
3 Department of Corrections.

4 "Community-based organization" means an organization that:

5 (1) provides employment, skill development, or related  
6 services to members of the community;

7 (2) includes community colleges, nonprofits, and local  
8 governments; and

9 (3) has a history of serving committed persons or  
10 justice-involved persons.

11 "Correctional institution or facility" means a Department  
12 of Corrections building or part of a Department of Corrections  
13 building where committed persons are detained in a secure  
14 manner.

15 "Department" means the Department of Commerce and Economic  
16 Opportunity.

17 "Discharge" means the end of a sentence or the final  
18 termination of a detainee's physical commitment to and  
19 confinement in the Department of Corrections.

20 "Location" means where the returning resident is  
21 physically located, such as:

22 (1) a correctional institution or facility;

23 (2) a county;

24 (3) a municipality or town; and

25 (4) a place of employment.

26 "Program" means the Returning Residents Clean Jobs

1 Training Program.

2 "Program Administrator" means, for each Program Delivery  
3 Area, the administrator selected by the Department pursuant to  
4 paragraph (1) of subsection (g) of this Section.

5 "Returning resident" means any United States resident who  
6 is: (i) 17 years of age or older; (ii) in the physical custody  
7 of the Department of Corrections; and (iii) scheduled to be  
8 re-entering society within 36 months.

9 (c) Returning Residents Clean Jobs Training Program.

10 (1) Connected services. The Program shall prepare  
11 graduates to work in the clean energy and related sector  
12 jobs as defined in Section 5-25.

13 (2) Recruitment of participants. The Program  
14 Administrators shall, in coordination with the Department  
15 of Commerce and Economic Opportunity, educate committed  
16 persons in both men's and women's correctional  
17 institutions and facilities on the benefits of the Program  
18 and how to enroll in the Program.

19 (3) Connection to employers. The Program  
20 Administrators shall, with assistance from the Regional  
21 Administrators, connect Program graduates with potential  
22 employers in the clean energy jobs industries.

23 (4) Graduation. Participants who successfully complete  
24 all assignments in the Program shall receive a Program  
25 graduation certificate and any certifications or  
26 credentials earned in the process.

1           (5) Eligibility. A committed person in a correctional  
2 institution or facility is eligible if the committed  
3 person:

4           (i) is within 36 months of expected release;

5           (ii) consented in writing to participation in the  
6 Program;

7           (iii) meets all Program and testing requirements;

8           (iv) is willing to follow all Program  
9 requirements; and

10           (v) does not pose a safety and security risk for  
11 the facility or any person.

12           The Department of Corrections shall have sole discretion  
13 to determine whether a committed person's participation in the  
14 Program poses a safety and security risk for the facility or  
15 any person. The Department of Corrections shall determine  
16 whether a committed person is eligible to participate in the  
17 Program.

18           (d) Program entry and testing requirements. To enter the  
19 Returning Residents Clean Jobs Training Program, committed  
20 persons must complete a simple application, undergo an  
21 interview and coaching session, and must score a minimum of a  
22 6.0 or above on the Test for Adult Basic Education or the  
23 Illinois Community College Board approved assessment for  
24 determining basic skills deficiency. The Returning Residents  
25 Clean Jobs Training Program shall include a one-week  
26 pre-program orientation that ensures the candidates understand

1 and are interested in continuing the Program. Candidates that  
2 successfully complete the orientation may continue to the full  
3 Program.

4 (d-5) Training. Once approved for the new program,  
5 candidates must receive essential employability skills  
6 training as part of vocational or occupational training.  
7 Training must lead to certifications or credentials that  
8 prepare candidates for employment.

9 (e) Removal from the Program. The Department of  
10 Corrections may remove a committed person enrolled in the  
11 Program for violation of institutional rules; failure to  
12 participate or meet expectations of the Program; failure of a  
13 drug test; disruptive behavior; or for reasons of safety,  
14 security, and order of the facility.

15 (f) Drug testing. A clean drug test is required to  
16 complete the Returning Residents Clean Jobs Training Program.  
17 A drug test shall be administered at least once prior to  
18 graduation. The Department of Corrections shall be responsible  
19 for the drug testing of applicants.

20 (g) Curriculum.

21 (1) The Department of Commerce and Economic  
22 Opportunity shall design a curriculum for the Program that  
23 is as similar as practical to the Clean Jobs Curriculum  
24 and meets in-facility requirements. The curriculum shall  
25 focus on preparing graduates for employment in the clean  
26 energy and related sector jobs as defined in Section 5-25.

1 The Program shall include structured hands-on activities  
2 in correctional institutions or facilities, including  
3 classroom spaces and outdoor spaces, to instruct  
4 participants in the core curriculum established in this  
5 Act. The Department and the Department of Corrections  
6 shall work together to ensure all curriculum elements may  
7 be available within Department of Corrections facilities.

8 (2) The Program Administrators shall collaborate to  
9 create and publish a guidebook that allows for the  
10 implementation of the curriculum and provides information  
11 on all necessary and useful resources for Program  
12 participants and graduates.

13 (h) Program administration.

14 (1) The Department of Commerce and Economic  
15 Opportunity shall select a Program Administrator for each  
16 Program Delivery Area to administer and coordinate the  
17 Program. The Program Administrators shall have strong  
18 capabilities, experience, and knowledge related to program  
19 development and economic management; cultural and language  
20 competency needed to be effective in the communities to be  
21 served; committed persons or justice-involved persons;  
22 knowledge and experience in working with providers of  
23 clean energy jobs; and awareness of clean energy and  
24 related sector trends and activities, workforce  
25 development best practices, regional workforce development  
26 needs, and community development.

1           The Program Administrator must pass a background check  
2 administered by the Department of Corrections and be  
3 approved by the Department of Corrections to work within a  
4 secure facility prior to being hired by the Department of  
5 Commerce and Economic Opportunity for a Program delivery  
6 area.

7           (2) The Program Administrators shall:

8           (i) coordinate with Regional Administrators and  
9 the Clean Jobs Workforce Network Program to ensure  
10 that execution, performance, partnerships, marketing,  
11 and Program access across the State consistent with  
12 respecting regional differences;

13           (ii) work with community-based organizations  
14 approved to provide industry-recognized credentials or  
15 education institutions to deliver the Program;

16           (iii) collaborate to create and publish an  
17 employer "Hiring Returning Residents" handbook that  
18 includes benefits and expectations of hiring returning  
19 residents, guidance on how to recruit, hire, and  
20 retain returning residents, guidance on how to access  
21 State and federal tax credits and incentives and State  
22 and federal resources, guidance on how to update  
23 company policies to support hiring and supporting  
24 returning residents, and an understanding of the harm  
25 in one-size-fits-all policies toward returning  
26 residents. The handbook shall be updated every 5 years

1 or more frequently if needed to ensure that its  
2 contents are accurate. The handbook shall be made  
3 available on the Department's website;

4 (iv) work with potential employers to promote  
5 company policies to support hiring and supporting  
6 returning residents via employee/employer liability,  
7 coverage, insurance, bonding, training, hiring  
8 practices, and retention support;

9 (v) provide services such as job coaching and  
10 financial coaching to Program graduates to support  
11 employment longevity; and

12 (vi) identify clean energy job opportunities and  
13 assist participants in achieving employment. The  
14 Program shall include at least one job fair; include  
15 job placement discussions with clean energy employers;  
16 establish a partnership with Illinois solar energy  
17 businesses and trade associations to identify solar  
18 employers that support and hire returning residents;  
19 and involve the Department of Commerce and Economic  
20 Opportunity, Regional Administrators, and the Advisory  
21 Council in finding employment for participants and  
22 graduates in the clean energy and related sector  
23 industries.

24 (3) The Department shall select community-based  
25 organizations to provide Program elements at each  
26 facility. Community-based organizations shall be



1 competitively selected by the Department of Commerce and  
2 Economic Opportunity. Community-based organizations  
3 delivering the Program elements outlined may provide all  
4 elements required or may subcontract to other entities for  
5 the provision of portions of Program elements. All  
6 contractors who have regular interactions with committed  
7 persons, regularly access a Department of Corrections  
8 facility, or regularly access a committed person's  
9 personal identifying information or other data elements  
10 must pass a Department of Corrections background check  
11 prior to being approved to administer the Program elements  
12 at a facility.

13 (4) The Department of Corrections shall aim to include  
14 training in conjunction with other pre-release procedures  
15 and movements. Delays in a workshop being provided shall  
16 not cause delays in discharge.

17 (5) The Program Administrators may establish shortened  
18 Returning Resident Clean Jobs Training Programs to prepare  
19 and place graduates in the Clean Jobs Workforce Network  
20 Program or the Illinois Climate Works Preapprenticeship  
21 Program following the graduate's release from commitment.  
22 Graduates of these programs shall receive training that  
23 leads to certification or credentials designed to lead to  
24 employment and shall be prioritized for placement in a  
25 Clean Jobs Workforce Hubs training program or the Illinois  
26 Climate Works Preapprenticeship Program.

1 (6) The Director of Corrections shall:

2 (i) Ensure that the wardens or superintendents of  
3 all correctional institutions and facilities visibly  
4 post information on the Program in an accessible  
5 manner for committed individuals.

6 (ii) Identify the institutions and facilities  
7 within the Department of Corrections that will offer  
8 the Program. The determination of which facility will  
9 offer the Program shall be based on available  
10 programming space, staffing, population, facility  
11 mission, security concerns, and any other relevant  
12 factor in determining suitable locations for the  
13 Program.

14 (i) Performance metrics.

15 (1) The Program Administrators shall collect and  
16 disaggregate data by race, ethnicity, gender, age, and  
17 location to evaluate and ensure Program and participant  
18 success. This data shall be shared with the Office of  
19 Equity and shall include ~~, including:~~

20 (i) the number of returning residents who enrolled  
21 in the Program;

22 (ii) the number of returning residents who were  
23 accepted for enrollment into ~~completed~~ the Program;

24 (iii) the ~~total~~ number of returning residents who  
25 applied for and were denied for enrollment into the  
26 Program ~~individuals discharged;~~

1 (iv) the demographics of each entering and  
2 graduating class;

3 (v) the percentage of graduates employed at 6 and  
4 12 months after release;

5 (vi) the number of returning residents who did not  
6 complete the Program ~~the recidivism rate of Program~~  
7 ~~participants at 3 and 5 years after release;~~

8 (vii) the total number of individuals discharged  
9 ~~the candidates interviewed and hiring status;~~

10 (viii) the graduate employment status, such as  
11 hire date, pay rates, whether full-time, part-time, or  
12 seasonal, and separation date; ~~and~~

13 (ix) continuing education and certifications  
14 gained by Program graduates; ~~and~~

15 (x) the recidivism rate of Program participants at  
16 1, 3, 5, 7, and 10 years after release;

17 (xi) the candidates interviewed and their hiring  
18 status;

19 (xii) the number of returning residents who  
20 enrolled in the Program and were removed;

21 (xiii) the number of returning residents who  
22 graduated from the Program and remained employed in  
23 the clean energy industry within one year and 3 years  
24 after release. If practicable, the Department shall  
25 consult with the Department of Employment Security to  
26 also provide this data for 5, 7, and 10 years after

1 release;

2 (xiv) the number of returning residents who  
3 graduated from the Program and changed employment in  
4 the clean energy industry within one year and 3 years  
5 after release. If practicable, the Department shall  
6 consult with the Department of Employment Security to  
7 also provide this data for 5, 7, and 10 years after  
8 release;

9 (xv) the number of returning residents who  
10 graduated from the Program and separated from  
11 employment in the clean energy industry and received  
12 employment in another industry within one year and 3  
13 years after release. If practicable, the Department  
14 shall consult with the Department of Employment  
15 Security to provide this data for 5, 7, and 10 years  
16 after release; and

17 (xvi) the number of returning residents who  
18 completed the Program.

19 (2) The Department of Commerce and Economic  
20 Opportunity shall publish an annual report containing  
21 these performance metrics. Data may be disaggregated by  
22 institution, discharge, or residence address of resident,  
23 and other factors.

24 (j) Funding. Funding for the Program is subject to  
25 appropriation from the Energy Transition Assistance Fund.  
26 Funding may be made available from other lawful sources,

1 including donations, grants, and federal incentives.

2 (k) Access. The Program instructors and staff must pass a  
3 background check administered by the Department of Corrections  
4 prior to entering a Department of Corrections institution or  
5 facility. The Warden or Superintendent shall have the  
6 authority to deny a Program instructor or staff member entry  
7 into an institution or facility for safety and security  
8 concerns or failure to follow all facility procedures or  
9 protocols. A Program instructor or staff member administering  
10 the Program may be terminated or have his or her contract  
11 canceled if the Program instructor or staff member is denied  
12 entry into an institution or facility for safety and security  
13 concerns.

14 (Source: P.A. 102-662, eff. 9-15-21.)".