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STATE OF ILLINOIS – DEPARTMENT OF LABOR
160 N. LASALLE STREET, SUITE C-1300
CHICAGO, ILLINOIS 60601

IDOL - CHICAGO OFFICE

IN THE MATTER OF:

ILLINOIS CHAPTER, NATIONAL ELECTRICAL
CONTRACTORS, ASSOCIATION, INC.,
WEBER ELECTRIC, INC., WILCOX ELECTRIC &
SERVICE, INC., F.W. ELECTRIC, INC., GLESCO
ELECTRIC, INC., REMCO ELECTRICAL CORP.,
CAM ELECTRIC AND ENGINEERING
SERVICES, P.C., PALS ELECTRIC, INC. AND
PYRAMID ELECTRICAL CONTRACTORS, INC.,

OBJECTORS

v.

JANE R. FLANAGAN, DIRECTOR OF THE
ILLINOIS DEPARTMENT OF LABOR, AND
THE ILLINOIS DEPARTMENT OF LABOR,

RESPONDENTS.

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) STATE FILE NO.:
) 2027-H-CC08-2368
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) John O'Meara Hearing Officer
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IBEW LOCAL 197's PETITION TO INTERVENE

Petitioner, Mike Raikes, a member of the International Brotherhood of Electrical Workers, Local Union No. 197, AFL-CIO, and the International Brotherhood of Electrical Workers, Local Union No. 197; (Intervenors), by and through their attorneys, submit this Petition to Intervene in all proceedings conducted in the above captioned consolidated matters, and in support of state as follows:

1. Mike Raikes, IBEW 197 negotiates and enforces collective bargaining agreements on behalf of the Petitioner.
2. Intervenor is a labor organization, affiliate of the International Brotherhood of Electrical Workers representing individuals performing work as Electricians on prevailing wage projects throughout the electrical industry in Woodford (Palestine, El Paso and Kansas

Townships), Dewitt (Waynesville, Wilson and Rutledge Townships) and McLean (Gridley, Chenoa, Yates, White Pak, Hudson, Money Creek, Lexington, Lawndale, Danvers, Dry Grove, Normal, Towanda, Blue Mound, Martin, Allin, Dale, Oldtown, Bloomington, Bloomington City, Dawson, Downs, Arrowsmith, Randolph. Mount Hope, Funks Grove, Empire and West Townships) Counties as set forth in Article 4.08, Page 14, of the collective bargaining agreement from its principal place of business, 2407 Beich Road, Suite A, Bloomington, Illinois 61705.

3. Pursuant to Section 3 of the Illinois Prevailing Wage Act (the “Act”), 820 ILCS 130/3, the general prevailing rate of hourly wages for work of a similar character shall be paid to all laborers, workers and mechanics engaged in the construction or demolition of public works.

4. On August 14, 2026, Objectors, Illinois Chapter of the National Electrical Contractors Association (IL-NECA) submitted its Written Objections and Requests for Hearing Under Sections 4 and 9 (“Objections”) with the Illinois Department of Labor (“IDOL”) to the July 15, 2026 prevailing wage determinations pursuant to Sections 4 and 9 of the Act (820 ILCS 130/4 and 130/9).

5. In the Objections, IL-NECA stated that it has entered into various collective bargaining agreements with the International Brotherhood of Electrical Workers (IBEW) chartered Local 197 concerning electrical and telecommunication work as set forth in Paragraph 2 above and the Objector’s Petition Exhibit A.

6. In its Objections, Objectors seeks to establish the separate classification of Apprentice in the above counties, and claims that the Department should create the new prevailing wage rate for said Apprentice classification in said areas “based upon the collective bargaining agreements between the Unions and IL-NECA and contrary to the July 1, 2026

Prevailing Wage Act Amendment (HB 2488) do not pay apprentice fringe benefits at 100% of the journeyman fringe benefit package.

b. In the history of the Federal Davis-Bacon Act, 40 U.S.C. 3141-3148 since March 3, 1931, and the Illinois Act effective June 26, 1941, there has never been or needed a certified apprentice classification because bona fide apprentices are an exception to payment of the journeyman prevailing rate nor is there a pre-apprentice rate.

c. Neither the Illinois Act nor the Davis Bacon Act has any apprentice ratios in the application provisions, but incorporates by reference the apprenticeship registration requirements of state and federal law under the Department of Labor, Bureau of Apprenticeship Training which includes ratio requirements.

7. In its Objections, the Objectors “request that an investigatory hearing be ordered and held in accordance with Section[s] 4 and 9 of the Act to create an Apprentice classification in the aforesaid counties.

8. Section 120.320(a)(1) of Title 56 of the Illinois Administrative Code states that a party may intervene in a Section 9 hearing in the following circumstances: “(A) The party is so situated that he or she may be adversely affected by a final order arising from the hearing; (B) The party requesting intervention is a necessary party to the hearing proceeding; or (C) A party’s claim or defense and the main action have a question of law or fact in common.”

9. Pursuant to Section 9 of the Act, “any interested objectors may . . . introduce such evidence as is material to the issue.” 820 ILCS 130/9.

10. Intervenor is a party to a collective bargaining agreement with contractors in their jurisdictions where its members perform work that could conflict with the scope of work of a proposed “Apprentice” classification and is already covered under the existing Electrician

classification. Intervenor's members and their employer signatory contractors currently perform work on public projects in those counties pursuant to their collective bargaining agreements as Objectors acknowledge. This apprentice work is performed under existing prevailing wage classification for Electricians established by the IDOL since the passage of the Act in 1941 without the need or objection over the past 85 years (95 years for Davis-Bacon).

11. If Objectors' petition is successful, some of this work performed by the Intervenor's members may be encompassed by the Objectors request for the separate "Apprentice" rate classification, particularly fringe benefit contributions.

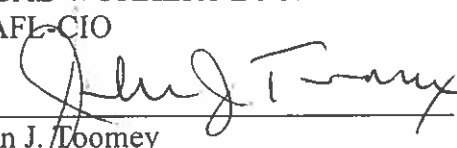
12. As set forth above, IBEW Local 197 as well as their IBEW apprentices will suffer adverse effects, IBEW Local 197 is a necessary party under the clear intent of the Illinois Prevailing Wage Act and there is also a common question of law and fact that must be resolved prior to ruling on the IL-NECA Objections. 820 ILCS 130/4(m).

13. Permitting IBEW Local 197 to intervene will not cause undue delay or prejudice and will result in a full and fair resolution of the issues.

WHEREFORE, IBEW Local 197, respectfully requests the Administrative Law Judge to enter an Order granting this Petition to Intervene and for such other relief deemed appropriate and just.

MIKE RAIKES, as a Member and Business
Manager of IBEW Local 197 and the
INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS LOCAL UNION
NO. 197, AFL-CIO

By:


John J. Doomey

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JToomey100@hotmail.com

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ELECTRIC, INC., REMCO ELECTRICAL CORP.,	)	
CAM ELECTRIC AND ENGINEERING	)	
SERVICES, P.C., PALS ELECTRIC, INC. AND	)	
PYRAMID ELECTRICAL CONTRACTORS, INC.,	)	
	)	
OBJECTORS	)	John O'Meara Hearing Officer
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JANE R. FLANAGAN, DIRECTOR OF THE	)	
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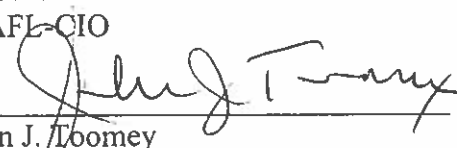
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Manager of IBEW Local 197 and the
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By:


John J. Doomey

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Chicago, Illinois 60601
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CERTIFICATE OF SERVICE

I, John J. Toomey, an attorney, hereby certify that I served copies of the foregoing
IBEW Local 197 Petition to Intervene and Appearance on August 31, 2026 to the
addresses listed below at their respective addresses via electronic mail:

Honorable John A. O'Meara
Administrative Law Judge
Illinois Department of Labor
160 N. LaSalle Street, Suite C-1300
Chicago, Illinois 60601
DOL.Hearings@illinois.gov

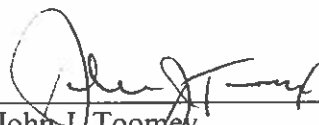
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MIKE RAIKES, as a Member and Business
Manager/Financial Secretary of IBEW Local
197 and the INTERNATIONAL
BROTHERHOOD OF ELECTRICAL
WORKERS LOCAL UNION NO. 197,
AFL-CIO

By: 
John J. Toomey
One of Its Attorneys

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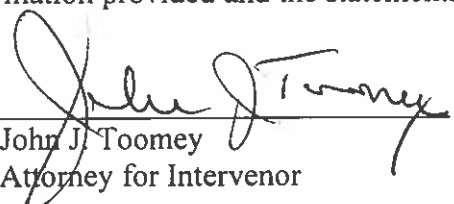
APPEARANCE

John J. Toomey will appear on behalf of Mike Raikes, as a Member of the International Brotherhood of Electrical Workers Local 197, AFL-CIO, and the International Brotherhood of Electrical Workers Local 197. John J. Toomey is a member in good standing of the Illinois State Bar, ARDC No. 003122527. Please send all future correspondence to Mr. Toomey at the following business location:

John J. Toomey
ARNOLD AND KADJAN, LLP
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35 E. Wacker Drive, Suite 600
Chicago, Illinois 60601
(312) 236-0415
JToomey100@hotmail.com

We agree to accept service in this matter by electronic mail at the email address set forth above. I further affirm and certify that all information provided and the statements made herein are true, correct, and complete.

By:


John J. Toomey
Attorney for Intervenor

Date: August 31, 2026