

**STATE OF ILLINOIS
DEPARTMENT OF LABOR**

IN THE MATTER OF:	)	
	)	
ELECTRICAL CONTRACTORS'	)	STATE FILE NO. 2027-H-CC08-2369
ASSOCIATION OF CITY OF CHICAGO	)	
AND MCWILLIAMS ELECTRIC	)	DATE OF NOTICE: AUGUST 21, 2026
COMPANY	)	
	)	
OBJECTORS,	)	
	)	
v.	)	
	)	
JANE R. FLANAGAN, DIRECTOR of the	)	
ILLINOIS DEPARTMENT OF LABOR, and	)	
THE ILLINOIS DEPARTMENT OF LABOR,	)	
	)	
RESPONDENTS.	)	

NOTICE OF WEBEX HEARING

PLEASE TAKE NOTICE that Jane R. Flanagan, Director of the Illinois Department of Labor, and the Illinois Department of Labor ("Respondents") have received from **ELECTRICAL CONTRACTORS' ASSOCIATION OF CITY OF CHICAGO AND MCWILLIAMS ELECTRIC COMPANY** ("Objectors") written objections to the prevailing wage determinations published by the Department on its website, and a request for hearing on those objections pursuant to Sections 4 and 9 of the Prevailing Wage Act [hereinafter, "PWA" or "Act"], 820 ILCS 130/0.01 et seq.

Pursuant to the PWA, Article 10 of the Illinois Administrative Procedure Act, 5 ILCS 100/10-5 et seq., and 56 Ill. Admin. Code 120.100 et seq., Respondents will convene a hearing via Webex on:

DATE:	September 25, 2026
TIME:	9:30 a.m.
ADMINISTRATIVE LAW JUDGE:	Moshe M. Liberman Chief Administrative Law Judge Illinois Department of Labor
WEBEX INFORMATION:	https://illinois.webex.com/meet/moshe.m.liberman Meeting number: 1331 17 9691
	Phone Number: +1-312-535-8110 Toll +1-415-655-0002 Toll Access code: 1331179691
OBJECTORS' ATTORNEY:	Brian Stolzenbach, Esq. Caitlin Manganelli, Esq.

SEYFARTH SHAW LLP

RESPONDENTS' ATTORNEY:

Stephanie Barton, Esq.
Deputy General Counsel
Illinois Department of Labor

Sean Imburgia, Esq.
Staff Attorney
Illinois Department of Labor

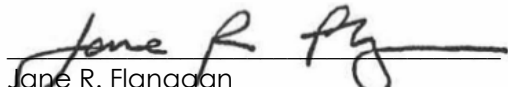
If you are unable to access Webex via the video link, you may join by calling the Webex phone numbers listed above.

The hearing involves the written objections and hearing request filed by Objector(s), attached hereto and made a part hereof (Exhibit A).

The parties and their respective representatives must be prepared to proceed at the hearing. The parties must present all information, documents, records or witnesses necessary to substantiate their position(s) at the hearing.

Pursuant to 56 Illinois Administrative Code 120.640, the Administrative Law Judge shall issue a Decision and Order. In the event no timely or proper exceptions are filed, the findings, conclusions, recommendations and order of the Administrative Law Judge shall automatically become the decision and order of the Director of Labor.

The proceedings are subject to judicial review in accordance with the provisions of the Administrative Review Law, 735 ILCS 5/3-101 et seq. The Director of Labor's determination on the objections is final and binding unless a party to this proceeding applies for and obtains judicial review of the final administrative decision in accordance with the provisions of the Administrative Review Law.


Jane R. Flanagan
Director of Labor

STATE OF ILLINOIS)
) ss
COUNTY OF COOK)

CERTIFICATE OF SERVICE

Under penalties as provided by law, including pursuant to Section 1-109 of the Code of Civil Procedure, I, Davis Merced, a non-attorney, affirm, certify or on oath state, that I served notice of the attached Notice of Webex Hearing and Order upon all parties to this case, or their agents appointed to receive service of process, by enclosing a copy of the Notice of Webex Hearing and Order in Case No. **2027-H-CC08-2369** in an envelope addressed to each party or party's agent at their respective address(es) having caused each envelope to be served by

☒ U.S. **regular** mail with postage prepaid being deposited in the U.S. mailbox at 555 W Monroe, Chicago, Illinois,

☐ **certified mail** return receipt requested and **regular mail** with postage prepaid at 555 W Monroe, Chicago, Illinois,

☒ via **email** addressed to each party or party's agent at the respective email address shown on the Certificate of Service,

on August 21, 2026, prior to 4:30 p.m.

Via Email:

OBJECTORS

ELECTRICAL CONTRACTORS'
ASSOCIATION OF CITY OF CHICAGO
AND MCWILLIAMS ELECTRIC
COMPANY
c/o Brian Stolzenbach, Esq.
Caitlin Manganelli Esq.
SEYFARTH SHAW LLP
233 S. Wacker Drive, Suite 8000
Chicago, Illinois 60606
bstolzenbach@seyfarth.com
cmanganelli@seyfarth.com

RESPONDENTS

Illinois Department of Labor and Jane Flanagan, Director
c/o Stephanie Barton, Esq.
Deputy General Counsel
524 S 2nd Street Ste 400
Springfield, IL 62701
Stephanie.Barton@Illinois.gov

/s/Davis Merced

Davis Merced, Office Specialist
Illinois Department of Labor

STATE OF ILLINOIS
DEPARTMENT OF LABOR

IN THE MATTER OF:	)	
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ELECTRICAL CONTRACTORS'	)	
ASSOCIATION OF CITY OF CHICAGO	)	STATE FILE NO. 2027-H-CC08-2369
AND MCWILLIAMS ELECTRIC	)	
COMPANY	)	DATE OF NOTICE: AUGUST 21, 2026
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	)	
v.	)	
	)	
JANE R. FLANAGAN, DIRECTOR of the	)	
ILLINOIS DEPARTMENT OF LABOR,	)	
THE ILLINOIS DEPARTMENT OF	)	
LABOR,	)	
	)	
RESPONDENTS.	)	

ORDER

IT IS HEREBY ORDERED:

1. Pursuant to 56 Ill. Admin. Code § 120.400, a **Webex** pre-hearing conference shall be convened on **September 3, 2026** at **9:00 a.m.** The parties shall join via Webex using the following video link or dial-in phone number:

<https://illinois.webex.com/meet/moshe.m.liberman>

Meeting Number: 1331 17 9691

Phone Number:

312-535-8110 Toll

415-655-0002 Toll

Access code: 1331 17 9691

2. The pre-hearing conference shall be held to consider: simplification of the issues; necessity or desirability of amending documents for purposes of clarification, simplification, or limitation; stipulations and admissions of fact and of contents and authenticity of documents; limiting the number of witnesses; propriety of prior mutual exchange between and among the parties who have prepared testimony or exhibits; and addressing such other matters as may tend to expedite the disposition of the proceedings and to assure a just conclusion.
3. Attorneys shall, pursuant to 56 Ill. Admin. Code § 120.220, file their appearances as soon as practicable.

4. Any Petitions to Intervene shall be filed by **September 2, 2026**.

DATE: August 21, 2026

By: /s/ Moshe M. Liberman
Moshe M. Liberman
Chief Administrative Law Judge
Illinois Department of Labor
115 South LaSalle Street, 37th Floor
Chicago, IL 60603
V: 312-793-1805
Dol.hearings@illinois.gov



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

RECEIVED
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AUG 14 2026
IDOL - CHICAGO OFFICE
IDOL - CHICAGO OFFICE

IN THE MATTER OF:

ELECTRICAL CONTRACTORS'
ASSOCIATION OF CITY OF CHICAGO
AND MCWILLIAMS ELECTRIC
COMPANY

State File No. 2027-H-CC08-2369

- and -

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

**WRITTEN OBJECTIONS AND PETITION FOR HEARING
PURSUANT TO SECTIONS 4 AND 9 OF THE PREVAILING WAGE ACT**

The Petitioners, the Electrical Contractors' Association of the City of Chicago (hereinafter the "Association") and McWilliams Electric Company (collectively, "Petitioners"), and pursuant to Sections 4 and 9 of the Illinois Prevailing Wage Act, 820 ILCS 130/4 and 130/9 (the "Act"), submit these written objections to the prevailing wage determination published by the Illinois Department of Labor (the "Department") for Cook County and requests a hearing on those objections. In support, the Petitioners state as follows:

1. The Association is an employer association whose member contractors perform electrical work and are signatory to the Principal Agreement with the International Brotherhood of Electrical Workers, Local Union No. 134 (the "Collective

Bargaining Agreement” or “CBA”). The Association’s members perform work using electricians on projects covered by the Illinois Prevailing Wage Act and subject to the CBA.

2. McWilliams Electric Company is a member of the Association and, subject to the CBA, performs work using electricians on projects covered by the Illinois Prevailing Wage Act.
3. The Department published its prevailing wage schedule for Cook County on July 15, 2026. These objections are timely filed within thirty (30) days of publication, on or before August 14, 2026, as provided by Section 9 of the Act.
4. The Department’s published Cook County schedule lists the “Electrician” classification with a base rate of \$63.15 per hour. That figure is the journeyman wireman rate established by the Collective Bargaining Agreement effective June 1, 2026.
5. The Collective Bargaining Agreement does not set a single, uniform “Electrician” rate. It establishes distinct classifications for journeyman wiremen and for apprentices. Apprentice wages are expressly set as graduated percentages of the journeyman wage rate, ranging from 40% (\$25.26 per hour) to 90% (\$56.84 per hour), depending on the apprentice’s completion of on-the-job training hours and related instruction. The apprentice classification is a separate classification with its own wage rate—it is not the journeyman rate.
6. The Collective Bargaining Agreement likewise establishes separate fringe benefit obligations for apprentices. Apprentice fringe benefit contributions are prorated

and calculated by reference to the apprentice's own percentage wage rate and gross earnings, not by reference to the full journeyman package. The apprentice fringe benefit rate under the CBA is one amount; the journeyman fringe benefit rate is another.

7. Section 9 of the Act provides that where the prevailing rate of wages is based on a collective bargaining agreement, "the explanation of classes on the prevailing wage schedule shall be consistent with the classifications established under the collective bargaining agreement." 820 ILCS 130/9. Section 4 similarly ties the prevailing rate to the rate paid "under collective bargaining agreements" for "each craft or type of worker or mechanic." 820 ILCS 130/4.
8. The Petitioners object to the Department's determination to the extent it applies the journeyman wage rate, and the journeyman fringe benefit rate, to apprentices. That determination is not consistent with the classifications established under the Collective Bargaining Agreement, which fixes separate, lower, percentage-based wage and fringe benefit rates for apprentices. The determination therefore does not conform to Sections 4 and 9 of the Act.
9. To the extent the Department contends that the recent amendment to the Act, Public Act 104-0017, requires that apprentices be paid the journeyman fringe benefit rate (or any rate other than the prorated apprentice rate established by the Collective Bargaining Agreement), the Petitioners object and preserve the following positions: (a) any such application conflicts with and is preempted by federal labor law, including the National Labor Relations Act under *Machinists v.*

Wisconsin Employment Relations Commission, 427 U.S. 132 (1976), and Section 301 of the Labor Management Relations Act, because it overrides the wage and benefit terms the parties fixed through collective bargaining; and (b) any such application is preempted by the Employee Retirement Income Security Act insofar as it dictates the level of contributions to negotiated employee benefit plans. The Petitioners reserve the right to brief and argue these positions fully at hearing.

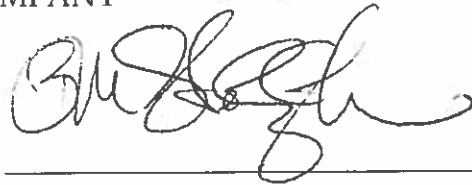
WHEREFORE, the Petitioners respectfully request that the Department:

1. Set these objections for hearing pursuant to Sections 4 and 9 of the Act.
2. Revise the Cook County prevailing wage determination to recognize and apply the separate apprentice classifications, apprentice wage rates, and apprentice fringe benefit rates established under the Collective Bargaining Agreement.
3. Grant such other and further relief as is just and appropriate.

Dated: August 14, 2026

Respectfully Submitted,

ELECTRICAL CONTRACTORS'
ASSOCIATION OF CITY OF CHICAGO
and MCWILLIAMS ELECTRIC
COMPANY



By: _____

Brian Stolzenbach
bstolzenbach@seyfarth.com
Caitlin Manganelli
cmanganelli@seyfarth.com
SEYFARTH SHAW LLP
233 S. Wacker Drive, Suite 8000
Chicago, Illinois 60606
Telephone: (312) 460-5000
Facsimile: (312) 460-7000

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CHICAGO, ILLINOIS 60601

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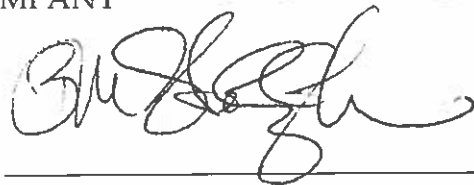
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