

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 Sections 13-225 and 13-804 as follows:

6 (220 ILCS 5/13-225 new)

7 (Section scheduled to be repealed on July 1, 2005)

8 Sec. 13-225. Residential service price-cap company means
9 a telecommunications carrier that provided local exchange
10 telecommunications service to 100,000 or more residential end
11 users on January 1, 2003 using a network elements platform
12 that was required to be provided to the carrier pursuant to
13 Section 13-801(d)(4).

14 (220 ILCS 5/13-804 new)

15 (Section scheduled to be repealed on July 1, 2005)

16 Sec.13-804. Residential service Price-cap Company;
17 requirements.

18 (a) Any residential service price-cap company shall be
19 subject to the price cap provisions of this Section.

20 (b) Each telecommunications carrier subject to this
21 Section shall, within 30 days after the effective date of
22 this amendatory Act of 2003, certify to the Commission that
23 its rates for basic residential service are no greater than
24 the rates in effect on January 1, 2003. As used in this
25 Section, the term "basic residential service" has the same
26 meaning as in subsection (c) of Section 13-506.1

27 (c) If a residential service price-cap company does not
28 increase its rates during the period beginning on the
29 effective date of this amendatory Act of the 93rd General
30 Assembly and ending on July 1, 2005 to a level greater than

1 the rates that were in effect on January 1, 2003, then,
2 during that period, neither the Commission nor any incumbent
3 local exchange carrier shall (1) approve an increase in the
4 rate for a network elements platform charged to a residential
5 service price-cap company; or (2) reduce the network elements
6 available to residential service price-cap companies for
7 purchase below that which was available on January 1, 2003.
8 For the purposes of this Section, the rates certified to the
9 Commission shall not include promotions.