



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB2325

Introduced 2/14/2008, by Sen. M. Maggie Crotty

SYNOPSIS AS INTRODUCED:

220 ILCS 5/9-223

from Ch. 111 2/3, par. 9-223

Amends the Public Utilities Act. Provides that the Commission may authorize certain public utilities to impose a fire protection charge to meet the fire protection needs of customers (now, the fire protection needs of any municipality or public fire protection district are covered). Provides that any fire protection charge imposed shall reflect the costs associated with providing fire protection service as determined by the Commission for each service area of the public utility for which the Commission determines a separate revenue requirement. Effective immediately.

LRB095 18285 MJR 44369 b

1 AN ACT concerning regulation.

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 changing
5 Section 9-223 as follows:

6 (220 ILCS 5/9-223) (from Ch. 111 2/3, par. 9-223)
7 Sec. 9-223. Fire protection charge.

8 (a) The Commission may authorize any public utility engaged
9 in the production, storage, transmission, sale, delivery or
10 furnishing of water to impose a fire protection charge, in
11 addition to any rate authorized by this Act, sufficient to
12 cover a reasonable portion of the cost of providing the
13 capacity, facilities and the water necessary to meet the fire
14 protection needs of customers ~~any municipality or public fire~~
15 ~~protection district~~. Such fire protection charge shall be in
16 the form of a fixed amount per bill and shall be shown
17 separately on the utility bill of each customer ~~of the~~
18 ~~municipality or fire protection district~~. Any filing by a
19 public utility to impose such a fire protection charge or to
20 modify a charge shall be made pursuant to Section 9-201 of this
21 Act. Any fire protection charge imposed shall reflect the costs
22 associated with providing fire protection service as
23 determined by the Commission for each service area of the

1 public utility for which the Commission determines a separate
2 revenue requirement ~~municipality or fire protection district.~~

3 No such charge shall be imposed directly on any municipality or
4 fire protection district for a reasonable level of fire
5 protection services unless provided for in a separate agreement
6 between the municipality or the fire protection district and
7 the utility.

8 (b) By December 31, 2007, the Commission shall conduct at
9 least 3 public forums to evaluate the purpose and use of each
10 fire protection charge imposed under this Section. At least one
11 forum must be held in northern Illinois, at least one forum
12 must be held in central Illinois, and at least one forum must
13 be held in southern Illinois. The Commission must invite a
14 representative from each municipality and fire protection
15 district affected by a fire protection charge under this
16 Section to attend a public forum. The Commission shall report
17 its findings concerning recommendations concerning the purpose
18 and use of each fire protection charge to the General Assembly
19 no later than the last day of the veto session in 2008.

20 (Source: P.A. 94-950, eff. 6-27-06.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.