

1 AMENDMENT TO SENATE BILL 1637

2 AMENDMENT NO. _____. Amend Senate Bill 1637 by replacing
3 the title with the following:

4 "AN ACT in relation to telephones."; and

5 by inserting immediately below the enacting clause the
6 following:

7 "Section 2. The Public Utilities Act is amended by
8 changing Section 5-109 as follows:

9 (220 ILCS 5/5-109) (from Ch. 111 2/3, par. 5-109)

10 Sec. 5-109. Each public utility in the State, other than
11 a commercial mobile radio service provider, shall each year
12 furnish to the Commission, in such form as the Commission
13 shall require, annual reports as to all the items mentioned
14 in the preceding Sections of this Article, and in addition
15 such other items, whether of a nature similar to those
16 therein enumerated or otherwise, as the Commission may
17 prescribe. Such annual reports shall contain all the
18 required information for the period of 12 ~~to-twelve~~ months
19 ending on the thirtieth day of June in each year, or ending
20 on the thirty-first day of December in each year, as the
21 Commission may by order prescribe for each class of public

1 utilities, except commercial mobile radio service providers,
2 and shall be filed with the Commission at its office in
3 Springfield within 3 ~~three~~ months after the close of the year
4 for which the report is made. The Commission shall have
5 authority to require any public utility, other than a
6 commercial mobile radio service provider, to file monthly
7 reports of earnings and expenses of such utility, and to file
8 other periodical or special, or both periodical and special
9 reports concerning any matter about which the Commission is
10 authorized by law to keep itself informed. All reports shall
11 be under oath.

12 When any report is erroneous or defective or appears to
13 the Commission to be erroneous or defective, the Commission
14 may notify the public utility to amend such report within 30
15 ~~thirty~~ days, and before or after the termination of such
16 period the Commission may examine the officers, agents, or
17 employees, and books, records, accounts, vouchers, plant,
18 equipment and property of such public utility, and correct
19 such items in the report as upon such examination the
20 Commission may find defective or erroneous.

21 All reports made to the Commission by any public utility,
22 other than a commercial mobile radio service provider, and
23 the contents thereof shall be open to public inspection,
24 unless otherwise ordered by the Commission. Such reports
25 shall be preserved in the office of the Commission.

26 Any public utility which fails to make and file any
27 report called for by the Commission within the time
28 specified; or to make specific answer to any question
29 propounded by the Commission within 30 ~~thirty~~ days from the
30 time it is lawfully required to do so, or within such further
31 time, not to exceed 90 ~~ninety~~ days, as may in its discretion
32 be allowed by the Commission, shall forfeit up to \$100 for
33 each and every day it may so be in default if the utility
34 collects less than \$100,000 annually in gross revenue; and if

1 the utility collects \$100,000 or more annually in gross
2 revenue, it shall forfeit \$100 per day for each and every day
3 it is in default.

4 Any person who wilfully makes any false return or report
5 to the Commission, or to any member, officer or employee
6 thereof, and any person who aids or abets such person shall
7 be guilty of a Class A misdemeanor.

8 (Source: P.A. 84-617.)".