



Sen. John F. Curran

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10400SB1380sam001

LRB104 08050 RTM 23498 a

1 AMENDMENT TO SENATE BILL 1380

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1380 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by adding Section  
5 5-1192 as follows:

6 (55 ILCS 5/5-1192 new)

7 Sec. 5-1192. County use of utility pole for county public  
8 safety.

9 (a) As used in this Section:

10 "Communications space" has the meaning given to that term  
11 in the National Electric Safety Code as published by the  
12 Institute of Electrical and Electronics Engineers.

13 "Communication worker safety zone" has the meaning given  
14 to that term in the National Electric Safety Code as published  
15 by the Institute of Electrical and Electronics Engineers.

16 "Electric supply zone" has the meaning given to that term

1 in the National Electric Safety Code as published by the  
2 Institute of Electrical and Electronics Engineers.

3 "Public utility" has the meaning given to that term in  
4 Section 3-105 of the Public Utilities Act.

5 (b) A county may use a utility pole that is owned by the  
6 State or a unit of local government. A county may use a public  
7 right-of-way that is owned by the State or a unit of local  
8 government for county public safety purposes, including, but  
9 not limited to, the placement of equipment associated with  
10 public safety. The equipment may not be located within or  
11 interfere with part of an electric distribution or  
12 transmission system within the communication worker safety  
13 zone of the pole or the electric supply zone of the pole. The  
14 use of the equipment must comply with the applicable codes and  
15 local code provisions or regulations that concern public  
16 safety.

17 (c) Any fee charged by the owner of a utility pole or  
18 right-of-way for use by a county under this Section shall be at  
19 the lowest rate charged by the owner and shall not exceed the  
20 owner's costs.

21 (d) Nothing in this Section authorizes a county to use  
22 property or infrastructure that is owned by a public utility.

23 Section 10. The Illinois Municipal Code is amended by  
24 adding Section 11-80-25 as follows:

1 (65 ILCS 5/11-80-25 new)

2 Sec. 11-80-25. Municipal use of utility pole for municipal  
3 public safety.

4 (a) As used in this Section:

5 "Communications space" has the meaning given to that term  
6 in the National Electric Safety Code as published by the  
7 Institute of Electrical and Electronics Engineers.

8 "Communication worker safety zone" has the meaning given  
9 to that term in the National Electric Safety Code as published  
10 by the Institute of Electrical and Electronics Engineers.

11 "Electric supply zone" has the meaning given to that term  
12 in the National Electric Safety Code as published by the  
13 Institute of Electrical and Electronics Engineers.

14 "Public utility" has the meaning given to that term in  
15 Section 3-105 of the Public Utilities Act.

16 (b) A municipality may use a utility pole that is owned by  
17 the State or a unit of local government. A municipality may use  
18 a public right-of-way that is owned by the State or a unit of  
19 local government for municipal public safety purposes,  
20 including, but not limited to, the placement of equipment  
21 associated with public safety. The equipment may not be  
22 located within or interfere with part of an electric  
23 distribution or transmission system within the communication  
24 worker safety zone of the pole or the electric supply zone of  
25 the pole. The use of the equipment must comply with the  
26 applicable codes and local code provisions or regulations that

1 concern public safety.

2 (c) Any fee charged by the owner of a utility pole or  
3 right-of-way for use by a municipality under this Section  
4 shall be at the lowest rate charged by the owner and shall not  
5 exceed the owner's costs.

6 (d) Nothing in this Section authorizes a municipality to  
7 use property or infrastructure that is owned by a public  
8 utility."