

104TH GENERAL ASSEMBLY**State of Illinois****2025 and 2026****SB2808**

Introduced 1/13/2026, by Sen. Mike Porfirio

SYNOPSIS AS INTRODUCED:

New Act

Creates the Electric Transmission Facilities Siting Act. Defines terms. Requires that, in the siting of new electric transmission facilities, available corridors be used in the following order of priority: (1) existing public utility corridors; (2) highway corridors; and (3) new corridors. Provides that a public utility or developer may construct, place, or maintain a high-voltage electric service line on a public right-of-way or along a highway if (i) the public utility or developer submits a colocation request for the high-voltage electric service line to the Secretary of Transportation and (ii) the Secretary reviews and approves the colocation request. Provides that the Secretary may deny a colocation request if the Secretary determines that the construction, placement, or maintenance of a high-voltage electric service line on a public right-of-way or along a highway would endanger public safety or would interfere with the proper function of the highway. Provides that a public utility or developer may submit a written request to the Department of Transportation for an evaluation of certain corridors for possible locations for a high-voltage electric service line. Provides that, within 30 days after receipt of a written request, the Secretary shall assign a project coordinator to the request. Provides that a project coordinator, upon assignment to a request, shall begin the evaluation in coordination with the applicable public utility or developer. Requires a public utility or developer to develop a constructability report in consultation with the Department and requires the public utility or developer and the Department to follow the terms and conditions of the constructability report during the planning and approval process for the siting of a high-voltage electric service line. Sets forth requirements for the content of the constructability report. Provides that, if the Department requires that a high-voltage electric service line on a public right-of-way be relocated by a specific date, the Department shall give the applicable public utility or developer notice of the required relocation no less than 10 years before the date of the required relocation. Makes other changes. Effective immediately.

LRB104 16795 AAS 30204 b

A BILL FOR

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 1. Short title. This Act may be cited as the
5 Electric Transmission Facilities Siting Act.

6 Section 5. Definitions.

7 "Commission" means the Illinois Commerce Commission.

8 "Department" means the Illinois Department of
9 Transportation.

10 "Developer" means an individual, partnership, corporation,
11 or other entity seeking to build or maintain a high-voltage
12 electric service line.

13 "Electric transmission facilities" means electric
14 transmission lines, transmission towers, conductors,
15 insulators, foundations, grounding systems, access roads, and
16 any associated electric facilities, including transmission
17 substations.

18 "Highway" has the meaning given to that term in Section
19 2-202 of the Illinois Highway Code.

20 "High-voltage electric service line" means an electric
21 transmission line having a design voltage of 100,000 volts or
22 more.

23 "Secretary" means the Secretary of Transportation.

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

3 Section 10. Siting of electric transmission facilities.

4 (a) In the siting of new electric transmission facilities,
5 including high-voltage electric service lines, available
6 corridors shall be used in the following order of priority:

7 (1) Existing public utility corridors.

8 (2) Highway corridors.

9 (3) New corridors.

10 (b) Permitting on the corridors listed in subsection (a)
11 shall be done, to the greatest extent possible, in a manner
12 that accounts for economic and engineering considerations, the
13 reliability of the electric system, and the protection of the
14 environment.

15 Section 15. High-voltage electric service line colocation
16 requests.

17 (a) A public utility or developer may construct, place, or
18 maintain a high-voltage electric service line on a public
19 right-of-way or along a highway if (i) the public utility or
20 developer submits to the Secretary a colocation request for
21 the high-voltage electric service line and (ii) the Secretary
22 reviews and approves the colocation request.

23 (b) The Secretary may deny a colocation request under this
24 Section if the Secretary determines that the construction,

1 placement, or maintenance of a high-voltage electric service
2 line on a public right-of-way or along a highway would
3 endanger public safety or would interfere with the proper
4 function of the highway.

5 (c) If the Secretary denies a colocation request under
6 this Section, the Secretary shall submit the reasons for the
7 denial to the applicable public utility or developer and the
8 Commission within 90 days after the issuance of the denial.

9 Section 20. High-voltage electric service line evaluation;
10 constructability report.

11 (a) A public utility or developer may submit a written
12 request to the Department for an evaluation of the corridors
13 described in subsection (a) of Section 10 for possible
14 locations for a high-voltage electric service line. Within 30
15 days after receipt of a written request under this subsection
16 (a), the Secretary shall assign a project coordinator to the
17 request. A project coordinator, upon assignment to a request,
18 shall begin the evaluation in coordination with the applicable
19 public utility or developer.

20 (b) The Department shall inform a public utility or
21 developer about any of the Department's current plans or
22 projects that could impact the public utility's or developer's
23 potential construction or placement of a high-voltage electric
24 service line within a corridor.

25 (c) After an evaluation under subsection (a) identifies an

1 acceptable location within a corridor, a public utility or
2 developer, in consultation with the Department, shall develop
3 a constructability report. The constructability report shall
4 include (i) the terms and conditions for the siting of the
5 high-voltage electric service line and (ii) an agreed-upon
6 time frame during which the Department may not request the
7 relocation of the high-voltage electric service line. The
8 Department shall issue a permit to the public utility or
9 developer for the use of a public right-of-way within the
10 corridor for the siting of a high-voltage electric service
11 line only after a constructability report is approved by both
12 the Department and the public utility or developer.

13 (d) A public utility or developer and the Department shall
14 follow the terms and conditions of the approved
15 constructability report during the planning and approval
16 process for the siting of a high-voltage electric service
17 line. If the Department requires the relocation of a
18 high-voltage electric service line on a public right-of-way by
19 a specific date, the Department shall give the applicable
20 public utility or developer notice of the required relocation
21 no less than 10 years before the date of the required
22 relocation.

23 (e) If the Department requires the relocation of a
24 high-voltage electric service line during the prohibited time
25 frame specified in the constructability report or the
26 Department provides notice of the required relocation of a

1 high-voltage electric service line to a public utility or
2 developer less than 10 years before the date of the required
3 relocation, the Department shall be responsible for 75% of the
4 costs incurred by the public utility or developer in the
5 relocation of the high-voltage electric service line.

6 Section 99. Effective date. This Act takes effect upon
7 becoming law.