



Rep. LaToya Greenwood

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10200HB0415ham001

LRB102 02643 SPS 24581 a

1 AMENDMENT TO HOUSE BILL 415

2 AMENDMENT NO. _____. Amend House Bill 415 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Public Utilities Act is amended by adding
5 Section 9-211.5 as follows:

6 (220 ILCS 5/9-211.5 new)

7 Sec. 9-211.5. Water and wastewater cost allocation and
8 combination.

9 (a) It is the public policy of the State of Illinois to
10 ensure that prudent and timely investment in water and
11 wastewater infrastructure is made by public utilities that
12 provide water and wastewater services in order for customers
13 of these services to receive safe, reliable, and affordable
14 water and wastewater services.

15 (b) A public utility that provides both water and
16 wastewater services may request in a general rate case

1 proceeding that the Commission allocate a portion of the
2 public utility's wastewater service revenue requirement for
3 recovery through water service base rates, allocate a portion
4 of the public utility's water service revenue requirement
5 through wastewater base rates, or combine that public
6 utility's water service and wastewater service revenue
7 requirements.

8 (c) As part of any proceeding commenced pursuant to
9 subsection (b), the public utility shall present evidence to
10 establish, and the Commission shall consider, each of the
11 following:

12 (1) the current rates of the existing customers of the
13 water and wastewater public utility;

14 (2) the number of customers of the water and
15 wastewater public utility;

16 (3) the difference between the number of water and
17 wastewater customers of the water and wastewater public
18 utility;

19 (4) the capital investment made by the water and
20 wastewater public utility and the potential impact on
21 water and wastewater rates;

22 (5) future capital investment needs for both water and
23 wastewater systems and the service territories of the
24 water and sewer public utility that are in need;

25 (6) other public or policy objectives of the State or
26 Commission; and

1 (7) any other factor that the Commission deems
2 necessary to determine whether the allocation or
3 combination is in the public interest.

4 (d) If, after considering each of the factors set forth in
5 subsection (c), the Commission finds that an allocation or
6 combination is in the public interest, the Commission shall
7 enter an order approving such allocation or combination of the
8 public utility's water and wastewater service revenue
9 requirements in accordance with this Section.

10 (e) If the Commission approves the rate recovery
11 allocation requested as set forth in subsection (b), the water
12 service revenue requirement or wastewater service revenue
13 requirement may not be increased by more than 2.5% through an
14 allocation from the water service revenue requirement or
15 wastewater service revenue requirement.

16 (f) A public utility that provides both water and
17 wastewater service and that makes an allocation request
18 pursuant to subsection (b) shall, in addition to and as part of
19 the required notice to its customers pursuant to Section 9-201
20 of this Act, provide a description of the allocation request,
21 a statement of the estimated bill impact as a result of any
22 allocation approved pursuant to this Section, and any other
23 information that the Commission deems necessary.

24 (g) Nothing in this Section shall be deemed to be in
25 conflict with nor construed to be in violation of any
26 provision of this Act, including, but not limited to, any

1 provision of this Article or Article VIII of this Act.

2 (h) The Commission may adopt rules to implement this
3 Section.

4 (i) This Section is repealed on December 31, 2026.

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