



## 93RD GENERAL ASSEMBLY

### State of Illinois

### 2003 and 2004

Introduced 02/06/04, by Michael J. Madigan

#### SYNOPSIS AS INTRODUCED:

220 ILCS 5/16-101

Amends the Public Utilities Act. Makes a technical change in a Section concerning the short title and applicability of the Electric Service Customer Choice and Rate Relief Law of 1997.

LRB093 17299 AMC 42965 b

1 AN ACT concerning utilities.

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 16-101 as follows:

6 (220 ILCS 5/16-101)

7 Sec. 16-101. Short title and applicability.

8 (a) This Article may be cited as the Electric Service  
9 Customer Choice and Rate Relief Law of 1997 and shall apply to  
10 electric utilities and alternative retail electric suppliers  
11 as defined in this Article. Except to the extent modified or  
12 supplemented by the provisions of this Article, or where the  
13 context clearly renders such provisions inapplicable, the  
14 other Articles of the Public Utilities Act pertaining to public  
15 utilities, public utility rates and services and the regulation  
16 thereof, are fully and equally applicable to the tariffed  
17 services electric utilities provide.

18 (b) The provisions of subsections (a) through (h) of  
19 Section 16-111 of this Act shall not be applicable to any  
20 electric utility which elects to file biennial rate proceedings  
21 before the Commission in the years 1998, 2000 and 2002. An  
22 electric utility electing this option shall do so by filing a  
23 notice of such election with the Commission within 60 days  
24 after the effective date of this amendatory Act of 1997, or its  
25 right to make such election shall be irrevocably waived. An  
26 electric utility electing the option specified in this  
27 paragraph shall file its rate proceeding with the Commission no  
28 later than August 1 of the years 1998, 2000, and 2002. The  
29 electric utility's filing shall comply with all requirements of  
30 83 Illinois Administrative Code Parts 255 and 285 as though the  
31 electric utility were filing for an increase in its rates,  
32 without regard to whether such filing would produce an

1 increase, a decrease or no change in the electric utility's  
2 rates and the Illinois Commerce Commission shall review the  
3 electric utility's filing and shall issue its order in  
4 accordance with the provisions of Section 9-201 of this Act.

5 (Source: P.A. 90-561, eff. 12-16-97.)