

1 AN ACT in relation to public 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
5 changing Section 5-109 as follows:

6 (220 ILCS 5/5-109) (from Ch. 111 2/3, par. 5-109)

7 Sec. 5-109. Each public utility in the State, other than
8 a commercial mobile radio service provider, shall each year
9 furnish to the Commission, in such form as the Commission
10 shall require, annual reports as to all the items mentioned
11 in the preceding Sections of this Article, and in addition
12 such other items, whether of a nature similar to those
13 therein enumerated or otherwise, as the Commission may
14 prescribe. Such annual reports shall contain all the
15 required information for the period of 12 ~~to--twelve~~ months
16 ending on the thirtieth day of June in each year, or ending
17 on the thirty-first day of December in each year, as the
18 Commission may by order prescribe for each class of public
19 utilities, except commercial mobile radio service providers,
20 and shall be filed with the Commission at its office in
21 Springfield within 3 ~~three~~ months after the close of the year
22 for which the report is made. The Commission shall have
23 authority to require any public utility to file monthly
24 reports of earnings and expenses of such utility, and to file
25 other periodical or special, or both periodical and special
26 reports concerning any matter about which the Commission is
27 authorized by law to keep itself informed. All reports shall
28 be under oath.

29 When any report is erroneous or defective or appears to
30 the Commission to be erroneous or defective, the Commission
31 may notify the public utility to amend such report within 30

1 thirty days, and before or after the termination of such
2 period the Commission may examine the officers, agents, or
3 employees, and books, records, accounts, vouchers, plant,
4 equipment and property of such public utility, and correct
5 such items in the report as upon such examination the
6 Commission may find defective or erroneous.

7 All reports made to the Commission by any public utility
8 and the contents thereof shall be open to public inspection,
9 unless otherwise ordered by the Commission. Such reports
10 shall be preserved in the office of the Commission.

11 Any public utility which fails to make and file any
12 report called for by the Commission within the time
13 specified; or to make specific answer to any question
14 propounded by the Commission within 30 ~~thirty~~ days from the
15 time it is lawfully required to do so, or within such further
16 time, not to exceed 90 ~~ninety~~ days, as may in its discretion
17 be allowed by the Commission, shall forfeit up to \$100 for
18 each and every day it may so be in default if the utility
19 collects less than \$100,000 annually in gross revenue; and if
20 the utility collects \$100,000 or more annually in gross
21 revenue, it shall forfeit \$100 per day for each and every day
22 it is in default.

23 Any person who wilfully makes any false return or report
24 to the Commission, or to any member, officer or employee
25 thereof, and any person who aids or abets such person shall
26 be guilty of a Class A misdemeanor.

27 (Source: P.A. 84-617.)

28 Section 99. Effective date. This Act takes effect upon
29 becoming law.