

AN ACT concerning telecommunications.

Be it enacted by the People of the State of Illinois,  
represented in the General Assembly:

Section 5. The Public Utilities Act is amended by  
changing Section 13-509 as follows:

(220 ILCS 5/13-509) (from Ch. 111 2/3, par. 13-509)

(Section scheduled to be repealed on July 1, 2005)

Sec. 13-509. Agreements for provisions of competitive telecommunications services differing from tariffs. A telecommunications carrier may negotiate with customers or prospective customers to provide competitive telecommunications service, and in so doing, may offer or agree to provide such service on such terms and for such rates or charges as are reasonable, without regard to any tariffs it may have filed with the Commission with respect to such services. Within 30 business days after executing any such agreement, the telecommunications carrier shall submit to the Commission written notice of a list of any such agreements (which list may be filed electronically). The notice shall identify the general nature of all such agreements, the parties to each agreement, and a general description of differences between each agreement and the related tariff. A copy of each such agreement and any cost support required to be filed with the agreement by some other Section of this Act shall be provided to the Commission within 10 business days after a request for review of the agreement is made by the Commission or is made to the Commission by another telecommunications carrier. file--any contract--or-memorandum-of-understanding-for-the-provision-of telecommunications-service, which shall include the rates--or other--charges, practices, rules or regulations applicable to

the-agreed-provision--of--such--service.---Any--cost--support  
required-to-be-filed-with-the-agreement-by-some-other-Section  
of--this--Act--shall--be--filed-within-30-business-days-after  
executing-any-such-agreement.-Where--the--agreement--contains  
the--same--rates,-charges,-practices,-rules,-and-regulations  
found-in-a-single-contract-or-memorandum-already-filed-by-the  
telecommunications-carrier-with-the--Commission,-instead--of  
filing--the--contract--or--memorandum,-the-telecommunications  
carrier-may-elect--to--file--a--letter--identifying--the--new  
agreement---and--specifically--referencing--the--contract--or  
memorandum-already-on-file-with-the-Commission-which-contains  
the-same-provisions.-A-single-letter-may--be--used--to--file  
more--than--one--new-agreement. Upon submitting notice to the  
Commission of any such agreement filing--its--contract--or  
memorandum,-or--letter, the telecommunications carrier shall  
thereafter provide service according to the terms thereof,  
unless the Commission finds, after notice and hearing, that  
the continued provision of service pursuant to such agreement  
contract-or--memorandum would substantially and adversely  
affect the financial integrity of the telecommunications  
carrier or would violate any other provision of this Act.

Any agreement or notice contract--or--memorandum entered  
into or and submitted filed pursuant to the provisions of  
this Section may, in the Commission's discretion, be accorded  
proprietary treatment.

(Source: P.A. 92-22, eff. 6-30-01.)

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