



Executive Committee

Filed: 5/27/2009

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LRB096 06559 WGH 27521 a

1 AMENDMENT TO SENATE BILL 451

2 AMENDMENT NO. _____. Amend Senate Bill 451 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Electricity Excise Tax Law is amended by
5 changing Section 15 as follows:

6 (35 ILCS 640/15)

7 Sec. 15. If any provision added by this amendatory Act of
8 1997 is held invalid, this entire amendatory Act of 1997 shall
9 be deemed invalid, and ~~and~~ the provisions of Section 1.31,
10 "Severability", of the Statute on Statutes are hereby expressly
11 declared not applicable to this amendatory Act of 1997;
12 provided, however (i) that any contracts entered into and
13 performed, transactions completed, orders issued, services
14 provided, billings rendered, or payments made in accordance
15 with the provisions of this amendatory Act of 1997, other than
16 as provided in clause (ii) below, prior to the date of the

1 determination of such invalidity, shall not thereby be rendered
2 invalid; (ii) that no presumption as to the validity or
3 invalidity of any contracts, transactions, orders, billings,
4 or payments pursuant to Article XVIII of the Public Utilities
5 Act shall result from a determination of invalidity of this
6 amendatory Act of 1997; and (iii) that the provisions of
7 proviso (i) shall not be deemed to preserve the validity of any
8 executory contracts or transactions, of any actions to be taken
9 pursuant to orders issued, or of any services to be performed,
10 billings to be rendered, or payments to be made, pursuant to
11 provisions of this amendatory Act of 1997 subsequent to the
12 date of determination of such invalidity.

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