



Sen. John F. Curran

Filed: 4/1/2025

10400SB1380sam002

LRB104 08050 RTM 24415 a

1 AMENDMENT TO SENATE BILL 1380

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1380, AS AMENDED,  
3 by replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The Counties Code is amended by adding Section  
6 5-1192 as follows:

7 (55 ILCS 5/5-1192 new)

8 Sec. 5-1192. County use of utility pole for county public  
9 safety.

10 (a) As used in this Section:

11 "Communications space" has the meaning given to that term  
12 in the National Electric Safety Code as published by the  
13 Institute of Electrical and Electronics Engineers.

14 "Communication worker safety zone" has the meaning given  
15 to that term in the National Electric Safety Code as published  
16 by the Institute of Electrical and Electronics Engineers.

1        "Electric supply zone" has the meaning given to that term  
2        in the National Electric Safety Code as published by the  
3        Institute of Electrical and Electronics Engineers.

4        "Public utility" has the meaning given to that term in  
5        Section 3-105 of the Public Utilities Act.

6        (b) Subject to the provisions of subsection (c), a county  
7        may use a utility pole that is owned by the State or a unit of  
8        local government or a public right-of-way that is owned by the  
9        State or a unit of local government for county public safety  
10        purposes, including, but not limited to, the placement of  
11        equipment associated with public safety. The equipment may not  
12        be located within or interfere with part of an electric  
13        distribution or transmission system within the communication  
14        worker safety zone of the pole or the electric supply zone of  
15        the pole. The use of the equipment must comply with the  
16        applicable codes and local code provisions or regulations that  
17        concern public safety.

18        (c) A State agency may, by rule, or a unit of local  
19        government may, by ordinance or resolution, create a  
20        permitting process to allow a utility pole or a public  
21        right-of-way that it owns to be used by a county for public  
22        safety purposes.

23        (d) Any fee charged by the owner of a utility pole or  
24        right-of-way for use by a county under this Section shall be at  
25        the lowest rate charged by the owner and shall not exceed the  
26        owner's costs.

1                   (e) Nothing in this Section authorizes a county to use  
2 property or infrastructure that is owned by a public utility.

3                   Section 10. The Illinois Municipal Code is amended by  
4 adding Section 11-80-25 as follows:

5                   (65 ILCS 5/11-80-25 new)

6                   Sec. 11-80-25. Municipal use of utility pole for municipal  
7 public safety.

8                   (a) As used in this Section:

9                   "Communications space" has the meaning given to that term  
10 in the National Electric Safety Code as published by the  
11 Institute of Electrical and Electronics Engineers.

12                   "Communication worker safety zone" has the meaning given  
13 to that term in the National Electric Safety Code as published  
14 by the Institute of Electrical and Electronics Engineers.

15                   "Electric supply zone" has the meaning given to that term  
16 in the National Electric Safety Code as published by the  
17 Institute of Electrical and Electronics Engineers.

18                   "Public utility" has the meaning given to that term in  
19 Section 3-105 of the Public Utilities Act.

20                   (b) Subject to the provisions of subsection (c), a  
21 municipality may use a utility pole that is owned by the State  
22 or a unit of local government or a public right-of-way that is  
23 owned by the State or a unit of local government for municipal  
24 public safety purposes, including, but not limited to, the

1 placement of equipment associated with public safety. The  
2 equipment may not be located within or interfere with part of  
3 an electric distribution or transmission system within the  
4 communication worker safety zone of the pole or the electric  
5 supply zone of the pole. The use of the equipment must comply  
6 with the applicable codes and local code provisions or  
7 regulations that concern public safety.

8 (c) A State agency may, by rule, or a unit of local  
9 government may, by ordinance or resolution, create a  
10 permitting process to allow a utility pole or a public  
11 right-of-way that it owns to be used by a municipality for  
12 public safety purposes.

13 (d) Any fee charged by the owner of a utility pole or  
14 right-of-way for use by a municipality under this Section  
15 shall be at the lowest rate charged by the owner and shall not  
16 exceed the owner's costs.

17 (e) Nothing in this Section authorizes a municipality to  
18 use property or infrastructure that is owned by a public  
19 utility.".