



Rep. Nabeela Syed

Filed: 4/1/2024

10300HB5157ham001

LRB103 35475 CES 70266 a

1 AMENDMENT TO HOUSE BILL 5157

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5157 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Public Utilities Act is amended by  
5 changing Section 9-220.2 as follows:

6 (220 ILCS 5/9-220.2)

7 Sec. 9-220.2. Water and sewer surcharges authorized.

8 (a) The Commission may authorize a water or sewer utility  
9 to file a surcharge which adjusts rates and charges to provide  
10 for recovery of (i) the cost of purchased water, (ii) the cost  
11 of purchased sewage treatment service, or (iii) other costs  
12 which fluctuate for reasons beyond the utility's control or  
13 are difficult to predict, ~~or (iv) costs associated with an~~  
14 ~~investment in qualifying infrastructure plant, independent of~~  
15 ~~any other matters related to the utility's revenue~~  
16 ~~requirement.~~ A surcharge approved under this Section can

1 operate on an historical or a prospective basis.

2 (b) (Blank). ~~For purposes of this Section, "costs~~  
3 ~~associated with an investment in qualifying infrastructure~~  
4 ~~plant" include a return on the investment in and depreciation~~  
5 ~~expense related to plant items or facilities (including, but~~  
6 ~~not limited to, replacement mains, meters, services, and~~  
7 ~~hydrants) which (i) are not reflected in the rate base used to~~  
8 ~~establish the utility's base rates and (ii) are non revenue~~  
9 ~~producing. For purposes of this Section, a "non revenue~~  
10 ~~producing facility" is one that is not constructed or~~  
11 ~~installed for the purpose of serving a new customer.~~

12 (c) On a periodic basis, the Commission shall initiate  
13 hearings to reconcile amounts collected under each surcharge  
14 authorized pursuant to this Section with the actual prudently  
15 incurred costs recoverable for each annual period during which  
16 the surcharge was in effect.

17 (Source: P.A. 91-638, eff. 1-1-00.)".