

1 AN ACT in relation to taxation.

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

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. Severability. If any provision added by this  
8 amendatory Act of 1997 is held invalid, this entire  
9 amendatory Act of 1997 shall be deemed invalid, and the  
10 provisions of Section 1.31, "Severability", of the Statute on  
11 Statutes are hereby expressly declared not applicable to this  
12 amendatory Act of 1997; provided, however (i) that any  
13 contracts entered into and performed, transactions completed,  
14 orders issued, services provided, billings rendered, or  
15 payments made in accordance with the provisions of this  
16 amendatory Act of 1997, other than as provided in clause (ii)  
17 below, prior to the date of the determination of such  
18 invalidity, shall not thereby be rendered invalid; (ii) that  
19 no presumption as to the validity or invalidity of any  
20 contracts, transactions, orders, billings, or payments  
21 pursuant to Article XVIII of the Public Utilities Act shall  
22 result from a determination of invalidity of this amendatory  
23 Act of 1997; and (iii) that the provisions of proviso (i)  
24 shall not be deemed to preserve the validity of any executory  
25 contracts or transactions, of any actions to be taken  
26 pursuant to orders issued, or of any services to be  
27 performed, billings to be rendered, or payments to be made,  
28 pursuant to provisions of this amendatory Act of 1997  
29 subsequent to the date of determination of such invalidity.

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