



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

SB2583

Introduced 1/20/2006, by Sen. Martin A. Sandoval

#### SYNOPSIS AS INTRODUCED:

220 ILCS 5/4-305 rep.

220 ILCS 5/9-216 rep.

220 ILCS 5/8-405

from Ch. 111 2/3, par. 8-405

Amends the Public Utilities Act. Repeals provisions requiring the Illinois Commerce Commission: (i) to collect information relating to the acquisition or sale of emission allowances under federal law from each public utility and each affiliated interest of a public utility owning an electric generating station and (ii) to adopt rules concerning the policies and procedures to be utilized in evaluating and deciding any requests for the recovery and allocation of reasonable and prudent costs incurred in the construction of generation or production facilities that have been cancelled. Deletes a provision prohibiting the Commission from requiring or implementing any system or means for the dispatch or brokering of power from a central location unless and until such action is recommended, after notice and a hearing, by a majority of the entire Commission and expressly authorized by the General Assembly upon consideration of the Commission's recommendation. Effective immediately.

LRB094 16455 MKM 51715 b

1 AN ACT concerning regulation.

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

4 (220 ILCS 5/4-305 rep.)

5 (220 ILCS 5/9-216 rep.)

6 Section 5. The Public Utilities Act is amended by repealing  
7 Sections 4-305 and 9-216.

8 Section 10. The Public Utilities Act is amended by changing  
9 Section 8-405 as follows:

10 (220 ILCS 5/8-405) (from Ch. 111 2/3, par. 8-405)

11 Sec. 8-405. Strategic options for changing the structure of  
12 energy services markets. The Commission is authorized, to the  
13 extent consistent with its energy supply planning  
14 responsibilities and the energy supply planning objectives of  
15 this Act, to study strategic options for changing the structure  
16 of energy services markets when (a) such study is authorized by  
17 a vote of the full Commission; (b) the study findings are  
18 subject to full public hearings and opportunity for comment;  
19 and (c) the study findings and any findings from public  
20 hearings are fully reported to the General Assembly together  
21 with any recommendations adopted by a vote of the Commission  
22 concerning the need for legislative action.

23 ~~Notwithstanding any provision to the contrary the~~  
24 ~~Commission shall not require or implement any system or means~~  
25 ~~for the dispatch or brokering of power from a central location~~  
26 ~~unless and until such action is recommended, after notice and~~  
27 ~~hearing, by a majority vote of the entire Commission and~~  
28 ~~expressly authorized by the General Assembly upon~~  
29 ~~consideration of the Commission recommendation.~~

30 (Source: P.A. 84-617.)

31 Section 99. Effective date. This Act takes effect upon

1 becoming law.