



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

SB2028

Introduced 3/11/2015, by Sen. Dan Duffy

#### SYNOPSIS AS INTRODUCED:

220 ILCS 5/9-227

from Ch. 111 2/3, par. 9-227

Amends the Public Utilities Act. Prohibits the Illinois Commerce Commission from considering as an operating expense for the purpose of determining whether a rate or other charge or classification is sufficient donations made by a public utility for the public welfare or for charitable scientific, religious, or educational purposes unless the donations are determined by the Commission to be in the best interest of ratepayers. Requires that the donations be publicly disclosed to the Illinois Commerce Commission within 10 business days after a public utility makes such a donation, including the name and address of each recipient and the amount of each donation. Requires the Commission to make this information available on its website. Effective immediately.

LRB099 11431 AMC 32403 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 Section 5. The Public Utilities Act is amended by changing  
5 Section 9-227 as follows:

6 (220 ILCS 5/9-227) (from Ch. 111 2/3, par. 9-227)

7 Sec. 9-227. It shall not be proper for the Commission to  
8 consider as an operating expense, for the purpose of  
9 determining whether a rate or other charge or classification is  
10 sufficient, donations made by a public utility for the public  
11 welfare or for charitable scientific, religious or educational  
12 purposes, unless provided that such donations are reasonable in  
13 amount and are determined by the Commission to be in the best  
14 interest of ratepayers. In determining the reasonableness of  
15 such donations, the Commission may ~~not~~ establish, by rule, a  
16 presumption that any particular portion of an otherwise  
17 reasonable amount may not be considered as an operating  
18 expense. The Commission shall disallow ~~be prohibited from~~  
19 ~~disallowing~~ by rule, as an operating expense, any portion of a  
20 ~~reasonable~~ donation for public welfare or charitable purposes  
21 that is not in the best interest of ratepayers. Any such  
22 donation must be publicly disclosed to the Commission within 10  
23 business days after a public utility makes such a donation,

1 including the name and address of each recipient and the amount  
2 of each donation. The Commission shall make this information  
3 available on its website.

4 (Source: P.A. 85-122.)

5 Section 99. Effective date. This Act takes effect upon  
6 becoming law.