

**SB2453**



**100TH GENERAL ASSEMBLY**

**State of Illinois**

**2017 and 2018**

**SB2453**

Introduced 1/30/2018, by Sen. Terry Link

**SYNOPSIS AS INTRODUCED:**

220 ILCS 50/2.2

from Ch. 111 2/3, par. 1602.2

Amends the Illinois Underground Utility Facilities Damage Prevention Act. Provides that, for purposes of the Act, the term "underground utility facilities" or "facilities" does not include underground storm sewers located within a right-of-way controlled by the counties of DuPage, Kane, Lake, McHenry, and Will.

LRB100 15373 RJF 30348 b

**A BILL FOR**

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 Illinois Underground Utility Facilities  
5 Damage Prevention Act is amended by changing Section 2.2 as  
6 follows:

7 (220 ILCS 50/2.2) (from Ch. 111 2/3, par. 1602.2)

8 Sec. 2.2. Underground utility facilities.

9 ~~(a)~~ "Underground utility facilities" or "facilities" means  
10 and includes wires, ducts, fiber optic cable, conduits, pipes,  
11 sewers, and cables and their connected appurtenances installed  
12 beneath the surface of the ground by:

13 (1) a public utility as defined in the Public Utilities  
14 Act;

15 (2) a municipally owned or mutually owned utility  
16 providing a similar utility service;

17 (3) a pipeline entity transporting gases, crude oil,  
18 petroleum products, or other hydrocarbon materials within  
19 the State;

20 (4) a telecommunications carrier as defined in the  
21 Universal Telephone Service Protection Law of 1985, or by a  
22 company described in Section 1 of the Telephone Company  
23 Act;

1 (5) a community antenna television system, as defined  
2 in the Illinois Municipal Code or the Counties Code;

3 (6) a holder, as that term is defined in the Cable and  
4 Video Competition Law of 2007;

5 (7) any other entity owning or operating underground  
6 facilities that transport generated electrical power to  
7 other utility owners or operators or transport generated  
8 electrical power within the internal electric grid of a  
9 wind turbine generation farm; and

10 (8) an electric cooperative as defined in the Public  
11 Utilities Act.

12 "Underground utility facilities" or "facilities" does not  
13 include underground storm sewers located within a right-of-way  
14 controlled by the following counties: DuPage, Kane, Lake,  
15 McHenry, and Will.

16 (Source: P.A. 96-714, eff. 1-1-10.)