



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB3101

Introduced 2/2/2024, by Sen. John F. Curran

SYNOPSIS AS INTRODUCED:

65 ILCS 5/11-80-25 new
220 ILCS 5/8-513 new

Amends the Illinois Municipal Code. Provides that the corporate authorities of each municipality may use a public utility's utility pole within the municipality's public rights-of-way for municipal public safety purposes, including, but not limited to, the placing of equipment associated with public safety. Provides that any fee charged by a public utility for the use of a utility pole by the municipality under the provisions shall be at the lowest rate charged by the public utility owing the utility pole and shall not exceed the public utility's actual costs. Amends the Public Utilities Act to make a conforming change.

LRB103 37805 AWJ 67935 b

1 AN ACT concerning local government.

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

4 Section 5. The Illinois Municipal Code is amended by
5 adding Section 11-80-25 as follows:

6 (65 ILCS 5/11-80-25 new)

7 Sec. 11-80-25. Municipal use of utility pole for municipal
8 public safety.

9 (a) As used in this Section, "public utility" has the
10 meaning given to that term in Section 3-105 of the Public
11 Utilities Act.

12 (b) The corporate authorities of a municipality may use a
13 public utility's utility pole within the municipality's public
14 rights-of-way for municipal public safety purposes, including,
15 but not limited to, the placing of equipment associated with
16 public safety.

17 (c) Any fee charged by a public utility for the use of a
18 utility pole by a municipality under this Section shall be at
19 the lowest rate charged by the public utility owning the
20 utility pole and shall not exceed the public utility's actual
21 costs.

22 Section 10. The Public Utilities Act is amended by adding

1 Section 8-513 as follows:

2 (220 ILCS 5/8-513 new)

3 Sec. 8-513. Utility obligations for municipal public
4 safety. Public utilities shall provide municipalities with the
5 use of any utility pole within the municipality's public
6 rights-of-way as provided in Section 11-80-25 of the Illinois
7 Municipal Code.