**Section 780.5 Applicability**

a) This Part shall apply whenever any telephone company seeks to negotiate the acquisition of a land right-of-way easement pursuant to Section 4 of the Telephone Company Act [220 ILCS 65/4] (Act).

b) As used in this Part, "telephone company" shall mean any entity to which the Act is applicable pursuant to Section 1 of the Act [220 ILCS 65/1], including telecommunications carriers as defined in Section 13-202 of the Public Utilities Act [220 ILCS 5/13-202].

c) This Part shall be prospectively applied. This Part shall not affect the following:

1) The validity of any existing certificate issued by the Illinois Commerce Commission (Commission).

2) The validity of any existing easement.

d) This Part shall not cause the revocation of any existing Commission certificate.

(Source: Amended at 27 Ill. Reg. 10216, effective August 1, 2003)