**Section 386.1010 Definitions**

As used in this Part:

"Applicant" means a public utility that submits an application.

"Department" means the Illinois Department of Transportation.

"Director" means the Director of the Division of Traffic Safety whose office is located at:

Illinois Department of Transportation

P.O. Box 19212

1340 N. 9th St.

Springfield, Illinois 62794-9212

"Division" means the Division of Traffic Safety of the Illinois Department of Transportation.

"Exemption" means a document issued under the authority of the Division that authorizes a person to perform a function that is not otherwise authorized under the Illinois Motor Carrier Safety Regulations (IMCSR).

"Illinois State Police" means any individual officer of the Illinois State Police.

"Material" or "Materially" means anything that relates to any substantive issue that is of consequence to the determination of a proceeding.

"Officer" means an authorized employee of the Illinois Department of Transportation.

"Public Utility" means a firm lawfully licensed and engaged in any of the following: telephone, and television cable or community antenna service; the production, storage, transmission, distribution, sale, delivery or furnishing of heat, cold, light, power, electricity, gas, water or sanitary sewer; or the installation or repair of facilities for any of these activities.

"Relevant" means having any tendency to make the existence of any fact that is of consequence to the determination of the proceeding more probable or less probable than it would be without that information.

"Respondent" means a person upon whom the Department has served a Notice of Intent to Assess Civil Monetary Penalty or a Notice of Probable Violation.

"Secretary" means the Secretary of the Illinois Department of Transportation.

"Undue Delay" means delay that is unwarranted, unjustified or improper.

(Source: Amended at 37 Ill. Reg. 18316, effective November 4, 2013)