



Sen. Sue Rezin

Filed: 4/20/2018

10000SB3131sam004

LRB100 19958 SMS 38720 a

1 AMENDMENT TO SENATE BILL 3131

2 AMENDMENT NO. _____. Amend Senate Bill 3131 on page 5,
3 line 18, after "10-204,", by inserting "13-401.1,"; and

4 on page 122, immediately below line 3, by inserting the
5 following:

6 "(220 ILCS 5/13-401.1)

7 (Section scheduled to be repealed on December 31, 2020)

8 Sec. 13-401.1. Interconnected voice over Internet protocol
9 (VoIP) service surcharge ~~provider registration~~.

10 ~~(a) An Interconnected VoIP provider providing fixed or~~
11 ~~non-nomadic service in Illinois on December 1, 2010 shall~~
12 ~~register with the Commission no later than January 1, 2011. All~~
13 ~~other Interconnected VoIP providers providing fixed or~~
14 ~~non-nomadic service in Illinois shall register with the~~
15 ~~Commission at least 30 days before providing service in~~
16 ~~Illinois. The Commission shall prescribe a registration form no~~

1 ~~later than October 1, 2010. The registration form prescribed by~~
2 ~~the Commission shall only require the following information:~~

3 ~~(1) the provider's legal name and any name under which~~
4 ~~the provider does or will do business in Illinois, as~~
5 ~~authorized by the Secretary of State;~~

6 ~~(2) the provider's address and telephone number, along~~
7 ~~with contact information for the person responsible for~~
8 ~~ongoing communications with the Commission;~~

9 ~~(3) a description of the provider's dispute resolution~~
10 ~~process and, if any, the telephone number to initiate the~~
11 ~~dispute resolution process; and~~

12 ~~(4) a description of each exchange of a local exchange~~
13 ~~company, in whole or in part, or the cities, towns, or~~
14 ~~geographic areas, in whole or in part, in which the~~
15 ~~provider is offering or proposes to offer Interconnected~~
16 ~~VoIP service.~~

17 ~~A provider must notify the Commission of any change in the~~
18 ~~information identified in paragraphs (1), (2), (3), or (4) of~~
19 ~~this subsection (a) within 5 business days after any such~~
20 ~~change.~~

21 An interconnected voice over Internet protocol ~~(b)~~ ~~A~~
22 provider shall charge and collect from its end-user customers,
23 and remit to the appropriate authority, fees and surcharges in
24 the same manner as are charged and collected upon end-user
25 customers of local exchange telecommunications service and
26 remitted by local exchange telecommunications companies for

1 local enhanced 9-1-1 surcharges.

2 ~~(c) A provider may designate information that it submits in~~
3 ~~its registration form or subsequent reports as confidential or~~
4 ~~proprietary, provided that the provider states the reasons the~~
5 ~~confidential designation is necessary. The Commission shall~~
6 ~~provide adequate protection for such information pursuant to~~
7 ~~Section 4-404 of this Act. If the Commission or any other party~~
8 ~~seeks public disclosure of information designated as~~
9 ~~confidential, the Commission shall consider the confidential~~
10 ~~designation in a proceeding under the Illinois Administrative~~
11 ~~Procedure Act, and the burden of proof to demonstrate that the~~
12 ~~designated information is confidential shall be upon the~~
13 ~~provider. Designated information shall remain confidential~~
14 ~~pending the Commission's determination of whether the~~
15 ~~information is entitled to confidential treatment. Information~~
16 ~~designated as confidential shall be provided to local units of~~
17 ~~government for purposes of assessing compliance with this~~
18 ~~Article as permitted under a protective order issued by the~~
19 ~~Commission pursuant to the Commission's rules and to the~~
20 ~~Attorney General pursuant to Section 6.5 of the Attorney~~
21 ~~General Act. Information designated as confidential under this~~
22 ~~Section or determined to be confidential upon Commission review~~
23 ~~shall only be disclosed pursuant to a valid and enforceable~~
24 ~~subpoena or court order or as required by the Freedom of~~
25 ~~Information Act.~~

26 ~~(d) Notwithstanding any other provision of law to the~~

1 ~~contrary, the Commission shall have the authority, after notice~~
2 ~~and hearing, to revoke or suspend the registration of any~~
3 ~~provider that fails to comply with the requirements of this~~
4 ~~Section.~~

5 ~~(c) The provisions of this Section are severable under~~
6 ~~Section 1.31 of the Statute on Statutes.~~

7 (Source: P.A. 100-20, eff. 7-1-17.)".