



Sen. Laura M. Murphy

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10100SB0581sam001

LRB101 04343 AWJ 56743 a

1 AMENDMENT TO SENATE BILL 581

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 581 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Municipal Code is amended by  
5 adding Division 15.5 as follows:

6 (65 ILCS 5/Art. 11 Div. 15.5 heading new)

7 DIVISION 15.5.

8 UNDERGROUNDING UTILITY FACILITIES

9 (65 ILCS 5/11-15.5-1 new)

10 Sec. 11-15.5-1. Undergrounding utility facilities.

11 (a) As used in this Division and unless the context  
12 requires otherwise, "underground" or "undergrounding" means  
13 routing and constructing electric transmission lines and their  
14 associated components below ground, consistent with sound  
15 engineering and utility practices.

1       (b) In the interest of public health and safety,  
2 reliability, and electric grid security, a public utility, as  
3 defined by Section 3-105 of the Public Utilities Act, shall  
4 underground any 138 kilowatt or greater electric transmission  
5 line constructed after the effective date of this amendatory  
6 Act of the 101st General Assembly where:

7           (1) a 138 kilowatt or greater electric transmission  
8 line or any portion of a 138 kilowatt or greater electric  
9 transmission line is to be located within 26,000 feet of an  
10 airport that is located in and owned by a municipality with  
11 a population greater than 70,000 and less than 80,000  
12 located in or contiguous to a county with a population in  
13 excess of 1,000,000 inhabitants; or

14           (2) a 138 kilowatt or greater electric transmission  
15 line is to be located in 4 or more contiguous  
16 municipalities with a population density of 1,000 per  
17 square mile or more as of the most recent federal decennial  
18 census.

19       (c) The costs for undergrounding a new transmission line  
20 shall not be allocated solely to the municipality or  
21 municipalities in which it is underground; instead, the  
22 Illinois Commerce Commission shall allow a public utility to  
23 fully recover from all retail customers in its service  
24 territory all reasonable and prudent costs that it incurs  
25 related to the undergrounding of transmission lines. The public  
26 utility shall record and defer these costs as a regulatory

1 asset to be included in the public utility's total rate base  
2 and amortized over a reasonable period that is equal to the  
3 expected life of the transmission line. These regulatory assets  
4 shall be collected from all ratepayers system-wide, and not  
5 only from ratepayers in the corporate limits of the  
6 municipality or municipalities within which the transmission  
7 line is constructed.

8 Section 99. Effective date. This Act takes effect upon  
9 becoming law."