



Rep. Lawrence Walsh, Jr.

**Filed: 3/12/2021**

10200HB2380ham001

LRB102 02861 SPS 23112 a

1 AMENDMENT TO HOUSE BILL 2380

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2380 as follows:

3 on page 1, line 5, after "Sections", by inserting "13-406,";  
4 and

5 on page 1, immediately below line 5, by inserting the  
6 following:

7 "(220 ILCS 5/13-406) (from Ch. 111 2/3, par. 13-406)  
8 (Section scheduled to be repealed on December 31, 2021)  
9 Sec. 13-406. Abandonment of service.

10 (a) No telecommunications carrier offering or providing  
11 noncompetitive telecommunications service pursuant to a valid  
12 Certificate of Service Authority or certificate of public  
13 convenience and necessity shall discontinue or abandon such  
14 service once initiated until and unless it shall demonstrate,  
15 and the Commission finds, after notice and hearing, that such

1 discontinuance or abandonment will not deprive customers of  
2 any necessary or essential telecommunications service or  
3 access thereto and is not otherwise contrary to the public  
4 interest. No telecommunications carrier offering or providing  
5 competitive telecommunications service shall completely  
6 discontinue or abandon such service to an identifiable class  
7 or group of customers once initiated except upon 60 days  
8 notice to the Commission and affected customers. The  
9 Commission may, upon its own motion or upon complaint,  
10 investigate the proposed discontinuance or abandonment of a  
11 competitive telecommunications service and may, after notice  
12 and hearing, prohibit such proposed discontinuance or  
13 abandonment if the Commission finds that it would be contrary  
14 to the public interest. If the Commission does not provide  
15 notice of a hearing within 60 calendar days after the  
16 notification or holds a hearing and fails to find that the  
17 proposed discontinuation or abandonment would be contrary to  
18 the public interest, the provider may discontinue or abandon  
19 such service after providing at least 30 days' ~~days~~ notice to  
20 affected customers. This Section does not apply to a Large  
21 Electing Provider proceeding under Section 13-406.1.

22 (b) A Small Electing Provider may choose to cease offering  
23 or providing a telecommunications service pursuant to either  
24 this Section or Section 13-406.1 of this Act in the same manner  
25 as a Large Electing Provider. A Small Electing Provider that  
26 elects to cease offering or providing a telecommunications

1 service pursuant to Section 13-406.1 shall be subject to all  
2 of the provisions that apply to a Large Electing Provider  
3 under Section 13-406.1. In this subsection (b), "Small  
4 Electing Provider" means an incumbent local exchange carrier,  
5 as defined in Section 13-202.5 of this Act, that is an Electing  
6 Provider, as defined in Section 13-506.2 of this Act, and  
7 that, together with all of its incumbent local exchange  
8 carrier affiliates offering telecommunications services within  
9 the State of Illinois, has fewer than 40,000 subscriber access  
10 lines as of January 1, 2020.

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