



**93RD GENERAL ASSEMBLY**  
**State of Illinois**  
**2003 and 2004**

Introduced 02/09/04, by Constance A. Howard

**SYNOPSIS AS INTRODUCED:**

220 ILCS 5/2-204 new  
220 ILCS 5/10-112

from Ch. 111 2/3, par. 10-112

Amends the Public Utilities Act. Provides for submission of documents under the Act in electronic form pursuant to rules adopted by the Illinois Commerce Commission. In provisions concerning service of Commission orders, provides that service by electronic means shall constitute service without additional proof of a receipt of a copy of the order.

LRB093 21229 AMC 47352 b

FISCAL NOTE ACT  
MAY APPLY

1 AN ACT concerning utilities.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Public Utilities Act is amended by changing  
5 Section 10-112 and by adding Section 2-204 as follows:

6 (220 ILCS 5/2-204 new)

7 Sec. 2-204. Electronic writings; administrative rules;  
8 fees.

9 (a) Whenever a document, record, or other writing of any  
10 kind or description is either required or permitted by statute  
11 or by rule of the Commission to be filed with, submitted to, or  
12 otherwise provided to the Commission, the document, record, or  
13 writing may be filed with, submitted to, or otherwise provided  
14 to the Commission in electronic form pursuant to rules adopted  
15 by the Commission. Whenever a document, record, or other  
16 writing of any kind or description is either required or  
17 permitted by statute or by rule of the Commission to be  
18 provided by the Commission or by any person or party to one or  
19 more persons or parties other than the Commission, such  
20 document, record, or writing may be provided to such persons or  
21 parties in electronic form pursuant to rules adopted by the  
22 Commission. Rules adopted under this Section shall comply with  
23 the requirements of Article 25 of the Electronic Commerce  
24 Security Act.

25 (b) The Commission is authorized to adopt by rule and to  
26 impose and collect reasonable fees to offset the cost of  
27 developing, deploying, and enhancing automated systems for  
28 transactions pursuant to the rules adopted under subsection (a)  
29 of this Section or under other rules adopted by the Commission  
30 pursuant to law.

31 (c) The Commission is authorized to adopt by rule and to  
32 impose and collect reasonable administrative fees to offset all

1 costs necessary to accept, process, store, and otherwise  
2 administer systems for documents, records, and other writings  
3 that are not electronic once the rules permitted by subsection  
4 (a) of the Section are in place.

5 (220 ILCS 5/10-112) (from Ch. 111 2/3, par. 10-112)

6 Sec. 10-112. Service of Commission orders. Every order of  
7 the Commission shall be served upon every person or corporation  
8 to be affected thereby by personal delivery of a copy thereof,  
9 by mailing in the United States mail a copy thereof in a sealed  
10 package with postage prepaid, or by electronic means to the  
11 person to be affected thereby or in the case of a corporation,  
12 to any officer or agent thereof upon whom a summons of a  
13 circuit court may be served in a civil action. Where such  
14 persons or corporations, or both, exceed 3 in number, service  
15 as herein provided may be upon the attorneys or representatives  
16 of record, if there be any; and in any event, service by  
17 electronic means or mailing in the United States mail as herein  
18 provided, shall constitute service, without additional proof  
19 of a receipt of such copy or copies of such order. Within a  
20 time specified in the order of the Commission every person and  
21 corporation upon whom it is served must, if so required in the  
22 order, notify the Commission in like manner whether the terms  
23 of the order are accepted and will be obeyed.

24 (Source: P.A. 91-341, eff. 7-29-99.)