

1 AN ACT concerning telecommunications.

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  
5 changing Section 13-301.2 as follows:

6 (220 ILCS 5/13-301.2)

7 (Section scheduled to be repealed on July 1, 2005)

8 Sec. 13-301.2. Program to Foster Elimination of the  
9 Digital Divide. The Commission shall require by rule that  
10 each telecommunications carrier providing local exchange  
11 telecommunications service notify its end-user customers that  
12 if the customer wishes to participate in the funding of the  
13 Program to Foster Elimination of the Digital Divide he or she  
14 may do so by electing to contribute, on a monthly basis, a  
15 fixed amount that will be included in the customer's monthly  
16 bill. The obligations imposed in this Section shall not be  
17 imposed upon a telecommunications carrier for any of its  
18 end-users subscribing to the services listed below: (1)  
19 private line service which is not directly or indirectly used  
20 for the origination or termination of switched  
21 telecommunications service, (2) cellular radio service, (3)  
22 high-speed point-to-point data transmission at or above 9.6  
23 kilobits, (4) the provision of telecommunications service by  
24 a company or person otherwise subject to subsection (c) of  
25 Section 13-202 to a telecommunications carrier, which is  
26 incidental to the provision of service subject to subsection  
27 (c) of Section 13-202; (5) pay telephone service; or (6)  
28 interexchange telecommunications service. The customer may  
29 cease contributing at any time upon providing notice to the  
30 telecommunications carrier. The notice shall state that any  
31 contribution made will not reduce the customer's bill for

1 telecommunications services. Failure to remit the amount of  
2 increased payment will reduce the contribution accordingly.  
3 The Commission shall specify the monthly fixed amount or  
4 amounts that customers wishing to contribute to the funding  
5 of the Program to Foster Elimination of the Digital Divide  
6 may choose from in making their contributions. A  
7 telecommunications carrier subject to this obligation shall  
8 remit the amounts contributed by its customers to the  
9 Department of Commerce and Community Affairs for deposit in  
10 the Digital Divide Elimination Fund at the intervals  
11 specified in the Commission rules.

12 (Source: P.A. 92-22, eff. 6-30-01.)