



Sen. Edward D. Maloney

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09300SB2907sam001

LRB093 15217 WGH 49151 a

1 AMENDMENT TO SENATE BILL 2907

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2907 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Public Utilities Act is amended by adding  
5 Section 4-601 as follows:

6 (220 ILCS 5/4-601 new)

7 Sec. 4-601. Consumer protection laws.

8 (a) The General Assembly finds that consumer protection is  
9 vital to the health, safety, and welfare of Illinois consumers.

10 (b) Notwithstanding any other provision of law, the  
11 Commission and its staff shall:

12 (1) work cooperatively with law enforcement  
13 authorities, including the Attorney General and State's  
14 Attorneys, in their enforcement of consumer protection  
15 laws, including the Consumer Fraud and Deceptive Business  
16 Practices Act;

17 (2) provide any materials or documents already in the  
18 Commission's possession requested by the Attorney General  
19 or a State's Attorney pertaining to the enforcement of  
20 consumer protection laws; any materials or documents that  
21 are proprietary shall not be made public unless the  
22 designation as proprietary has been removed by a court or  
23 legal body of competent jurisdiction, or the agreement of  
24 the parties; and

1           (3) upon written request, forward any complaints  
2           regarding alleged violations of any consumer protection  
3           law to the Attorney General and the State's Attorney of the  
4           appropriate county or counties.

5           (c) Subject to subdivision (1) of Section 10b of the  
6           Consumer Fraud and Deceptive Business Practices Act, the  
7           Attorney General and the State's Attorney of any county shall  
8           have available all remedies and authority granted to them by  
9           the Consumer Fraud and Deceptive Business Practices Act. The  
10           remedies for violations of this Act and its rules are not  
11           intended to replace other remedies that may be imposed for  
12           violations of the Consumer Fraud and Deceptive Business  
13           Practices Act and are in addition to, and not in substitution  
14           for, such other remedies, nor is this Act intended to remove  
15           any statutorily defined defenses.

16           Section 10. The Consumer Fraud and Deceptive Business  
17           Practices Act is amended by adding Section 10d as follows:

18           (815 ILCS 505/10d new)

19           Sec. 10d. Public Utilities Act; Illinois Commerce  
20           Commission.

21           (a) The General Assembly finds that consumer protection is  
22           vital to the health, safety, and welfare of Illinois consumers.

23           (b) Notwithstanding any other provision of law, the  
24           Illinois Commerce Commission and its staff shall:

25           (1) work cooperatively with law enforcement  
26           authorities, including the Attorney General and State's  
27           Attorneys, in their enforcement of consumer protection  
28           laws, including this Act;

29           (2) provide any materials or documents already in the  
30           Commission's possession requested by the Attorney General  
31           or a State's Attorney pertaining to the enforcement of  
32           consumer protection laws; any materials or documents that

1       are proprietary shall not be made public unless the  
2       designation as proprietary has been removed by a court or  
3       legal body of competent jurisdiction, or the agreement of  
4       the parties; and

5           (3) upon written request, forward any complaints  
6       regarding alleged violations of any consumer protection  
7       law to the Attorney General and the State's Attorney of the  
8       appropriate county or counties.

9       (c) Subject to subdivision (1) of Section 10b of this Act,  
10       the Attorney General and the State's Attorney of any county  
11       shall have available all remedies and authority granted to them  
12       by this Act. The remedies for violations of the Public  
13       Utilities Act and its rules are not intended to replace other  
14       remedies that may be imposed for violations of this Act and are  
15       in addition to, and not in substitution for, such other  
16       remedies, nor is this Section intended to remove any  
17       statutorily defined defenses."