



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

HB1938

Introduced 2/14/2005, by Rep. Michael J. Madigan - Barbara Flynn Currie - Annazette Collins

#### SYNOPSIS AS INTRODUCED:

220 ILCS 5/13-406

from Ch. 111 2/3, par. 13-406

Amends the Public Utilities Act. Makes a technical change in a Section concerning discontinuation or abandonment of telecommunications service.

LRB094 03180 AMC 33181 b

1 AN ACT concerning regulation.

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 13-406 as follows:

6 (220 ILCS 5/13-406) (from Ch. 111 2/3, par. 13-406)

7 (Section scheduled to be repealed on July 1, 2005)

8 Sec. 13-406. No telecommunications carrier offering or  
9 providing noncompetitive telecommunications service pursuant  
10 to a valid Certificate of Service Authority or certificate of  
11 public convenience and ~~and~~ necessity shall discontinue or  
12 abandon such service once initiated until and unless it shall  
13 demonstrate, and the Commission finds, after notice and  
14 hearing, that such discontinuance or abandonment will not  
15 deprive customers of any necessary or essential  
16 telecommunications service or access thereto and is not  
17 otherwise contrary to the public interest. No  
18 telecommunications carrier offering or providing competitive  
19 telecommunications service shall discontinue or abandon such  
20 service once initiated except upon 30 days notice to the  
21 Commission and affected customers. The Commission may, upon its  
22 own motion or upon complaint, investigate the proposed  
23 discontinuance or abandonment of a competitive  
24 telecommunications service and may, after notice and hearing,  
25 prohibit such proposed discontinuance or abandonment if the  
26 Commission finds that it would be contrary to the public  
27 interest.

28 (Source: P.A. 84-1063.)