

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 adding
5 Section 20-130 and by changing Sections 8-406, 8-503, and
6 16-118 as follows:

7 (220 ILCS 5/8-406) (from Ch. 111 2/3, par. 8-406)

8 Sec. 8-406. Certificate of public convenience and
9 necessity.

10 (a) No public utility not owning any city or village
11 franchise nor engaged in performing any public service or in
12 furnishing any product or commodity within this State as of
13 July 1, 1921 and not possessing a certificate of public
14 convenience and necessity from the Illinois Commerce
15 Commission, the State Public Utilities Commission or the Public
16 Utilities Commission, at the time this amendatory Act of 1985
17 goes into effect, shall transact any business in this State
18 until it shall have obtained a certificate from the Commission
19 that public convenience and necessity require the transaction
20 of such business.

21 (b) No public utility shall begin the construction of any
22 new plant, equipment, property or facility which is not in
23 substitution of any existing plant, equipment, property or

1 facility or any extension or alteration thereof or in addition
2 thereto, unless and until it shall have obtained from the
3 Commission a certificate that public convenience and necessity
4 require such construction. Whenever after a hearing the
5 Commission determines that any new construction or the
6 transaction of any business by a public utility will promote
7 the public convenience and is necessary thereto, it shall have
8 the power to issue certificates of public convenience and
9 necessity. The Commission shall determine that proposed
10 construction will promote the public convenience and necessity
11 only if the utility demonstrates: (1) that the proposed
12 construction is necessary to provide adequate, reliable, and
13 efficient service to its customers and is the least-cost means
14 of satisfying the service needs of its customers or that the
15 proposed construction will promote the development of an
16 effectively competitive electricity market that operates
17 efficiently, is equitable to all customers, and is the least
18 cost means of satisfying those objectives; (2) that the utility
19 is capable of efficiently managing and supervising the
20 construction process and has taken sufficient action to ensure
21 adequate and efficient construction and supervision thereof;
22 and (3) that the utility is capable of financing the proposed
23 construction without significant adverse financial
24 consequences for the utility or its customers.

25 (c) After the effective date of this amendatory Act of
26 1987, no construction shall commence on any new nuclear power

1 plant to be located within this State, and no certificate of
2 public convenience and necessity or other authorization shall
3 be issued therefor by the Commission, until the Director of the
4 Illinois Environmental Protection Agency finds that the United
5 States Government, through its authorized agency, has
6 identified and approved a demonstrable technology or means for
7 the disposal of high level nuclear waste, or until such
8 construction has been specifically approved by a statute
9 enacted by the General Assembly.

10 As used in this Section, "high level nuclear waste" means
11 those aqueous wastes resulting from the operation of the first
12 cycle of the solvent extraction system or equivalent and the
13 concentrated wastes of the subsequent extraction cycles or
14 equivalent in a facility for reprocessing irradiated reactor
15 fuel and shall include spent fuel assemblies prior to fuel
16 reprocessing.

17 (d) In making its determination, the Commission shall
18 attach primary weight to the cost or cost savings to the
19 customers of the utility. The Commission may consider any or
20 all factors which will or may affect such cost or cost savings.

21 (e) The Commission may issue a temporary certificate which
22 shall remain in force not to exceed one year in cases of
23 emergency, to assure maintenance of adequate service or to
24 serve particular customers, without notice or hearing, pending
25 the determination of an application for a certificate, and may
26 by regulation exempt from the requirements of this Section

1 temporary acts or operations for which the issuance of a
2 certificate will not be required in the public interest.

3 A public utility shall not be required to obtain but may
4 apply for and obtain a certificate of public convenience and
5 necessity pursuant to this Section with respect to any matter
6 as to which it has received the authorization or order of the
7 Commission under the Electric Supplier Act, and any such
8 authorization or order granted a public utility by the
9 Commission under that Act shall as between public utilities be
10 deemed to be, and shall have except as provided in that Act the
11 same force and effect as, a certificate of public convenience
12 and necessity issued pursuant to this Section.

13 No electric cooperative shall be made or shall become a
14 party to or shall be entitled to be heard or to otherwise
15 appear or participate in any proceeding initiated under this
16 Section for authorization of power plant construction and as to
17 matters as to which a remedy is available under The Electric
18 Supplier Act.

19 (f) Such certificates may be altered or modified by the
20 Commission, upon its own motion or upon application by the
21 person or corporation affected. Unless exercised within a
22 period of 2 years from the grant thereof authority conferred by
23 a certificate of convenience and necessity issued by the
24 Commission shall be null and void.

25 No certificate of public convenience and necessity shall be
26 construed as granting a monopoly or an exclusive privilege,

1 immunity or franchise.

2 (Source: P.A. 90-561, eff. 12-16-97.)

3 (220 ILCS 5/8-503) (from Ch. 111 2/3, par. 8-503)

4 Sec. 8-503. Whenever the Commission, after a hearing, shall
5 find that additions, extensions, repairs or improvements to, or
6 changes in, the existing plant, equipment, apparatus,
7 facilities or other physical property of any public utility or
8 of any 2 or more public utilities are necessary and ought
9 reasonably to be made or that a new structure or structures is
10 or are necessary and should be erected, to promote the security
11 or convenience of its employees or the public or promote the
12 development of an effectively competitive electricity market,
13 or in any other way to secure adequate service or facilities,
14 the Commission shall make and serve an order authorizing or
15 directing that such additions, extensions, repairs,
16 improvements or changes be made, or such structure or
17 structures be erected at the location, in the manner and within
18 the time specified in said order; provided, however, that the
19 Commission shall have no authority to order the construction,
20 addition or extension of any electric generating plant unless
21 the public utility requests a certificate for the construction
22 of the plant pursuant to Section 8-406 and in conjunction with
23 such request also requests the entry of an order under this
24 Section. If any additions, extensions, repairs, improvements
25 or changes, or any new structure or structures, which the

1 Commission has authorized or ordered to be erected, require
2 joint action by 2 or more public utilities, the Commission
3 shall notify the said public utilities that such additions,
4 extensions, repairs, improvements or changes or new structure
5 or structures have been authorized or ordered and that the same
6 shall be made at the joint cost whereupon the said public
7 utilities shall have such reasonable time as the Commission may
8 grant within which to agree upon the apportionment or division
9 of cost of such additions, extensions, repairs, improvements or
10 changes or new structure or structures, which each shall bear.
11 If at the expiration of such time such public utilities shall
12 fail to file with the Commission a statement that an agreement
13 has been made for a division or apportionment of the cost or
14 expense of such additions, extensions, repairs, improvements
15 or changes, or new structure or structures, the Commission
16 shall have authority, after further hearing, to make an order
17 fixing the proportion of such cost or expense to be borne by
18 each public utility and the manner in which the same shall be
19 paid or secured.

20 Nothing in this Act shall prevent the Commission, upon its
21 own motion or upon petition, from ordering, after a hearing,
22 the extension, construction, connection or interconnection of
23 plant, equipment, pipe, line, facilities or other physical
24 property of a public utility in whatever configuration the
25 Commission finds necessary to ensure that natural gas is made
26 available to consumers at no increased cost to the customers of

1 the utility supplying the gas.

2 Whenever the Commission finds, after a hearing, that the
3 public convenience or necessity requires it, the Commission may
4 order public utilities subject to its jurisdiction to work
5 jointly (1) for the purpose of purchasing and distributing
6 natural gas or gas substitutes, provided it shall not increase
7 the cost of gas to the customers of the participating
8 utilities, or (2) for any other reasonable purpose.

9 (Source: P.A. 90-561, eff. 12-16-97.)

10 (220 ILCS 5/16-118)

11 Sec. 16-118. Services provided by electric utilities to
12 alternative retail electric suppliers.

13 (a) It is in the best interest of Illinois energy consumers
14 to promote fair and open competition in the provision of
15 electric power and energy and to prevent anticompetitive
16 practices in the provision of electric power and energy.
17 Therefore, to the extent an electric utility provides electric
18 power and energy or delivery services to alternative retail
19 electric suppliers and such services are not subject to the
20 jurisdiction of the Federal Energy Regulatory Commission, and
21 are not competitive services, they shall be provided through
22 tariffs that are filed with the Commission, pursuant to Article
23 IX of this Act. Each electric utility shall permit alternative
24 retail electric suppliers to interconnect facilities to those
25 owned by the utility provided they meet established standards

1 for such interconnection, and may provide standby or other
2 services to alternative retail electric suppliers. The
3 alternative retail electric supplier shall sign a contract
4 setting forth the prices, terms and conditions for
5 interconnection with the electric utility and the prices, terms
6 and conditions for services provided by the electric utility to
7 the alternative retail electric supplier in connection with the
8 delivery by the electric utility of electric power and energy
9 supplied by the alternative retail electric supplier.

10 (b) An electric utility shall file a tariff pursuant to
11 Article IX of the Act that would allow alternative retail
12 electric suppliers or electric utilities other than the
13 electric utility in whose service area retail customers are
14 located to issue single bills to the retail customers for both
15 the services provided by such alternative retail electric
16 supplier or other electric utility and the delivery services
17 provided by the electric utility to such customers. The tariff
18 filed pursuant to this subsection shall (i) require partial
19 payments made by retail customers to be credited first to the
20 electric utility's tariffed services, (ii) impose commercially
21 reasonable terms with respect to credit and collection,
22 including requests for deposits, (iii) retain the electric
23 utility's right to disconnect the retail customers, if it does
24 not receive payment for its tariffed services, in the same
25 manner that it would be permitted to if it had billed for the
26 services itself, and (iv) require the alternative retail

1 electric supplier or other electric utility that elects the
2 billing option provided by this tariff to include on each bill
3 to retail customers an identification of the electric utility
4 providing the delivery services and a listing of the charges
5 applicable to such services. The tariff filed pursuant to this
6 subsection may also include other just and reasonable terms and
7 conditions. In addition, an electric utility, an alternative
8 retail electric supplier or electric utility other than the
9 electric utility in whose service area the customer is located,
10 and a customer served by such alternative retail electric
11 supplier or other electric utility, may enter into an agreement
12 pursuant to which the alternative retail electric supplier or
13 other electric utility pays the charges specified in Section
14 16-108, or other customer-related charges, including taxes and
15 fees, in lieu of such charges being recovered by the electric
16 utility directly from the customer.

17 (c) An electric utility with more than 100,000 customers
18 shall file a tariff pursuant to Article IX of this Act that
19 provides alternative retail electric suppliers, and electric
20 utilities other than the electric utility in whose service area
21 the retail customers are located, with the option to have the
22 electric utility purchase their receivables for power and
23 energy service provided to residential retail customers and
24 non-residential retail customers with a non-coincident peak
25 demand of less than 400 kilowatts. Receivables for power and
26 energy service of alternative retail electric suppliers or

1 electric utilities other than the electric utility in whose
2 service area the retail customers are located shall be
3 purchased by the electric utility at a just and reasonable
4 discount rate to be reviewed and approved by the Commission
5 after notice and hearing. The discount rate shall be based on
6 the electric utility's historical bad debt and any reasonable
7 start-up costs and administrative costs associated with the
8 electric utility's purchase of receivables. The discounted
9 rate for purchase of receivables shall be included in the
10 tariff filed pursuant to this subsection (c). The discount rate
11 filed pursuant to this subsection (c) shall be subject to
12 periodic Commission review. The electric utility retains the
13 right to impose the same terms on retail customers with respect
14 to credit and collection, including requests for deposits, and
15 retain the electric utility's right to disconnect the retail
16 customers, if it does not receive payment for its tariffed
17 services or purchased receivables, in the same manner that it
18 would be permitted to if the retail customers purchased power
19 and energy from the electric utility. The tariff filed pursuant
20 to this subsection (c) shall permit the electric utility to
21 recover from retail customers any uncollected receivables that
22 may arise as a result of the purchase of receivables under this
23 subsection (c), may also include other just and reasonable
24 terms and conditions, and shall provide for the prudently
25 incurred costs associated with the provision of this service
26 pursuant to this subsection (c). Nothing in this subsection (c)

1 permits the double recovery of bad debt expenses from
2 customers.

3 (d) An electric utility with more than 100,000 customers
4 shall file a tariff pursuant to Article IX of this Act that
5 would provide alternative retail electric suppliers or
6 electric utilities other than the electric utility in whose
7 service area retail customers are located with the option to
8 have the electric utility produce and provide single bills to
9 the retail customers for both the electric power and energy
10 service provided by the alternative retail electric supplier or
11 other electric utility and the delivery services provided by
12 the electric utility to the customers. The tariffs filed
13 pursuant to this subsection shall require the electric utility
14 to collect and remit customer payments for electric power and
15 energy service provided by alternative retail electric
16 suppliers or electric utilities other than the electric utility
17 in whose service area retail customers are located. The tariff
18 filed pursuant to this subsection shall require the electric
19 utility to include on each bill to retail customers an
20 identification of the alternative retail electric supplier or
21 other electric utility that elects the billing option. The
22 tariff filed pursuant to this subsection (d) may also include
23 other just and reasonable terms and conditions and shall
24 provide for the recovery of prudently incurred costs associated
25 with the provision of service pursuant to this subsection (d).
26 The costs associated with the provision of service pursuant to

1 this Section shall be subject to periodic Commission review.

2 (e) An electric utility with more than 100,000 customers in
3 this State shall file a tariff pursuant to Article IX of this
4 Act that provides alternative retail electric suppliers, and
5 electric utilities other than the electric utility in whose
6 service area the retail customers are located, with the option
7 to have the electric utility purchase 2 billing cycles worth of
8 uncollectible receivables for power and energy service
9 provided to residential retail customers and to
10 non-residential retail customers with a non-coincident peak
11 demand of less than 400 kilowatts upon returning that customer
12 to that electric utility for delivery and energy service after
13 that alternative retail electric supplier, or an electric
14 utility other than the electric utility in whose service area
15 the retail customer is located, has made reasonable collection
16 efforts on that account. Uncollectible receivables for power
17 and energy service of alternative retail electric suppliers, or
18 electric utilities other than the electric utility in whose
19 service area the retail customers are located, shall be
20 purchased by the electric utility at a just and reasonable
21 discount rate to be reviewed and approved by the Commission,
22 after notice and hearing. The discount rate shall be based on
23 the electric utility's historical bad debt for receivables that
24 are outstanding for a similar length of time and any reasonable
25 start-up costs and administrative costs associated with the
26 electric utility's purchase of receivables. The discounted

1 rate for purchase of uncollectible receivables shall be
2 included in the tariff filed pursuant to this subsection (e).
3 The electric utility retains the right to impose the same terms
4 on these retail customers with respect to credit and
5 collection, including requests for deposits, and retains the
6 right to disconnect these retail customers, if it does not
7 receive payment for its tariffed services or purchased
8 receivables, in the same manner that it would be permitted to
9 if the retail customers had purchased power and energy from the
10 electric utility. The tariff filed pursuant to this subsection
11 (e) shall permit the electric utility to recover from retail
12 customers any uncollectable receivables that may arise as a
13 result of the purchase of uncollectible receivables under this
14 subsection (e), may also include other just and reasonable
15 terms and conditions, and shall provide for the prudently
16 incurred costs associated with the provision of this service
17 pursuant to this subsection (e). Nothing in this subsection (e)
18 permits the double recovery of utility bad debt expenses from
19 customers. The electric utility may file a joint tariff for
20 this subsection (e) and subsection (c) of this Section.

21 (Source: P.A. 90-561, eff. 12-16-97.)

22 (220 ILCS 5/20-130 new)

23 Sec. 20-130. Retail choice and referral programs.

24 (a) The Commission shall have the authority to establish
25 retail choice and referral programs to be administered by an

1 electric utility or the State in which residential and small
2 commercial customers receive incentives, including, but not
3 limited to, discounted rate introductory offers for switching
4 to participating electric suppliers.

5 (b) Reasonable costs associated with the implementation
6 and operation of customer choice and referral programs may be
7 recovered in an electric utility's distribution rates, except
8 that any costs associated with any introductory discount for
9 switching to a supplier shall be assumed by that supplier.

10 Reasonable costs associated with the implementation and
11 operation of a customer choice program may also be recovered
12 from retail electric suppliers participating in a customer
13 choice and referral program. In no event, however, shall the
14 Commission mandate a cost recovery mechanism without first
15 providing all interested parties notice and an opportunity to
16 be heard in a hearing before the Commission.

17 (c) The Office of Retail Market Development shall serve as
18 the clearinghouse for the development of retail choice and
19 referral programs and shall work with electric utilities and
20 interested parties on a continuous basis to implement and
21 improve upon the programs. Nothing in this Section, however,
22 shall prevent an electric utility on its own accord from
23 implementing retail choice and referral programs.

24 (d) Only customers that qualify for utility service shall
25 be eligible for retail choice and referral programs.

26 (e) The Office of Retail Market Development shall

1 immediately upon the effective date of this amendatory Act of
2 the 95th General Assembly explore for possible implementation
3 on as expedited a basis as possible the following retail choice
4 and referral programs:

5 (1) An introductory fixed discount program in which
6 suppliers participating in the program offer customers a
7 fixed percentage discount off of the electric utility's
8 supply rate for a set number of billing periods. Customers
9 would be able to enroll in the program by using an online
10 enrollment form, completing an enrollment card found in
11 their monthly electric utility bill, or by calling a
12 toll-free number. Customers would be free to withdraw from
13 the program at any time and select another alternative
14 retail electric supplier or return to the electric utility.

15 (2) A new customer program in which electric utilities
16 would offer consumers initiating new electric service a
17 choice of offers from participating electric suppliers to
18 provide the consumer's electric supply service. Customers
19 expressing a preference for a specific electric supplier
20 would be enrolled with that supplier. Customers not
21 expressing a preference for a specific electric supplier
22 would be offered the opportunity to enroll with an electric
23 supplier selected randomly on a rotating basis.

24 (3) A customer service call center referral program in
25 which customers calling an electric utility's call center
26 would be offered enrollment with an alternative retail

1 electric supplier and informed that they have the option to
2 receive immediate savings or introductory offers by
3 participating in the referral program. Customers choosing
4 to participate would be transferred to a customer service
5 representative for the program and would either select the
6 electric supplier from which they would like to take
7 service or be placed with a participating electric supplier
8 chosen at random on a rotating basis.

9 Nothing in this Section shall prevent the Office of Retail
10 Market Development or the Commission from considering retail
11 choice and referral programs in addition to the programs
12 outlined in this Section.

13 Section 10. The Consumer Fraud and Deceptive Business
14 Practices Act is amended by changing Section 2EE as follows:

15 (815 ILCS 505/2EE)

16 Sec. 2EE. Electric service provider selection. An electric
17 service provider shall not submit or execute a change in a
18 subscriber's selection of a provider of electric service unless
19 and until (i) the provider first discloses all material terms
20 and conditions of the offer to the subscriber; (ii) the
21 provider has obtained the subscriber's express agreement to
22 accept the offer after the disclosure of all material terms and
23 conditions of the offer; and (iii) the provider has confirmed
24 the request for a change in accordance with one of the

1 following procedures ~~except as follows:~~

2 (a) The new electric service provider has obtained the
3 subscriber's ~~customer's~~ written or electronically signed
4 authorization in a form that meets the following requirements:

5 (1) An electric service provider shall obtain any
6 necessary written or electronically signed authorization
7 from a subscriber for a change in electric service by using
8 a letter of agency as specified in this Section. Any letter
9 of agency that does not conform with this Section is
10 invalid.

11 (2) The letter of agency shall be a separate document
12 (an easily separable document containing only the
13 authorization language described in subparagraph (a)(5) of
14 this Section) whose sole purpose is to authorize an
15 electric service provider change. The letter of agency must
16 be signed and dated by the subscriber requesting the
17 electric service provider change.

18 (3) The letter of agency shall not be combined with
19 inducements of any kind on the same document.

20 (4) Notwithstanding subparagraphs (a)(1) and (a)(2) of
21 this Section, the letter of agency may be combined with
22 checks that contain only the required letter of agency
23 language prescribed in subparagraph (a) (5) ~~paragraph (5)~~
24 of this Section and the necessary information to make the
25 check a negotiable instrument. The letter of agency check
26 shall not contain any promotional language or material. The

1 letter of agency check shall contain in easily readable,
2 bold-face type on the face of the check, a notice that the
3 consumer is authorizing an electric service provider
4 change by signing the check. The letter of agency language
5 also shall be placed near the signature line on the back of
6 the check.

7 (5) At a minimum, the letter of agency must be printed
8 with a print of sufficient size to be clearly legible, and
9 must contain clear and unambiguous language that confirms:

10 (i) The subscriber's billing name and address;

11 (ii) The decision to change the electric service
12 provider from the current provider to the prospective
13 provider;

14 (iii) The terms, conditions, and nature of the
15 service to be provided to the subscriber must be
16 clearly and conspicuously disclosed, in writing, and
17 an electric service provider must directly establish
18 the rates for the service contracted for by the
19 subscriber; and

20 (iv) That the subscriber understand that any
21 electric service provider selection the subscriber
22 chooses may involve a charge to the subscriber for
23 changing the subscriber's electric service provider.

24 (6) Letters of agency shall not suggest or require that
25 a subscriber take some action in order to retain the
26 subscriber's current electric service provider.

1 (7) If any portion of a letter of agency is translated
2 into another language, then all portions of the letter of
3 agency must be translated into that language.

4 (b) An appropriately qualified independent third party has
5 obtained, in accordance with the procedures set forth in this
6 subsection (b), the subscriber's oral authorization to change
7 electric suppliers that confirms and includes appropriate
8 verification data. The independent third party (i) must not be
9 owned, managed, controlled, or directed by the supplier or the
10 supplier's marketing agent; (ii) must not have any financial
11 incentive to confirm supplier change requests for the supplier
12 or the supplier's marketing agent; and (iii) must operate in a
13 location physically separate from the supplier or the
14 supplier's marketing agent.

15 Automated third-party verification systems and 3-way
16 conference calls may be used for verification purposes so long
17 as the other requirements of this subsection (b) are satisfied.

18 A supplier or supplier's sales representative initiating a
19 3-way conference call or a call through an automated
20 verification system must drop off the call once the 3-way
21 connection has been established.

22 All third-party verification methods shall elicit, at a
23 minimum, the following information: (i) the identity of the
24 subscriber; (ii) confirmation that the person on the call is
25 authorized to make the supplier change; (iii) confirmation that
26 the person on the call wants to make the supplier change; (iv)

1 the names of the suppliers affected by the change; (v) the
2 service address of the supply to be switched; and (vi) the
3 price of the service to be supplied and the material terms and
4 conditions of the service being offered, including whether any
5 early termination fees apply. Third-party verifiers may not
6 market the supplier's services by providing additional
7 information, including information regarding procedures to
8 block or otherwise freeze an account against further changes.

9 All third-party verifications shall be conducted in the
10 same language that was used in the underlying sales transaction
11 and shall be recorded in their entirety. Submitting suppliers
12 shall maintain and preserve audio records of verification of
13 subscriber authorization for a minimum period of 2 years after
14 obtaining the verification. Automated systems must provide
15 consumers with an option to speak with a live person at any
16 time during the call.

17 (c) When a subscriber initiates the call to the prospective
18 electric supplier, in order to enroll the subscriber as a
19 customer, the prospective electric supplier must, with the
20 consent of the customer, make a date-stamped, time-stamped
21 audio recording that elicits, at a minimum, the following
22 information:

23 (1) the identity of the subscriber;

24 (2) confirmation that the person on the call is
25 authorized to make the supplier change;

26 (3) confirmation that the person on the call wants to

1 make the supplier change;

2 (4) the names of the suppliers affected by the change;

3 (5) the service address of the supply to be switched;

4 and

5 (6) the price of the service to be supplied and the

6 material terms and conditions of the service being offered,

7 including whether any early termination fees apply.

8 Submitting suppliers shall maintain and preserve the audio

9 records containing the information set forth above for a

10 minimum period of 2 years.

11 (d) Complaints may be filed with the Illinois Commerce

12 Commission under this Section by a subscriber whose electric

13 service has been provided by an electric service supplier in a

14 manner not in compliance with this Section. If, after notice

15 and hearing, the Commission finds that an electric service

16 provider has violated this Section, the Commission may in its

17 discretion do any one or more of the following:

18 (1) Require the violating electric service provider to

19 refund to the subscriber charges collected in excess of

20 those that would have been charged by the subscriber's

21 authorized electric service provider.

22 (2) Require the violating electric service provider to

23 pay to the subscriber's authorized electric supplier the

24 amount the authorized electric supplier would have

25 collected for the electric service. The Commission is

26 authorized to reduce this payment by any amount already

1 paid by the violating electric supplier to the subscriber's
2 authorized provider for electric service.

3 (3) Require the violating electric subscriber to pay a
4 fine of up to \$1,000 into the Public Utility Fund for each
5 repeated and intentional violation of this Section.

6 (4) Issue a cease and desist order.

7 (5) For a pattern of violation of this Section or for
8 intentionally violating a cease and desist order, revoke
9 the violating provider's certificate of service authority.

10 (e) For purposes of this Section, "electric service
11 provider" shall have the meaning given that phrase in Section
12 6.5 of the Attorney General Act.

13 (Source: P.A. 90-561, eff. 12-16-97.)

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.