

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 2-203 as follows:

6 (220 ILCS 5/2-203)

7 (Section scheduled to be repealed on January 1, 2009)

8 Sec. 2-203. Public Utility Fund base maintenance
9 contribution. Each ~~For each of the years 2003 through 2008,~~
10 ~~each~~ electric utility as defined in Section 16-102 of this Act
11 providing service to more than 12,500 customers in this State
12 on January 1, 1995 shall contribute annually a pro rata share
13 of a total amount of \$5,500,000 based upon the number of
14 kilowatt-hours delivered to retail customers within this State
15 by each such electric utility in the 12 months preceding the
16 year of contribution. On or before May 1 of each year, the
17 Illinois Commerce Commission shall determine and notify the
18 Illinois Department of Revenue of the pro rata share owed by
19 each electric utility based upon information supplied annually
20 to the Commission. On or before June 1 of each year, the
21 Department of Revenue shall send written notification to each
22 electric utility of the amount of pro rata share they owe.
23 These contributions shall be remitted to the Department of

1 Revenue no earlier than July 1 and no later than July 31 of
2 each year the contribution is due on a return prescribed and
3 furnished by the Department of Revenue showing such information
4 as the Department of Revenue may reasonably require. The
5 Department of Revenue shall place the funds remitted under this
6 Section in the Public Utility Fund in the State treasury. The
7 funds received pursuant to this Section shall be subject to
8 appropriation by the General Assembly. If an electric utility
9 does not remit its pro rata share to the Department of Revenue,
10 the Department of Revenue must inform the Illinois Commerce
11 Commission of such failure. The Illinois Commerce Commission
12 may then revoke the certification of that electric utility.
13 This Section is repealed on January 1, 2014 ~~2009~~.

14 (Source: P.A. 92-600, eff. 6-28-02.)

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