

# HB3223



## 96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB3223

Introduced 2/24/2009, by Rep. Tom Cross

### SYNOPSIS AS INTRODUCED:

220 ILCS 5/8-202

from Ch. 111 2/3, par. 8-202

Amends the Public Utilities Act. Makes a technical change in a Section concerning termination notices.

LRB096 06235 MJR 16318 b

A BILL FOR

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 8-202 as follows:

6 (220 ILCS 5/8-202) (from Ch. 111 2/3, par. 8-202)

7 Sec. 8-202. Any public utility, or two or more public  
8 utilities, which furnishes electricity or gas for space heating  
9 shall, during the ~~the~~ calendar months of November, December,  
10 January, February, and March:

11 (a) give written notice of its intention to terminate or  
12 cut off such service or supply for any reason, other than by  
13 request of the customer, to the customer. Such notice shall be  
14 sent by U.S. Mail at least 8 days prior to termination of  
15 service or supply or delivered by other means to the customer 5  
16 days prior to such termination; and

17 (b) deliver written notice of intention to terminate or cut  
18 off such service or supply for any reason, other than by  
19 request of the customer, to the Director of the local  
20 department of public health or, if there is no local department  
21 of public health, then to the township supervisor or, if there  
22 is no township supervisor, then to the county sheriff where the  
23 premises receiving such service or supply is located; and

1 (c) send, by certified mail, prior written notice of its  
2 intention to terminate or cut off such service or supply for  
3 any reason, other than by request of the customer, to the owner  
4 of record and/or the mortgagee of the premises receiving such  
5 service or supply, should the owner of record or mortgagee make  
6 request to the public utility for any such notice.

7 The notice required by paragraphs (b) and (c) of this  
8 Section shall be delivered or mailed at least 24 hours and not  
9 more than 48 hours prior to the termination of service or  
10 supply.

11 Any termination notice delivered or mailed to a customer  
12 shall include a statement advising said customer that the  
13 township supervisor, local department of public health, or  
14 county sheriff, and the owner and/or the mortgagee, if  
15 applicable, will be notified of the termination action at least  
16 24 hours prior to the termination of service or supply.

17 Nothing in this Act shall be construed to limit the power  
18 of the Commission to adopt other rules and regulations pursuant  
19 to service termination notices.

20 No public official to whom notice is given pursuant to  
21 subparagraph (b) of this Section shall be liable for death,  
22 injury or damages resulting from cut-off of electricity or gas  
23 service or supply.

24 (Source: P.A. 84-617.)