

1                                    AMENDMENT TO HOUSE BILL 324

2            AMENDMENT NO. \_\_\_\_\_. Amend House Bill 324 on page 1, line  
3    5, by changing "and 9-230" to ", 9-230, and 13-509"; and  
4    on page 3 by inserting immediately below line 23 the  
5    following:

6            "(220 ILCS 5/13-509) (from Ch. 111 2/3, par. 13-509)  
7            (Section scheduled to be repealed on July 1, 2001)  
8            Sec. 13-509. Agreements for provisions of competitive  
9    telecommunications services differing from tariffs. A  
10   telecommunications carrier may negotiate with customers or  
11   prospective customers to provide competitive  
12   telecommunications service, and in so doing, may offer or  
13   agree to provide such service on such terms and for such  
14   rates or charges as are reasonable, without regard to any  
15   tariffs it may have filed with the Commission with respect to  
16   such services. Within 30 ~~10~~ business days after executing  
17   any such agreement, the telecommunications carrier shall file  
18   any contract or memorandum of understanding for the provision  
19   of telecommunications service, which shall include the rates  
20   or other charges, practices, rules or regulations applicable  
21   to the agreed provision of such service. Any cost support  
22   required to be filed with the agreement by some other Section

1 of this Act shall be filed within 30 calendar days after  
2 executing any such agreement. Where the agreement contains  
3 the same rates, charges, practices, rules, and regulations  
4 found in a single contract or memorandum already filed by the  
5 telecommunications carrier with the Commission, instead of  
6 filing the contract or memorandum, the telecommunications  
7 carrier may elect to file a letter identifying the new  
8 agreement and specifically referencing the contract or  
9 memorandum already on file with the Commission which contains  
10 the same provisions. A single letter may be used to file  
11 more than one new agreement. Upon filing its contract or  
12 memorandum, or letter, the telecommunications carrier shall  
13 thereafter provide service according to the terms thereof,  
14 unless the Commission finds, after notice and hearing, that  
15 the continued provision of service pursuant to such contract  
16 or memorandum would substantially and adversely affect the  
17 financial integrity of the telecommunications carrier or  
18 would violate any other provision of this Act.

19 Any contract or memorandum entered into and filed  
20 pursuant to the provisions of this Section may, in the  
21 Commission's discretion, be accorded proprietary treatment.

22 (Source: P.A. 90-185, eff. 7-23-97; 90-574, eff. 3-20-98.)".