HB5204

102ND GENERAL ASSEMBLY
State of Illinois
2021 and 2022
HB5204

Introduced 1/31/2022, by Rep. Denyse Wang Stoneback

SYNOPSIS AS INTRODUCED:

520 ILCS 5/3.41 new

Amends the Wildlife Code. Provides that the Department of Natural Resources shall encourage the owners of structures to eliminate nonflashing (steady burning) L-810 lights by January 1, 2024. Provides that the owners of structures constructed on or after March 1, 2022 that are located within migratory flyways, or in ecologically sensitive areas, or are within one mile of a forest preserve or federal or State park or wildlife area shall turn off all lights not required for safety or maintenance between 12:00am through 7:00am during migratory seasons. Provides the Department of Natural Resources with rulemaking authority. Effective immediately.

LRB102 25435 JWD 34721 b
AN ACT concerning wildlife.

Be it enacted by the People of the State of Illinois, represented in the General Assembly:

Section 5. The Wildlife Code is amended by adding Section 3.41 as follows:

(520 ILCS 5/3.41 new)

Sec. 3.41. Navigational lighting. Notwithstanding any provision of law to the contrary:

(a) The Department shall encourage the owners of structures to eliminate nonflashing (steady burning) L-810 lights by January 1, 2024. The Department shall issue certificates of recognition to owners for eliminating nonflashing (steady burning) L-810 lights.

(b) Structures constructed on or after March 1, 2022 that are located within migratory flyways, or in ecologically sensitive areas (as the Department shall determine), or are within one mile of a forest preserve or federal or State park or wildlife area shall turn off all lights not required for safety or maintenance between 12:00am through 7:00am during migratory seasons. The Department shall determine the dates of such migratory seasons and shall publish those dates at least 6 months in advance on the Department's Internet website.

(c) The Department may adopt such rules as it deems
necessary to implement the provisions of this Section.

(d) As used in this Section, "structure" has the meaning provided in Section 9 of the Airport Zoning Act and also includes a "wireless support structure" as defined in Section 10 of the Small Wireless Facilities Deployment Act.

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