



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB0149

Introduced 1/27/2011, by Sen. Shane Cultra

SYNOPSIS AS INTRODUCED:

620 ILCS 5/49.1

from Ch. 15 1/2, par. 22.49a

Amends the Illinois Aeronautics Act. Provides that after the effective date of this amendatory Act, no person may create or construct any airport hazard which obstructs a restricted landing area. Further provides that no person may erect any airport hazard within 1,500 feet on either side of a restricted landing area or within 3,000 feet from the landing approach or departure surface end of the runway. Removes reference to residential airports and the definition of "based aircraft". Provides definition of "restricted landing area" (rather than referring to regulations in effect in 1989). Defines "airport hazard" and "private use". Effective immediately.

LRB097 03965 HEP 44004 b

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Aeronautics Act is amended by
5 changing Section 49.1 as follows:

6 (620 ILCS 5/49.1) (from Ch. 15 1/2, par. 22.49a)

7 Sec. 49.1. Creation of hazards. After the effective date of
8 this amendatory Act of the 97th General Assembly, no person may
9 create or construct any airport hazard which obstructs a
10 restricted landing area. No person may create or construct any
11 airport hazard within 1,500 feet on either side of a restricted
12 landing area or within 3,000 feet from the landing approach or
13 departure surface end of the runway.

14 As used in this Section 49.1, "restricted landing area"
15 means any area of land, water, or both that is used or is made
16 available for the landing and takeoff of aircraft that is
17 intended for private use.

18 As used in this Section 49.1, "airport hazard" means any
19 structure, object of natural growth, or use of land that
20 obstructs the airspace required for the flight of aircraft in
21 landing or takeoff at any restricted landing area or is
22 otherwise hazardous to the landing or takeoff of such aircraft.

23 As used in this Section 49.1, "private use" means a landing

1 facility that is not open to the general public. Use is limited
2 to the certificate holder and any other users as authorized by
3 the certificate holder. ~~No person may create or construct any~~
4 ~~airport hazard which obstructs a restricted landing area or~~
5 ~~residential airport that (1) serves 20 or more based aircraft,~~
6 ~~and (2) is located within the "metropolitan region" as that~~
7 ~~term is defined in the Regional Transportation Authority Act.~~
8 ~~For the purpose of this Section, "based aircraft" are aircraft~~
9 ~~that are regularly hangared or tied down at the restricted~~
10 ~~landing area or residential airport, or that use it as their~~
11 ~~primary base of operation. As used in this Section 49.1,~~
12 ~~"restricted landing area" or "residential airport" shall have~~
13 ~~the meaning set forth in regulations of the Department in~~
14 ~~effect on the effective date of this amendatory Act of 1989,~~
15 ~~but shall not include amendments of the regulations adopted by~~
16 ~~the Department thereafter.~~

17 (Source: P.A. 86-963.)

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