

SB1595



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB1595

Introduced 2/4/2025, by Sen. Jil Tracy

SYNOPSIS AS INTRODUCED:

615 ILCS 5/40 new

Amends the Rivers, Lakes, and Streams Act. Provides that, for construction related to worst-case analysis flood events, the Department of Natural Resources shall (1) for levee improvements, provide notice of submissions, a detailed timeline, specific requirements, and any internal review procedures to the submitter within 90 days; (2) for rural construction along navigable waterways, permit a water surface profile increase of 0.5 feet; (3) for urban construction, permit a water surface profile increase of 0.1 feet; and (4) require a mitigation analysis only if water surface profile increases exceed an induced head study. Effective immediately.

LRB104 06575 LNS 16611 b

A BILL FOR

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 Rivers, Lakes, and Streams Act is amended
5 by adding Section 40 as follows:

6 (615 ILCS 5/40 new)

7 Sec. 40. Department requirements.

8 (a) For the purposes of this Section:

9 "Base condition" means the current pre-permit top of levee
10 elevation profile, cross-sections, and levee centerline
11 alignment.

12 "Induced head" means:

13 (1) the change of the water surface profile; and
14 (2) any change in water elevations upstream or
15 downstream of the proposed improvement due to the change
16 of a base condition in levee height to a proposed
17 condition in levee height or encroachment.

18 "Proposed condition" means the change requested for State
19 and federal permits.

20 "Worst-case analysis" means flood events up to and
21 including 1% annual chance of exceedance (100-year frequency).

22 (b) Notwithstanding any other provision of law, the
23 Department shall require the following for construction

1 related to worst-case analysis flood events:

2 (1) with respect to the Department's permit process
3 for levee improvements, the Department shall provide
4 notice of submissions, a detailed timeline, specific
5 requirements, and any internal review procedures for
6 review to the submitter within 90 days;

7 (2) with respect to Department standards for
8 construction in rural areas along navigable waterways, the
9 Department shall permit a water surface profile increase
10 of 0.5 feet;

11 (3) with respect to Department standards for
12 construction in urban areas, the Department shall permit a
13 water surface profile increase of 0.1 feet; and

14 (4) with respect to mitigation analysis, a mitigation
15 analysis shall only be performed if a water surface
16 profile increase of 0.5 feet in rural areas, or of 0.1 feet
17 in urban areas, exceeds an induced head study.

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