



Sen. James F. Clayborne, Jr.

Filed: 4/20/2018

10000SB3291sam003

LRB100 20736 LNS 38949 a

1 AMENDMENT TO SENATE BILL 3291

2 AMENDMENT NO. _____. Amend Senate Bill 3291, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois Aeronautics Act is amended by
6 adding Section 42.1 as follows:

7 (620 ILCS 5/42.1 new)

8 Sec. 42.1. Regulation of unmanned aircraft systems.

9 (a) As used in this Section:

10 "Unmanned aircraft" means a device used or intended to be
11 used for flight in the air that is operated without the
12 possibility of direct human intervention within or on the
13 device.

14 "Unmanned aircraft system" means an unmanned aircraft and
15 its associated elements, including communication links and the
16 components that control the unmanned aircraft, that are

1 required for the safe and efficient operation of the unmanned
2 aircraft in the national airspace system.

3 (b) To the extent that State-level oversight does not
4 conflict with federal laws, rules, or regulations, the
5 regulation of an unmanned aircraft system is an exclusive power
6 and function of the State. No unit of local government,
7 including home rule unit, may enact an ordinance or resolution
8 to regulate unmanned aircraft systems. This Section is a denial
9 and limitation of home rule powers and functions under
10 subsection (h) of Section 6 of Article VII of the Illinois
11 Constitution. This Section does not apply to any local
12 ordinance enacted by a municipality of more than 1,000,000
13 inhabitants.

14 (c) Nothing in this Section shall infringe or impede any
15 current right or remedy available under existing State law.

16 (d) The Department may adopt any rules that it finds
17 appropriate to address the safe and legal operation of unmanned
18 aircraft systems in this State, so that those engaged in the
19 operation of unmanned aircraft systems may so engage with the
20 least possible restriction, consistent with their safety and
21 with the safety and the rights of others, and in compliance
22 with federal rules and regulations.

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