

## §1769. Outdoor lighting

**1. Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

- A. "Direct light" means light emitted directly from a lamp off a reflector or through a refractor of a luminaire. [PL 1991, c. 481, §1 (NEW).]
  - B. "Fixture" means the assembly that holds the lamp and may include an assembly housing, a mounting bracket or pole socket, a lamp holder, a ballast, a reflector or mirror and a refractor or lens. [PL 1991, c. 481, §1 (NEW).]
  - C. "Footcandle" means an illuminance equal to one lumen per square foot. [PL 1991, c. 481, §1 (NEW).]
  - D. "Full cutoff luminaire" means a luminaire that allows no direct light emissions above a horizontal plane through the luminaire's lowest light-emitting part. [PL 1991, c. 481, §1 (NEW).]
  - E. "Glare" means direct light emitting from a luminaire that causes reduced vision or momentary blindness. [PL 1991, c. 481, §1 (NEW).]
  - F. "Illuminance" means the level of light measured at a surface. [PL 1991, c. 481, §1 (NEW).]
  - G. "Lamp" means the component of a luminaire that produces the light. [PL 1991, c. 481, §1 (NEW).]
  - H. "Light trespass" means light emitted by a luminaire that shines beyond the boundaries of the property on which the luminaire is located. [PL 1991, c. 481, §1 (NEW).]
  - I. "Lumen" means a unit of measurement of luminous flux. [PL 1991, c. 481, §1 (NEW).]
  - J. "Luminaire" means the complete lighting system, including the lamp and the fixture. [PL 1991, c. 481, §1 (NEW).]
  - K. "Permanent outdoor luminaire" means any luminaire or system of luminaires that is outdoors and that is intended to be used for 7 days or longer. [PL 1991, c. 481, §1 (NEW).]
  - L. "State funds" means any bond revenues or any money appropriated or allocated by the Legislature. [PL 1991, c. 481, §1 (NEW).]
- [PL 1991, c. 481, §1 (NEW).]

**2. Permanent outdoor luminaires.** A person may not use any state funds to install or replace any permanent outdoor luminaire unless:

- A. The luminaire is a full cutoff luminaire when the rated output of the luminaire is greater than 1,800 lumens; [PL 1991, c. 481, §1 (NEW).]
  - B. The luminaire's maximum illuminance does not exceed the minimum illuminance recommended for that purpose by the Illuminating Engineering Society of America or the federal Department of Transportation; and [PL 1991, c. 481, §1 (NEW).]
  - C. The Director of the Bureau of General Services ensures that consideration is given to minimizing glare and light trespass. [PL 2011, c. 691, Pt. B, §18 (AMD).]
- [PL 2011, c. 691, Pt. B, §18 (AMD).]

**3. Exceptions.** Exceptions from the provisions of this section are permitted only when:

- A. Federal laws, rules and regulations take precedence over these provisions; or [PL 1991, c. 481, §1 (NEW).]
- B. The Director of the Bureau of General Services determines that there is a compelling safety interest that can not be addressed by any other method. [PL 2011, c. 691, Pt. B, §19 (AMD).]

[PL 2011, c. 691, Pt. B, §19 (AMD).]

SECTION HISTORY

RR 1991, c. 1, §6 (RNU). PL 1991, c. 481, §1 (NEW). PL 2011, c. 691, Pt. B, §§18, 19 (AMD).

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