

# HB3750



## 100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB3750

by Rep. Katie Stuart

### SYNOPSIS AS INTRODUCED:

515 ILCS 5/20-45  
520 ILCS 5/3.2

from Ch. 56, par. 20-45  
from Ch. 61, par. 3.2

Amends the Fish and Aquatic Life Code and the Wildlife Code. Provides that the respective fees for resident fishing, combination sportsmen, and hunting licenses are waived for current and retired State, municipal, and local law enforcement officers.

LRB100 09621 SLF 19789 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning wildlife.

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

4 Section 5. The Fish and Aquatic Life Code is amended by  
5 changing Section 20-45 as follows:

6 (515 ILCS 5/20-45) (from Ch. 56, par. 20-45)

7 Sec. 20-45. License fees for residents. Fees for licenses  
8 for residents of the State of Illinois shall be as follows:

9 (a) Except as otherwise provided in this Section, for  
10 sport fishing devices as defined in Section 10-95 or  
11 spearing devices as defined in Section 10-110, the fee is  
12 \$14.50 for individuals 16 to 64 years old, one-half of the  
13 current fishing license fee for individuals age 65 or  
14 older, and, commencing with the 2012 license year, one-half  
15 of the current fishing license fee for resident veterans of  
16 the United States Armed Forces after returning from service  
17 abroad or mobilization by the President of the United  
18 States. Veterans must provide, to the Department at one of  
19 the Department's 5 regional offices, verification of their  
20 service. The Department shall establish what constitutes  
21 suitable verification of service for the purpose of issuing  
22 fishing licenses to resident veterans at a reduced fee. The  
23 fee for a fishing license under this subsection (a) is

1       waived for current or retired State, municipal, and local  
2       law enforcement officers.

3           (a-5) The fee for all sport fishing licenses shall be  
4       \$1 for residents over 75 years of age.

5           (b) All residents before using any commercial fishing  
6       device shall obtain a commercial fishing license, the fee  
7       for which shall be \$60 and a resident fishing license, the  
8       fee for which is \$14.50. Each and every commercial device  
9       used shall be licensed by a resident commercial fisherman  
10       as follows:

11           (1) For each 100 lineal yards, or fraction thereof,  
12       of seine the fee is \$18. For each minnow seine, minnow  
13       trap, or net for commercial purposes the fee is \$20.

14           (2) For each device to fish with a 100 hook trot  
15       line device, basket trap, hoop net, or dip net the fee  
16       is \$3.

17           (3) When used in the waters of Lake Michigan, for  
18       the first 2000 lineal feet, or fraction thereof, of  
19       gill net the fee is \$10; and for each 1000 additional  
20       lineal feet, or fraction thereof, the fee is \$10. These  
21       fees shall apply to all gill nets in use in the water  
22       or on drying reels on the shore.

23           (4) For each 100 lineal yards, or fraction thereof,  
24       of gill net or trammel net the fee is \$18.

25           (c) Residents of the State of Illinois may obtain a  
26       sportsmen's combination license that shall entitle the

1 holder to the same non-commercial fishing privileges as  
2 residents holding a license as described in subsection (a)  
3 of this Section and to the same hunting privileges as  
4 residents holding a license to hunt all species as  
5 described in Section 3.1 of the Wildlife Code. No  
6 sportsmen's combination license shall be issued to any  
7 individual who would be ineligible for either the fishing  
8 or hunting license separately. The sportsmen's combination  
9 license fee shall be \$25.50. For residents age 65 or older,  
10 the fee is one-half of the fee charged for a sportsmen's  
11 combination license. For resident veterans of the United  
12 States Armed Forces after returning from service abroad or  
13 mobilization by the President of the United States, the  
14 fee, commencing with the 2012 license year, is one-half of  
15 the fee charged for a sportsmen's combination license.  
16 Veterans must provide to the Department, at one of the  
17 Department's 5 regional offices, verification of their  
18 service. The Department shall establish what constitutes  
19 suitable verification of service for the purpose of issuing  
20 sportsmen's combination licenses to resident veterans at a  
21 reduced fee. The fee for a sportsmen combination license  
22 under this subsection (c) is waived for current or retired  
23 State, municipal, and local law enforcement officers.

24 (d) For 24 hours of fishing by sport fishing devices as  
25 defined in Section 10-95 or by spearing devices as defined  
26 in Section 10-110 the fee is \$5. This license does not

1 exempt the licensee from the requirement for a salmon or  
2 inland trout stamp. The licenses provided for by this  
3 subsection are not required for residents of the State of  
4 Illinois who have obtained the license provided for in  
5 subsection (a) of this Section.

6 (e) All residents before using any commercial mussel  
7 device shall obtain a commercial mussel license, the fee  
8 for which shall be \$50.

9 (f) Residents of this State, upon establishing  
10 residency as required by the Department, may obtain a  
11 lifetime hunting or fishing license or lifetime  
12 sportsmen's combination license which shall entitle the  
13 holder to the same non-commercial fishing privileges as  
14 residents holding a license as described in paragraph (a)  
15 of this Section and to the same hunting privileges as  
16 residents holding a license to hunt all species as  
17 described in Section 3.1 of the Wildlife Code. No lifetime  
18 sportsmen's combination license shall be issued to or  
19 retained by any individual who would be ineligible for  
20 either the fishing or hunting license separately, either  
21 upon issuance, or in any year a violation would subject an  
22 individual to have either or both fishing or hunting  
23 privileges rescinded. The lifetime hunting and fishing  
24 license fees shall be as follows:

25 (1) Lifetime fishing: 30 x the current fishing  
26 license fee.

1                   (2) Lifetime hunting: 30 x the current hunting  
2                   license fee.

3                   (3) Lifetime sportsmen's combination license: 30 x  
4                   the current sportsmen's combination license fee.

5                   Lifetime licenses shall not be refundable. A \$10 fee shall  
6                   be charged for reissuing any lifetime license. The Department  
7                   may establish rules and regulations for the issuance and use of  
8                   lifetime licenses and may suspend or revoke any lifetime  
9                   license issued under this Section for violations of those rules  
10                  or regulations or other provisions under this Code or the  
11                  Wildlife Code. Individuals under 16 years of age who possess a  
12                  lifetime hunting or sportsmen's combination license shall have  
13                  in their possession, while in the field, a certificate of  
14                  competency as required under Section 3.2 of the Wildlife Code.  
15                  Any lifetime license issued under this Section shall not exempt  
16                  individuals from obtaining additional stamps or permits  
17                  required under the provisions of this Code or the Wildlife  
18                  Code. Individuals required to purchase additional stamps shall  
19                  sign the stamps and have them in their possession while fishing  
20                  or hunting with a lifetime license. All fees received from the  
21                  issuance of lifetime licenses shall be deposited in the Fish  
22                  and Wildlife Endowment Fund.

23                  Except for licenses issued under subsection (e) of this  
24                  Section, all licenses provided for in this Section shall expire  
25                  on March 31 of each year, except that the license provided for  
26                  in subsection (d) of this Section shall expire 24 hours after

1 the effective date and time listed on the face of the license.

2 All individuals required to have and failing to have the  
3 license provided for in subsection (a) or (d) of this Section  
4 shall be fined according to the provisions of Section 20-35 of  
5 this Code.

6 All individuals required to have and failing to have the  
7 licenses provided for in subsections (b) and (e) of this  
8 Section shall be guilty of a Class B misdemeanor.

9 (Source: P.A. 97-498, eff. 4-1-12; 97-1136, eff. 1-1-13;  
10 98-800, eff. 8-1-14.)

11 Section 10. The Wildlife Code is amended by changing  
12 Section 3.2 as follows:

13 (520 ILCS 5/3.2) (from Ch. 61, par. 3.2)

14 Sec. 3.2. Hunting license; application; instruction.  
15 Before the Department or any county, city, village, township,  
16 incorporated town clerk or his duly designated agent or any  
17 other person authorized or designated by the Department to  
18 issue hunting licenses shall issue a hunting license to any  
19 person, the person shall file his application with the  
20 Department or other party authorized to issue licenses on a  
21 form provided by the Department and further give definite proof  
22 of identity and place of legal residence. Each clerk  
23 designating agents to issue licenses and stamps shall furnish  
24 the Department, within 10 days following the appointment, the

1 names and mailing addresses of the agents. Each clerk or his  
2 duly designated agent shall be authorized to sell licenses and  
3 stamps only within the territorial area for which he was  
4 elected or appointed. No duly designated agent is authorized to  
5 furnish licenses or stamps for issuance by any other business  
6 establishment. Each application shall be executed and sworn to  
7 and shall set forth the name and description of the applicant  
8 and place of residence.

9 No hunting license shall be issued to any person born on or  
10 after January 1, 1980 unless he presents the person authorized  
11 to issue the license evidence that he has held a hunting  
12 license issued by the State of Illinois or another state in a  
13 prior year, or a certificate of competency as provided in this  
14 Section. Persons under 16 years of age may be issued a Lifetime  
15 Hunting or Sportsmen's Combination License as provided under  
16 Section 20-45 of the Fish and Aquatic Life Code but shall not  
17 be entitled to hunt unless they have a certificate of  
18 competency as provided in this Section and they shall have the  
19 certificate in their possession while hunting.

20 The Department of Natural Resources shall authorize  
21 personnel of the Department or certified volunteer instructors  
22 to conduct courses, of not less than 10 hours in length, in  
23 firearms and hunter safety, which may include training in bow  
24 and arrow safety, at regularly specified intervals throughout  
25 the State. Persons successfully completing the course shall  
26 receive a certificate of competency. The Department of Natural



1 Resources may further cooperate with any reputable association  
2 or organization in establishing courses if the organization has  
3 as one of its objectives the promotion of safety in the  
4 handling of firearms or bow and arrow.

5 The Department of Natural Resources shall designate any  
6 person found by it to be competent to give instruction in the  
7 handling of firearms, hunter safety, and bow and arrow. The  
8 persons so appointed shall give the course of instruction and  
9 upon the successful completion shall issue to the person  
10 instructed a certificate of competency in the safe handling of  
11 firearms, hunter safety, and bow and arrow. No charge shall be  
12 made for any course of instruction except for materials or  
13 ammunition consumed. The Department of Natural Resources shall  
14 furnish information on the requirements of hunter safety  
15 education programs to be distributed free of charge to  
16 applicants for hunting licenses by the persons appointed and  
17 authorized to issue licenses. Funds for the conducting of  
18 firearms and hunter safety courses shall be taken from the fee  
19 charged for the Firearm Owners Identification Card.

20 The fee for a hunting license to hunt all species for a  
21 resident of Illinois is \$12. For residents age 65 or older,  
22 and, commencing with the 2012 license year, resident veterans  
23 of the United States Armed Forces after returning from service  
24 abroad or mobilization by the President of the United States,  
25 the fee is one-half of the fee charged for a hunting license to  
26 hunt all species for a resident of Illinois. Veterans must

1 provide to the Department, at one of the Department's 5  
2 regional offices, verification of their service. The  
3 Department shall establish what constitutes suitable  
4 verification of service for the purpose of issuing resident  
5 veterans hunting licenses at a reduced fee. The fee for a  
6 hunting license to hunt all species shall be \$1 for residents  
7 over 75 years of age. Nonresidents shall be charged \$57 for a  
8 hunting license. The fee for a hunting license under this  
9 paragraph is waived for current or retired State, municipal,  
10 and local law enforcement officers.

11 Nonresidents may be issued a nonresident hunting license  
12 for a period not to exceed 10 consecutive days' hunting in the  
13 State and shall be charged a fee of \$35.

14 A special nonresident hunting license authorizing a  
15 nonresident to take game birds by hunting on a game breeding  
16 and hunting preserve area only, established under Section 3.27,  
17 shall be issued upon proper application being made and payment  
18 of a fee equal to that for a resident hunting license. The  
19 expiration date of this license shall be on the same date each  
20 year that game breeding and hunting preserve area licenses  
21 expire.

22 Each applicant for a State Migratory Waterfowl Stamp,  
23 regardless of his residence or other condition, shall pay a fee  
24 of \$15 and shall receive a stamp. The fee for a State Migratory  
25 Waterfowl Stamp shall be waived for residents over 75 years of  
26 age. Except as provided under Section 20-45 of the Fish and

1 Aquatic Life Code, the stamp shall be signed by the person or  
2 affixed to his license or permit in a space designated by the  
3 Department for that purpose.

4 Each applicant for a State Habitat Stamp, regardless of his  
5 residence or other condition, shall pay a fee of \$5 and shall  
6 receive a stamp. The fee for a State Habitat Stamp shall be  
7 waived for residents over 75 years of age. Except as provided  
8 under Section 20-45 of the Fish and Aquatic Life Code, the  
9 stamp shall be signed by the person or affixed to his license  
10 or permit in a space designated by the Department for that  
11 purpose.

12 Nothing in this Section shall be construed as to require  
13 the purchase of more than one State Habitat Stamp by any person  
14 in any one license year.

15 The fees for State Pheasant Stamps and State Furbearer  
16 Stamps shall be waived for residents over 75 years of age.

17 The Department shall furnish the holders of hunting  
18 licenses and stamps with an insignia as evidence of possession  
19 of license, or license and stamp, as the Department may  
20 consider advisable. The insignia shall be exhibited and used as  
21 the Department may order.

22 All other hunting licenses and all State stamps shall  
23 expire upon March 31 of each year.

24 Every person holding any license, permit, or stamp issued  
25 under the provisions of this Act shall have it in his  
26 possession for immediate presentation for inspection to the

1 officers and authorized employees of the Department, any  
2 sheriff, deputy sheriff, or any other peace officer making a  
3 demand for it. This provision shall not apply to Department  
4 owned or managed sites where it is required that all hunters  
5 deposit their license, permit, or Firearm Owner's  
6 Identification Card at the check station upon entering the  
7 hunting areas.

8 (Source: P.A. 97-498, eff. 4-1-12; 98-800, eff. 8-1-14.)