



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5440

by Rep. Charles Meier

SYNOPSIS AS INTRODUCED:

520 ILCS 5/2.26
520 ILCS 5/3.1-9

from Ch. 61, par. 2.26

Amends the Wildlife Code. Provides that the fees for a youth resident and non-resident archery deer permit shall be the same. Provides that a resident or non-resident youth under age 18 (rather than only resident youth) may apply to the Department of Natural Resources for a Youth Hunting License and Youth Trapping License.

LRB100 17227 SLF 32386 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 Wildlife Code is amended by changing
5 Sections 2.26 and 3.1-9 as follows:

6 (520 ILCS 5/2.26) (from Ch. 61, par. 2.26)

7 Sec. 2.26. Deer hunting permits. Any person attempting to
8 take deer shall first obtain a "Deer Hunting Permit" issued by
9 the Department in accordance with its administrative rules.
10 Those rules must provide for the issuance of the following
11 types of resident deer archery permits: (i) a combination
12 permit, consisting of one either-sex permit and one
13 antlerless-only permit, (ii) a single antlerless-only permit,
14 and (iii) a single either-sex permit. The fee for a Deer
15 Hunting Permit to take deer with either bow and arrow or gun
16 shall not exceed \$25.00 for residents of the State. The
17 Department may by administrative rule provide for non-resident
18 deer hunting permits for which the fee will not exceed \$300 in
19 2005, \$350 in 2006, and \$400 in 2007 and thereafter except as
20 provided below for non-resident landowners and non-resident
21 archery hunters. The Department may by administrative rule
22 provide for a non-resident archery deer permit consisting of
23 not more than 2 harvest tags at a total cost not to exceed \$325

1 in 2005, \$375 in 2006, and \$425 in 2007 and thereafter. The
2 fees for a youth resident and non-resident archery deer permit
3 shall be the same.

4 The standards and specifications for use of guns and bow
5 and arrow for deer hunting shall be established by
6 administrative rule.

7 No person may have in his possession any firearm not
8 authorized by administrative rule for a specific hunting season
9 when taking deer.

10 Persons having a firearm deer hunting permit shall be
11 permitted to take deer only during the period from 1/2 hour
12 before sunrise to 1/2 hour after sunset, and only during those
13 days for which an open season is established for the taking of
14 deer by use of shotgun, handgun, or muzzle loading rifle.

15 Persons having an archery deer hunting permit shall be
16 permitted to take deer only during the period from 1/2 hour
17 before sunrise to 1/2 hour after sunset, and only during those
18 days for which an open season is established for the taking of
19 deer by use of bow and arrow.

20 It shall be unlawful for any person to take deer by use of
21 dogs, horses, automobiles, aircraft or other vehicles, or by
22 the use or aid of bait or baiting of any kind. For the purposes
23 of this Section, "bait" means any material, whether liquid or
24 solid, including food, salt, minerals, and other products,
25 except pure water, that can be ingested, placed, or scattered
26 in such a manner as to attract or lure white-tailed deer.

1 "Baiting" means the placement or scattering of bait to attract
2 deer. An area is considered as baited during the presence of
3 and for 10 consecutive days following the removal of bait.
4 Nothing in this Section shall prohibit the use of a dog to
5 track wounded deer. Any person using a dog for tracking wounded
6 deer must maintain physical control of the dog at all times by
7 means of a maximum 50 foot lead attached to the dog's collar or
8 harness. Tracking wounded deer is permissible at night, but at
9 no time outside of legal deer hunting hours or seasons shall
10 any person handling or accompanying a dog being used for
11 tracking wounded deer be in possession of any firearm or
12 archery device. Persons tracking wounded deer with a dog during
13 the firearm deer seasons shall wear blaze orange as required.
14 Dog handlers tracking wounded deer with a dog are exempt from
15 hunting license and deer permit requirements so long as they
16 are accompanied by the licensed deer hunter who wounded the
17 deer.

18 It shall be unlawful to possess or transport any wild deer
19 which has been injured or killed in any manner upon a public
20 highway or public right-of-way of this State unless exempted by
21 administrative rule.

22 Persons hunting deer must have gun unloaded and no bow and
23 arrow device shall be carried with the arrow in the nocked
24 position during hours when deer hunting is unlawful.

25 It shall be unlawful for any person, having taken the legal
26 limit of deer by gun, to further participate with gun in any

1 deer hunting party.

2 It shall be unlawful for any person, having taken the legal
3 limit of deer by bow and arrow, to further participate with bow
4 and arrow in any deer hunting party.

5 The Department may prohibit upland game hunting during the
6 gun deer season by administrative rule.

7 The Department shall not limit the number of non-resident,
8 either-sex archery deer hunting permits to less than 20,000.

9 Any person who violates any of the provisions of this
10 Section, including administrative rules, shall be guilty of a
11 Class B misdemeanor.

12 For the purposes of calculating acreage under this Section,
13 the Department shall, after determining the total acreage of
14 the applicable tract or tracts of land, round remaining
15 fractional portions of an acre greater than or equal to half of
16 an acre up to the next whole acre.

17 For the purposes of taking white-tailed deer, nothing in
18 this Section shall be construed to prevent the manipulation,
19 including mowing or cutting, of standing crops as a normal
20 agricultural or soil stabilization practice, food plots, or
21 normal agricultural practices, including planting, harvesting,
22 and maintenance such as cultivating or the use of products
23 designed for scent only and not capable of ingestion, solid or
24 liquid, placed or scattered, in such a manner as to attract or
25 lure deer. Such manipulation for the purpose of taking
26 white-tailed deer may be further modified by administrative

1 rule.

2 (Source: P.A. 98-180, eff. 8-5-13; 99-642, eff. 7-28-16;
3 99-869, eff. 1-1-17.)

4 (520 ILCS 5/3.1-9)

5 Sec. 3.1-9. Youth Hunting and Trapping Licenses.

6 (a) Any resident or non-resident youth age 18 and under may
7 apply to the Department for a Youth Hunting License, which
8 extends limited hunting privileges. The Youth Hunting License
9 shall be a renewable license that shall expire on the March 31
10 following the date of issuance.

11 For youth age 18 and under, the Youth Hunting License shall
12 entitle the licensee to hunt while supervised by a parent,
13 grandparent, or guardian who is 21 years of age or older and
14 has a valid Illinois hunting license. Possession of a Youth
15 Hunting License shall serve in lieu of a valid hunting license,
16 but does not exempt the licensee from compliance with the
17 requirements of this Code and any rules adopted under this
18 Code.

19 A youth licensed under this subsection (a) shall not hunt
20 or carry a hunting device, including, but not limited to, a
21 firearm, bow and arrow, or crossbow unless the youth is
22 accompanied by and under the close personal supervision of a
23 parent, grandparent, or guardian who is 21 years of age or
24 older and has a valid Illinois hunting license.

25 At age 19 years or when the youth chooses to hunt by

1 himself or herself, he or she is required to successfully
2 complete a hunter safety course approved by the Department
3 prior to being able to obtain a full hunting license and
4 subsequently hunt by himself or herself.

5 In order to be approved for the Youth Hunting License, the
6 applicant must request a Youth Hunting License from the
7 Department and submit a \$7 fee, which shall be separate from
8 and additional to any other stamp, permit, tag, or license fee
9 that may be required for hunting under this Code. The
10 Department shall adopt rules for the administration of the
11 program, but shall not require any certificate of competency or
12 other hunting education as a condition of the Youth Hunting
13 License.

14 (b) Any resident or non-resident youth age 18 and under may
15 apply to the Department for a Youth Trapping License, which
16 extends limited trapping privileges. The Youth Trapping
17 License shall be a renewable license that shall expire on the
18 March 31 following the date of issuance.

19 For youth age 18 and under, the Youth Trapping License
20 shall entitle the licensee to trap while supervised by a
21 parent, grandparent, or guardian who is 21 years of age or
22 older and has a valid Illinois trapping license. Possession of
23 a Youth Trapping License shall serve in lieu of a valid
24 trapping license, but does not exempt the licensee from
25 compliance with the requirements of this Code and any rules
26 adopted under this Code.

1 A youth licensed under this subsection (b) shall not trap
2 or carry a hunting device, including, but not limited to, a
3 firearm, bow and arrow, or crossbow unless the youth is
4 accompanied by and under the close personal supervision of a
5 parent, grandparent, or guardian who is 21 years of age or
6 older and has a valid Illinois trapping license.

7 At age 19 years or when the youth chooses to trap by
8 himself or herself, he or she is required to successfully
9 complete a trapper safety course approved by the Department
10 prior to being able to obtain a full trapping license and
11 subsequently trap by himself or herself.

12 In order to be approved for the Youth Trapping License, the
13 applicant must request a Youth Trapping License from the
14 Department and submit a \$7 fee, which shall be separate from
15 and additional to any other stamp, permit, tag, or license fee
16 that may be required for trapping under this Code. The
17 Department shall adopt rules for the administration of the
18 program, but shall not require any certificate of competency or
19 other trapping education as a condition of the Youth Trapping
20 License.

21 (Source: P.A. 98-620, eff. 1-7-14; 99-78, eff. 7-20-15; 99-307,
22 eff. 1-1-16; 99-868, eff. 1-1-17.)