



Rep. Lance Yednock

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10200HB0123ham001

LRB102 03835 KMF 25323 a

1 AMENDMENT TO HOUSE BILL 123

2 AMENDMENT NO. _____. Amend House Bill 123 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Fish and Aquatic Life Code is amended by
5 changing Sections 20-45 and 20-105 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,
15 one-half of the current fishing license fee for resident
16 veterans of the United States Armed Forces after returning

1 from service abroad or mobilization by the President of
2 the United States. Veterans must provide, to the
3 Department per administrative rule ~~at one of the~~
4 ~~Department's 5 regional offices,~~ verification of their
5 service. The Department shall establish what constitutes
6 suitable verification of service for the purpose of
7 issuing fishing licenses to resident veterans at a reduced
8 fee.

9 (a-3) Except as otherwise provided in this Section,
10 for sport fishing devices as defined in Section 10-95 or
11 spearing devices as defined in Section 10-110, residents
12 of this State may obtain a 3-year fishing license. The fee
13 for a 3-year fishing license is 3 times the annual fee. For
14 residents age 65 or older, the fee is one half of the fee
15 charged for a 3-year fishing license. For resident
16 veterans of the United States Armed Forces after returning
17 from service abroad or mobilization by the President of
18 the United States, the fee is one-half of the fee charged
19 for a 3-year fishing license. Veterans must provide to the
20 Department, per administrative rule, verification of their
21 service. The Department shall establish what constitutes
22 suitable verification of service for the purpose of
23 issuing 3-year fishing licenses to resident veterans at a
24 reduced fee.

25 (a-5) The fee for all sport fishing licenses shall be
26 \$1 for an annual license and 3 times the annual fee for a

1 3-year license for residents over 75 years of age.

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

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

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

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

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

23 (c) Residents of this ~~the~~ State ~~of Illinois~~ may obtain
24 a sportsmen's combination license that shall entitle the
25 holder to the same non-commercial fishing privileges as
26 residents holding a license as described in subsection (a)

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

21 (c-5) Residents of this State may obtain a 3-year
22 sportsmen's combination license that shall entitle the
23 holder to the same non-commercial fishing privileges as
24 residents holding a license as described in subsection
25 (a-3) and to the same hunting privileges as residents
26 holding a license to hunt all species as described in

1 Section 3.1 of the Wildlife Code. A 3-year sportsmen's
2 combination license shall not be issued to any individual
3 who would be ineligible for either the fishing or hunting
4 license separately. The 3-year sportsmen's combination
5 license fee shall be 3 times the annual fee. For residents
6 age 65 or older, the fee is one-half of the fee charged for
7 a 3-year sportsmen's combination license. For resident
8 veterans of the United States Armed Forces after returning
9 from service abroad or mobilization by the President of
10 the United States, the fee is one-half of the fee charged
11 for a 3-year sportsmen's combination license. Veterans
12 must provide to the Department, per administrative rule,
13 verification of their service. The Department shall
14 establish what constitutes suitable verification of
15 service for the purpose of issuing 3-year sportsmen's
16 combination licenses to resident veterans at a reduced
17 fee.

18 (d) For 24 hours of fishing by sport fishing devices
19 as defined in Section 10-95 or by spearing devices as
20 defined in Section 10-110 the fee is \$5. This license does
21 not exempt the licensee from the requirement for a salmon
22 or inland trout stamp. The licenses provided for by this
23 subsection are not required for residents of the State of
24 Illinois who have obtained the license provided for in
25 subsection (a) or (a-3) of this Section.

26 (e) All residents before using any commercial mussel

1 device shall obtain a commercial mussel license, the fee
2 for which shall be \$50.

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

19 (1) Lifetime fishing: 30 x the current fishing
20 license fee.

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

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

25 Lifetime licenses shall not be refundable. A \$10 fee shall
26 be charged for reissuing any lifetime license. The Department

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

17 Except for licenses issued under subsection (e) of this
18 Section, all licenses provided for in this Section shall
19 expire on March 31 of each year, except that the license
20 provided for in subsection (d) of this Section shall expire 24
21 hours after the effective date and time listed on the face of
22 the license. Licenses issued under subsection (a-3) or (c-5)
23 shall expire on March 31 of the 2nd year after the year in
24 which the license is issued.

25 All individuals required to have and failing to have the
26 license provided for in subsection (a), (a-3), or (d) of this

1 Section shall be fined according to the provisions of Section
2 20-35 of this Code.

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

6 (Source: P.A. 97-498, eff. 4-1-12; 97-1136, eff. 1-1-13;
7 98-800, eff. 8-1-14.)

8 (515 ILCS 5/20-105) (from Ch. 56, par. 20-105)

9 Sec. 20-105. Revocation and suspension; refusal to issue.

10 (a) Whenever a license or permit is issued to any person
11 under this Code and its holder is found guilty of any
12 misrepresentation in obtaining the license or permit or of a
13 violation of Section 48-3 of the Criminal Code of 2012 or a
14 violation of any of the provisions of this Code, including
15 administrative rules, the license or permit may be revoked by
16 the Department and the Department may refuse to issue any
17 permit or license to that person and may suspend the person
18 from engaging in the activity requiring the permit or license
19 for a period of time not to exceed 5 years following the
20 revocation. Department revocation procedure shall be
21 established by administrative rule.

22 (b) Whenever any person who has not been issued a license
23 or a permit under the provisions of this Code is found guilty
24 of a violation of Section 48-3 of the Criminal Code of 2012 or
25 a violation of the provisions of this Code, including

1 administrative rules, the Department may refuse to issue any
2 permit or license to that person, and suspend that person from
3 engaging in the activity requiring the permit or license for a
4 period of time not to exceed 5 years.

5 (c) Any person who knowingly or intentionally violates any
6 of the provisions of this Code, including administrative
7 rules, during the 5 years following the revocation of his or
8 her license or permit under subsection (a) or during the time
9 he is suspended under subsection (b), shall be guilty of a
10 Class A misdemeanor as provided in Section 20-35. The
11 penalties for a violation of Section 48-3 of the Criminal Code
12 of 2012 shall be as provided in that Section.

13 (d) A person whose license or permit to engage in any
14 activity regulated by this Code has been suspended or revoked
15 may not, during the period of the suspension or revocation or
16 until obtaining such a license or permit, (i) be in the company
17 of any person engaging in the activity covered by the
18 suspension or revocation or (ii) serve as a guide, outfitter,
19 or facilitator for a person who is engaged or prepared to
20 engage in the activity covered by the suspension or
21 revocation.

22 (e) No person may be issued or obtain a license or permit
23 or engage in any activity regulated by this Code during the
24 time that the person's privilege to engage in the same or
25 similar activities is suspended or revoked by another state,
26 by a federal agency, or by a province of Canada.

1 (f) Any person whose license, stamps, permits, or any
2 other privilege issued by the Department has been suspended or
3 revoked shall immediately return proof of such privileges to
4 the Department. The Department, or any law enforcement entity,
5 is authorized to take possession of any proof of privileges.
6 Any person failing to comply with this subsection by
7 possessing a suspended or revoked license, stamp, or permit
8 issued by the Department after having received written notice
9 from the Department or any other State agency or department of
10 such suspension or revocation is guilty of a Class A
11 misdemeanor.

12 (Source: P.A. 98-402, eff. 8-16-13.)

13 Section 10. The Wildlife Code is amended by changing
14 Sections 3.2 and 3.36 as follows:

15 (520 ILCS 5/3.2) (from Ch. 61, par. 3.2)

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

1 designating agents to issue licenses and stamps shall furnish
2 the Department, within 10 days following the appointment, the
3 names and mailing addresses of the agents. Each clerk or his
4 duly designated agent shall be authorized to sell licenses and
5 stamps only within the territorial area for which he was
6 elected or appointed. No duly designated agent is authorized
7 to furnish licenses or stamps for issuance by any other
8 business establishment. Each application shall be executed and
9 sworn to and shall set forth the name and description of the
10 applicant and place of residence.

11 No hunting license shall be issued to any person born on or
12 after January 1, 1980 unless he presents the person authorized
13 to issue the license evidence that he has held a hunting
14 license issued by the State of Illinois or another state in a
15 prior year, or a certificate of competency as provided in this
16 Section. Persons under 18 years of age may be issued a Lifetime
17 Hunting or Sportsmen's Combination License as provided under
18 Section 20-45 of the Fish and Aquatic Life Code but shall not
19 be entitled to hunt alone, without the supervision of an adult
20 age 21 or older, unless they have a certificate of competency
21 as provided in this Section and the certificate is in their
22 possession while hunting.

23 The Department of Natural Resources shall authorize
24 personnel of the Department or certified volunteer instructors
25 to conduct courses, of not less than 10 hours in length, in
26 firearms and hunter safety, which may include training in bow

1 and arrow safety, at regularly specified intervals throughout
2 the State. Persons successfully completing the course shall
3 receive a certificate of competency. The Department of Natural
4 Resources may further cooperate with any reputable association
5 or organization in establishing courses if the organization
6 has as one of its objectives the promotion of safety in the
7 handling of firearms or bow and arrow.

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

23 The fee for a hunting license to hunt all species for a
24 resident of Illinois is \$12. For residents age 65 or older,
25 and, commencing with the 2012 license year, resident veterans
26 of the United States Armed Forces after returning from service

1 abroad or mobilization by the President of the United States,
2 the fee is one-half of the fee charged for a hunting license to
3 hunt all species for a resident of Illinois. Veterans must
4 provide to the Department, per administrative rule ~~at one of~~
5 ~~the Department's 5 regional offices,~~ verification of their
6 service. The Department shall establish what constitutes
7 suitable verification of service for the purpose of issuing
8 resident veterans hunting licenses at a reduced fee. The fee
9 for a hunting license to hunt all species shall be \$1 for
10 residents over 75 years of age. Nonresidents shall be charged
11 \$57 for a hunting license.

12 Residents of this State may obtain a 3-year hunting
13 license to hunt all species for 3 times the annual fee. For
14 residents age 65 or older and resident veterans of the United
15 States Armed Forces after returning from service abroad or
16 mobilization by the President of the United States, the fee is
17 one-half of the fee charged for a 3-year hunting license to
18 hunt all species for a resident of this State. Veterans must
19 provide to the Department, per administrative rule,
20 verification of their service. The Department shall establish
21 what constitutes suitable verification of service for the
22 purpose of issuing resident veterans 3-year hunting licenses
23 at a reduced fee.

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

1 A special nonresident hunting license authorizing a
2 nonresident to take game birds by hunting on a game breeding
3 and hunting preserve area only, established under Section
4 3.27, shall be issued upon proper application being made and
5 payment of a fee equal to that for a resident hunting license.
6 The expiration date of this license shall be on the same date
7 each year that game breeding and hunting preserve area
8 licenses expire.

9 Each applicant for a State Migratory Waterfowl Stamp,
10 regardless of his residence or other condition, shall pay a
11 fee of \$15 and shall receive a stamp. The fee for a State
12 Migratory Waterfowl Stamp shall be waived for residents over
13 75 years of age. Except as provided under Section 20-45 of the
14 Fish and Aquatic Life Code, the stamp shall be signed by the
15 person or affixed to his license or permit in a space
16 designated by the Department for that purpose.

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

25 Nothing in this Section shall be construed as to require
26 the purchase of more than one State Habitat Stamp by any person

1 in any one license year.

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

4 The Department shall furnish the holders of hunting
5 licenses and stamps with an insignia as evidence of possession
6 of license, or license and stamp, as the Department may
7 consider advisable. The insignia shall be exhibited and used
8 as the Department may order.

9 All other hunting licenses and all State stamps shall
10 expire upon March 31 of each year. Three-year hunting licenses
11 shall expire on March 31 of the 2nd year after the year in
12 which the license is issued.

13 Every person holding any license, permit, or stamp issued
14 under the provisions of this Act shall have it in his
15 possession for immediate presentation for inspection to the
16 officers and authorized employees of the Department, any
17 sheriff, deputy sheriff, or any other peace officer making a
18 demand for it. This provision shall not apply to Department
19 owned or managed sites where it is required that all hunters
20 deposit their license, permit, or Firearm Owner's
21 Identification Card at the check station upon entering the
22 hunting areas.

23 (Source: P.A. 100-638, eff. 1-1-19; 101-81, eff. 7-12-19.)

24 (520 ILCS 5/3.36) (from Ch. 61, par. 3.36)

25 Sec. 3.36. Revocation and suspension.

1 (a) Whenever a license or permit is issued to any person
2 under this Act, and the holder thereof is found guilty of any
3 misrepresentation in obtaining such license or permit or of a
4 violation of Section 48-3 of the Criminal Code of 2012 or a
5 violation of any of the provisions of this Act, including
6 administrative rules, his license or permit may be revoked by
7 the Department, and the Department may refuse to issue any
8 permit or license to such person and may suspend the person
9 from engaging in the activity requiring the permit or license
10 for a period of time not to exceed 5 years following such
11 revocation.

12 Department revocation procedures shall be established by
13 Administrative rule.

14 (b) Whenever any person who has not been issued a license
15 or a permit under the provisions of this Code is found guilty
16 of a violation of Section 48-3 of the Criminal Code of 2012 or
17 a violation of the provisions of this Code, including
18 administrative rules, the Department may refuse to issue any
19 permit or license to that person, and suspend that person from
20 engaging in the activity requiring the permit or license for a
21 period of time not to exceed 5 years.

22 (c) Any person who knowingly or intentionally violates any
23 of the provisions of this Act, including administrative rules,
24 during such period when his license or permit is revoked or
25 denied by virtue of this Section or during the time he is
26 suspended under subsection (b), shall be guilty of a Class A

1 misdemeanor. The penalties for a violation of Section 48-3 of
2 the Criminal Code of 2012 shall be as provided in that Section.

3 (d) Licenses and permits authorized to be issued under the
4 provisions of this Act shall be prepared by the Department and
5 be in such form as prescribed by the Department. The
6 information required on each license shall be completed
7 thereon by the issuing agent or his sub-agent at the time of
8 issuance and each license shall be signed by the licensee, or
9 initialed by the designated purchaser and then signed
10 immediately upon receipt by the licensee, and countersigned by
11 the issuing agent or his sub-agent at the time of issuance. All
12 such licenses shall be supplied by the Department, subject to
13 such rules and regulations as the Department may prescribe.
14 Any license not properly prepared, obtained and signed as
15 required by this Act shall be void.

16 (e) A person whose license or permit to engage in any
17 activity regulated by this Code has been suspended or revoked
18 may not, during the period of the suspension or revocation or
19 until obtaining such a license or permit, (i) be in the company
20 of any person engaging in the activity covered by the
21 suspension or revocation or (ii) serve as a guide, outfitter,
22 or facilitator for a person who is engaged or prepared to
23 engage in the activity covered by the suspension or
24 revocation.

25 (f) No person may be issued or obtain a license or permit
26 or engage in any activity regulated by this Code during the

1 time that the person's privilege to engage in the same or
2 similar activities is suspended or revoked by another state,
3 by a federal agency, or by a province of Canada.

4 (g) Any person whose license, stamps, permits, or any
5 other privilege issued by the Department has been suspended or
6 revoked shall immediately return proof of such privileges to
7 the Department. The Department, or any law enforcement entity,
8 is authorized to take possession of any proof of privileges.
9 Any person failing to comply with this subsection by
10 possessing a suspended or revoked license, stamp, or permit
11 issued by the Department after having received written notice
12 from the Department or any other State agency or department of
13 such suspension or revocation is guilty of a Class A
14 misdemeanor.

15 (Source: P.A. 98-402, eff. 8-16-13.)"