

# HB0168



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

**HB0168**

by Rep. Kurt M. Granberg

#### SYNOPSIS AS INTRODUCED:

520 ILCS 5/3.37

from Ch. 61, par. 3.37

Amends the Wildlife Code. Provides that a person authorized by the Department of Natural Resources to issue licenses, permits, or stamps, under the Wildlife Code, may charge a fee of \$1.00 (instead of \$0.50) for issuing certain licenses, permits, and stamps.

LRB095 04053 CMK 24091 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 Section  
5 3.37 as follows:

6 (520 ILCS 5/3.37) (from Ch. 61, par. 3.37)

7 Sec. 3.37. The Department of Natural Resources has the  
8 authority to designate agents to sell licenses, stamps and  
9 permits on behalf of the Department. Any person receiving  
10 licenses from the Department for sale as provided for in this  
11 Section, shall execute and deliver receipts therefor; and shall  
12 on dates specified by the Department report in writing to the  
13 Department the number and kind of licenses sold, and shall,  
14 with such reports, make remittances to the Department covering  
15 the amounts received from such sales. Failure on the part of  
16 any clerk or agent to fully comply with this Act, including  
17 administrative rules, shall be justification for the  
18 Department to cancel or withdraw the issuance of licenses  
19 through such clerks or agents. A Federal Migratory Bird Hunting  
20 and Conservation Stamp shall be deemed a license for the  
21 purpose of this Section. Any person authorized by the  
22 Department including any county, city, village, township, or  
23 incorporated town clerk issuing licenses, permits or stamps

1 provided for in this Act, may add the following as the fees for  
2 issuing such licenses: 75 cents in the case of Sportsmen's  
3 Combination Licenses or nonresident hunting licenses, and  
4 \$1.00 ~~50 cents~~ in the case of all other licenses, permits and  
5 stamps. However, such clerks shall remit to the treasurer of  
6 the political subdivision of which he is an officer or  
7 employee, the added fees or any portion thereof he or she  
8 collects provided in this Section. Issuing fees may be divided  
9 between such clerks and their appointed subagents other than  
10 employees of the clerk's office, but in no case may any clerk  
11 or subagent charge an issuing fee or fees totaling more than  
12 the issuing fee set out in this Section. No person, or subagent  
13 of any county, city, village, township or incorporated town  
14 clerk may charge a service fee for issuing licenses provided  
15 for in this Act, and the charging of fees for issuing such  
16 licenses in excess of the fees authorized is a petty offense.  
17 All fees, less issuing fees, collected from the sale of  
18 licenses and permits and not remitted to the Department as  
19 provided in this Section, shall be deemed to have been  
20 embezzled and the person or officer responsible for such  
21 remittance is subject to prosecution. Any person authorized to  
22 issue licenses by telephone and electronic transmission or  
23 incurring costs for customer convenience may charge in addition  
24 to the "issuing fee" authorized by this Section a fee not to  
25 exceed an amount set by the Department, by administrative rule,  
26 to cover the transaction cost.

1 (Source: P.A. 89-445, eff. 2-7-96; 90-225, eff. 7-25-97;  
2 90-743, eff. 1-1-99.)