



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB3115

by Rep. Daniel V. Beiser

#### 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. Provides that commencing with the 2013 license year, the requirement that residents veterans are required to have served abroad or been mobilized by the President of the United States to receive a discounted fishing license is removed. Amends the Wildlife Code. Provides that commencing with the 2013 license year, the requirement that residents veterans are required to have served abroad or been mobilized by the President of the United States to receive a sportsmen's combination license or a hunting license for resident veterans 65 or older is removed. Effective April 1, 2013.

LRB098 07019 CEL 37078 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 2013 ~~2012~~ license year,  
15 one-half of the current fishing license fee for resident  
16 veterans of the United States Armed Forces ~~after returning~~  
17 ~~from service abroad or mobilization by the President of the~~  
18 ~~United States~~. Veterans must provide, to the Department at  
19 one of the Department's 5 regional offices, verification of  
20 their service. The Department shall establish what  
21 constitutes suitable verification of service for the  
22 purpose of issuing fishing licenses to resident veterans at  
23 a reduced fee.

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

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

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

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

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

21 (c) Residents of the State of Illinois may obtain a  
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 (a)  
25 of this Section and to the same hunting privileges as  
26 residents holding a license to hunt all species as

1 described in Section 3.1 of the Wildlife Code. No  
2 sportsmen's combination license shall be issued to any  
3 individual who would be ineligible for either the fishing  
4 or hunting license separately. The sportsmen's combination  
5 license fee shall be \$25.50. For residents age 65 or older,  
6 the fee is one-half of the fee charged for a sportsmen's  
7 combination license. For resident veterans of the United  
8 States Armed Forces ~~after returning from service abroad or~~  
9 ~~mobilization by the President of the United States, the~~  
10 ~~fee,~~ commencing with the 2013 ~~2012~~ license year, is  
11 one-half of the fee charged for a sportsmen's combination  
12 license. Veterans must provide to the Department, at one of  
13 the Department's 5 regional offices, verification of their  
14 service. The Department shall establish what constitutes  
15 suitable verification of service for the purpose of issuing  
16 sportsmen's combination licenses to resident veterans at a  
17 reduced fee.

18 (d) For 24 hours of fishing by sport fishing devices as  
19 defined in Section 10-95 or by spearing devices as defined  
20 in Section 10-110 the fee is \$5. This license does not  
21 exempt the licensee from the requirement for a salmon or  
22 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) 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 of  
2 lifetime licenses and may suspend or revoke any lifetime  
3 license issued under this Section for violations of those rules  
4 or regulations or other provisions under this Code or the  
5 Wildlife Code. Individuals under 16 years of age who possess a  
6 lifetime hunting or sportsmen's combination license shall have  
7 in their possession, while in the field, a certificate of  
8 competency as required under Section 3.2 of the Wildlife Code.  
9 Any lifetime license issued under this Section shall not exempt  
10 individuals from obtaining additional stamps or permits  
11 required under the provisions of this Code or the Wildlife  
12 Code. Individuals required to purchase additional stamps shall  
13 sign the stamps and have them in their possession while fishing  
14 or hunting with a lifetime license. All fees received from the  
15 issuance of lifetime licenses shall be deposited in the Fish  
16 and Wildlife Endowment Fund.

17 Except for licenses issued under subsection (e) of this  
18 Section, all licenses provided for in this Section shall expire  
19 on March 31 of each year, except that the license provided for  
20 in subsection (d) of this Section shall expire 24 hours after  
21 the effective date and time listed on the face of the license.

22 All individuals required to have and failing to have the  
23 license provided for in subsection (a) or (d) of this Section  
24 shall be fined according to the provisions of Section 20-35 of  
25 this Code.

26 All individuals required to have and failing to have the

1 licenses provided for in subsections (b) and (e) of this  
2 Section shall be guilty of a Class B misdemeanor.

3 (Source: P.A. 96-831, eff. 1-1-10; 97-498, eff. 4-1-12;  
4 97-1136, eff. 1-1-13.)

5 Section 10. The Wildlife Code is amended by changing  
6 Section 3.2 as follows:

7 (520 ILCS 5/3.2) (from Ch. 61, par. 3.2)

8 Sec. 3.2. Hunting license; application; instruction.  
9 Before the Department or any county, city, village, township,  
10 incorporated town clerk or his duly designated agent or any  
11 other person authorized or designated by the Department to  
12 issue hunting licenses shall issue a hunting license to any  
13 person, the person shall file his application with the  
14 Department or other party authorized to issue licenses on a  
15 form provided by the Department and further give definite proof  
16 of identity and place of legal residence. Each clerk  
17 designating agents to issue licenses and stamps shall furnish  
18 the Department, within 10 days following the appointment, the  
19 names and mailing addresses of the agents. Each clerk or his  
20 duly designated agent shall be authorized to sell licenses and  
21 stamps only within the territorial area for which he was  
22 elected or appointed. No duly designated agent is authorized to  
23 furnish licenses or stamps for issuance by any other business  
24 establishment. Each application shall be executed and sworn to

1 and shall set forth the name and description of the applicant  
2 and place of residence.

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

14 The Department of Natural Resources shall authorize  
15 personnel of the Department or certified volunteer instructors  
16 to conduct courses, of not less than 10 hours in length, in  
17 firearms and hunter safety, which may include training in bow  
18 and arrow safety, at regularly specified intervals throughout  
19 the State. Persons successfully completing the course shall  
20 receive a certificate of competency. The Department of Natural  
21 Resources may further cooperate with any reputable association  
22 or organization in establishing courses if the organization has  
23 as one of its objectives the promotion of safety in the  
24 handling of firearms or bow and arrow.

25 The Department of Natural Resources shall designate any  
26 person found by it to be competent to give instruction in the



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

14 The fee for a hunting license to hunt all species for a  
15 resident of Illinois is \$12. For residents age 65 or older,  
16 and, commencing with the 2013 ~~2012~~ license year, resident  
17 veterans of the United States Armed Forces ~~after returning from~~  
18 ~~service abroad or mobilization by the President of the United~~  
19 ~~States~~, the fee is one-half of the fee charged for a hunting  
20 license to hunt all species for a resident of Illinois.  
21 Veterans must provide to the Department, at one of the  
22 Department's 5 regional offices, verification of their  
23 service. The Department shall establish what constitutes  
24 suitable verification of service for the purpose of issuing  
25 resident veterans hunting licenses at a reduced fee.  
26 Nonresidents shall be charged \$57 for a hunting license.

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

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

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

19 Each applicant for a State Habitat Stamp, regardless of his  
20 residence or other condition, shall pay a fee of \$5 and shall  
21 receive a stamp. Except as provided under Section 20-45 of the  
22 Fish and Aquatic Life Code, the stamp shall be signed by the  
23 person or affixed to his license or permit in a space  
24 designated by the Department for 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 Department shall furnish the holders of hunting  
3 licenses and stamps with an insignia as evidence of possession  
4 of license, or license and stamp, as the Department may  
5 consider advisable. The insignia shall be exhibited and used as  
6 the Department may order.

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

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

19 (Source: P.A. 96-831, eff. 1-1-10; 97-498, eff. 4-1-12.)

20 Section 99. Effective date. This Act takes effect April 1,  
21 2013.