



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4184

by Rep. Kay Hatcher

SYNOPSIS AS INTRODUCED:

515 ILCS 5/20-55
520 ILCS 5/3.2

from Ch. 56, par. 20-55
from Ch. 61, par. 3.2

Amends the Fish and Aquatic Life Code and the Wildlife Code. Provides that the fees for sport fishing licenses and for hunting licenses to hunt all species for non-residents who have been awarded a Purple Heart by a branch of the armed forces of the United States shall be the same as the fees for a resident. Provides that Purple Heart recipients must provide to the Department of Natural Resources verification of their service and receipt of a Purple Heart. Provides that the Department shall establish what constitutes suitable verification of service and receipt of a Purple Heart for the purpose of issuing non-resident Purple Heart recipients sport fishing licenses and hunting licenses at a reduced fee.

LRB098 15312 MGM 50338 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 20-55 as follows:

6 (515 ILCS 5/20-55) (from Ch. 56, par. 20-55)

7 Sec. 20-55. License fees for non-residents. Fees for
8 licenses for non-residents of the State of Illinois are as
9 follows:

10 (a) For sport fishing devices as defined by Section 10-95,
11 or spearing devices as defined in Section 10-110, non-residents
12 age 16 or older shall be charged \$31 for a fishing license to
13 fish. For sport fishing devices as defined by Section 10-95, or
14 spearing devices as defined in Section 10-110, for a period not
15 to exceed 3 consecutive days fishing in the State of Illinois
16 the fee is \$15.00.

17 For sport fishing devices as defined in Section 10-95, or
18 spearing devices as defined in Section 10-110, for 24 hours of
19 fishing the fee is \$10. This license does not exempt the
20 licensee from the salmon or inland trout stamp requirement.

21 The fee for a sport fishing license for non-residents who
22 have been awarded a Purple Heart by a branch of the armed
23 forces of the United States shall be the same as the fee for a

1 resident. Purple Heart recipients must provide to the
2 Department verification of their service and receipt of a
3 Purple Heart. The Department shall establish what constitutes
4 suitable verification of service and receipt of a Purple Heart
5 for the purpose of issuing non-resident Purple Heart recipients
6 sport fishing licenses at a reduced fee.

7 (b) All non-residents before using any commercial fishing
8 device shall obtain a non-resident commercial fishing license,
9 the fee for which shall be \$300 and a non-resident fishing
10 licensing. Each and every commercial device shall be licensed
11 by a non-resident commercial fisherman as follows:

12 (1) For each 100 lineal yards, or fraction thereof, of
13 seine (excluding minnow seines) the fee is \$36.

14 (2) For each device to fish with a 100 hook trot line
15 device, basket trap, hoop net, or dip net the fee is \$6.

16 (3) For each 100 lineal yards, or fraction thereof, of
17 trammel net the fee is \$36.

18 (4) For each 100 lineal yards, or fraction thereof, of
19 gill net the fee is \$36.

20 All persons required to have and failing to have the
21 license provided for in subsection (a) of this Section shall be
22 fined under Section 20-35 of this Code. Each person required to
23 have and failing to have the licenses required under subsection
24 (b) of this Section shall be guilty of a Class B misdemeanor.

25 All licenses provided for in this Section shall expire on
26 March 31 of each year; except that the 24-hour license for

1 sport fishing devices or spearing devices shall expire 24 hours
2 after the effective date and time listed on the face of the
3 license and licenses for sport fishing devices or spearing
4 devices for a period not to exceed 3 consecutive days fishing
5 in the State of Illinois as provided in subsection (a) of this
6 Section shall expire at midnight on the tenth day after issued,
7 not counting the day issued.

8 (Source: P.A. 96-831, eff. 1-1-10; 97-1136, eff. 1-1-13.)

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

11 (520 ILCS 5/3.2) (from Ch. 61, par. 3.2)

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

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

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

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

1 as one of its objectives the promotion of safety in the
2 handling of firearms or bow and arrow.

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

18 The fee for a hunting license to hunt all species for a
19 resident of Illinois is \$12. For residents age 65 or older,
20 and, commencing with the 2012 license year, resident veterans
21 of the United States Armed Forces after returning from service
22 abroad or mobilization by the President of the United States,
23 the fee is one-half of the fee charged for a hunting license to
24 hunt all species for a resident of Illinois. Veterans must
25 provide to the Department, at one of the Department's 5
26 regional offices, verification of their service. The

1 Department shall establish what constitutes suitable
2 verification of service for the purpose of issuing resident
3 veterans hunting licenses at a reduced fee. Non-residents
4 ~~Nonresidents~~ shall be charged \$57 for a hunting license. The
5 fee for a hunting license to hunt all species for non-residents
6 who have been awarded a Purple Heart by a branch of the armed
7 forces of the United States shall be \$12. Purple Heart
8 recipients must provide to the Department verification of their
9 service and award. The Department shall establish what
10 constitutes suitable verification of service and receipt of a
11 Purple Heart for the purpose of issuing non-resident Purple
12 Heart recipients hunting licenses at a reduced fee.

13 Non-residents ~~Nonresidents~~ may be issued a non-resident
14 ~~nonresident~~ hunting license for a period not to exceed 10
15 consecutive days' hunting in the State and shall be charged a
16 fee of \$35.

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

25 Each applicant for a State Migratory Waterfowl Stamp,
26 regardless of his residence or other condition, shall pay a fee

1 of \$15 and shall receive a stamp. Except as provided under
2 Section 20-45 of the Fish and Aquatic Life Code, the stamp
3 shall be signed by the person or affixed to his license or
4 permit in a space designated by the Department for that
5 purpose.

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

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

22 Every person holding any license, permit, or stamp issued
23 under the provisions of this Act shall have it in his
24 possession for immediate presentation for inspection to the
25 officers and authorized employees of the Department, any
26 sheriff, deputy sheriff, or any other peace officer making a

1 demand for it. This provision shall not apply to Department
2 owned or managed sites where it is required that all hunters
3 deposit their license, permit, or Firearm Owner's
4 Identification Card at the check station upon entering the
5 hunting areas.

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