



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

**HB4452**

by Rep. John M. Cabello

#### 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 the fee for all sport fishing licenses shall be waived for resident veterans of the United States Armed Forces that have been honorably discharged. Amends the Wildlife Code. Provides that the fee for a hunting license to hunt all species shall be waived for resident veterans of the United States Armed Forces that have been honorably discharged. Effective immediately.

LRB098 17133 MGM 52220 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 and ~~7~~ one-half of  
13 the current fishing license fee for individuals age 65 or  
14 older, ~~and, commencing with the 2012 license year, one half~~  
15 ~~of the current fishing license fee for resident veterans of~~  
16 ~~the United States Armed Forces after returning from service~~  
17 ~~abroad or mobilization by the President of the United~~  
18 ~~States. Veterans must provide, to the Department at one of~~  
19 ~~the Department's 5 regional offices, verification of their~~  
20 ~~service. The Department shall establish what constitutes~~  
21 ~~suitable verification of service for the purpose of issuing~~  
22 ~~fishing licenses to resident veterans at a reduced fee.~~

23 (a-5) The fee for all sport fishing licenses shall be

1 waived for resident veterans of the United States Armed  
2 Forces that have been honorably discharged. Veterans must  
3 provide, to the Department at one of the Department's 5  
4 regional offices, verification of their service and  
5 honorable discharge. The Department shall establish what  
6 constitutes suitable verification of service and honorable  
7 discharge for the purpose of issuing fishing licenses to  
8 resident veterans without a fee.

9 (b) All residents before using any commercial fishing  
10 device shall obtain a commercial fishing license, the fee  
11 for which shall be \$60 and a resident fishing license, the  
12 fee for which is \$14.50. Each and every commercial device  
13 used shall be licensed by a resident commercial fisherman  
14 as follows:

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

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

21 (3) When used in the waters of Lake Michigan, for  
22 the first 2000 lineal feet, or fraction thereof, of  
23 gill net the fee is \$10; and for each 1000 additional  
24 lineal feet, or fraction thereof, the fee is \$10. These  
25 fees shall apply to all gill nets in use in the water  
26 or on drying reels on the shore.

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

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

26          (d) For 24 hours of fishing by sport fishing devices as

1 defined in Section 10-95 or by spearing devices as defined  
2 in Section 10-110 the fee is \$5. This license does not  
3 exempt the licensee from the requirement for a salmon or  
4 inland trout stamp. The licenses provided for by this  
5 subsection are not required for residents of the State of  
6 Illinois who have obtained the license provided for in  
7 subsection (a) of this Section.

8 (e) All residents before using any commercial mussel  
9 device shall obtain a commercial mussel license, the fee  
10 for which shall be \$50.

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

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

3           (2) Lifetime hunting: 30 x the current hunting  
4 license fee.

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

7           Lifetime licenses shall not be refundable. A \$10 fee shall  
8 be charged for reissuing any lifetime license. The Department  
9 may establish rules and regulations for the issuance and use of  
10 lifetime licenses and may suspend or revoke any lifetime  
11 license issued under this Section for violations of those rules  
12 or regulations or other provisions under this Code or the  
13 Wildlife Code. Individuals under 16 years of age who possess a  
14 lifetime hunting or sportsmen's combination license shall have  
15 in their possession, while in the field, a certificate of  
16 competency as required under Section 3.2 of the Wildlife Code.  
17 Any lifetime license issued under this Section shall not exempt  
18 individuals from obtaining additional stamps or permits  
19 required under the provisions of this Code or the Wildlife  
20 Code. Individuals required to purchase additional stamps shall  
21 sign the stamps and have them in their possession while fishing  
22 or hunting with a lifetime license. All fees received from the  
23 issuance of lifetime licenses shall be deposited in the Fish  
24 and Wildlife Endowment Fund.

25           Except for licenses issued under subsection (e) of this  
26 Section, all licenses provided for in this Section shall expire

1 on March 31 of each year, except that the license provided for  
2 in subsection (d) of this Section shall expire 24 hours after  
3 the effective date and time listed on the face of the license.

4 All individuals required to have and failing to have the  
5 license provided for in subsection (a) or (d) of this Section  
6 shall be fined according to the provisions of Section 20-35 of  
7 this Code.

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

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

13 Section 10. The Wildlife Code is amended by changing  
14 Section 3.2 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 proof  
24 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 to  
7 furnish licenses or stamps for issuance by any other business  
8 establishment. Each application shall be executed and sworn to  
9 and shall set forth the name and description of the applicant  
10 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 16 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 unless they have a certificate of  
20 competency as provided in this Section and they shall have the  
21 certificate in their possession while hunting.

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



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

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

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

1 the fee is one-half of the fee charged for a hunting license to  
2 hunt all species for a resident of Illinois. The fee for a  
3 hunting license to hunt all species shall be waived for  
4 resident veterans of the United States Armed Forces that have  
5 been honorably discharged. Veterans must provide to the  
6 Department, at one of the Department's 5 regional offices,  
7 verification of their service and honorable discharge. The  
8 Department shall establish what constitutes suitable  
9 verification of service and honorable discharge for the purpose  
10 of issuing resident veterans hunting licenses without a fee at  
11 ~~a reduced fee.~~ Nonresidents shall be charged \$57 for a hunting  
12 license.

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

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

24 Each applicant for a State Migratory Waterfowl Stamp,  
25 regardless of his residence or other condition, shall pay a fee  
26 of \$15 and shall receive a stamp. Except as provided under

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

5 Each applicant for a State Habitat Stamp, regardless of his  
6 residence or other condition, shall pay a fee of \$5 and shall  
7 receive a stamp. Except as provided under Section 20-45 of the  
8 Fish and Aquatic Life Code, the stamp shall be signed by the  
9 person or affixed to his license or permit in a space  
10 designated by the Department for that purpose.

11 Nothing in this Section shall be construed as to require  
12 the purchase of more than one State Habitat Stamp by any person  
13 in any one license year.

14 The Department shall furnish the holders of hunting  
15 licenses and stamps with an insignia as evidence of possession  
16 of license, or license and stamp, as the Department may  
17 consider advisable. The insignia shall be exhibited and used as  
18 the Department may order.

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

21 Every person holding any license, permit, or stamp issued  
22 under the provisions of this Act shall have it in his  
23 possession for immediate presentation for inspection to the  
24 officers and authorized employees of the Department, any  
25 sheriff, deputy sheriff, or any other peace officer making a  
26 demand for it. This provision shall not apply to Department

1 owned or managed sites where it is required that all hunters  
2 deposit their license, permit, or Firearm Owner's  
3 Identification Card at the check station upon entering the  
4 hunting areas.

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

6 Section 99. Effective date. This Act takes effect upon  
7 becoming law.