

1 TITLE 17: CONSERVATION
2 CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
3 SUBCHAPTER f: ADMINISTRATIVE SERVICES
4

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7 FOR CONSERVATION OFFENSES
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94 2530.810 Immediate Eviction and Removal from Department Lands for up to 90 Days

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96 2530.830 Eviction and Removal from Department Lands for Longer than 90 Days

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98 2530.850 Procedures for Eviction/Removal Hearings

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100 AUTHORITY: Implementing and authorized by Sections 1-125 and 20-105 of the Fish and
101 Aquatic Life Code of 1971 [515 ILCS 5/1-125 and 20-105], Sections 1.4 and 3.36 of the Wildlife
102 Code [520 ILCS 5/1.4 and 3.36], Sections 4 and 5 of the Illinois Endangered Species Protection
103 Act [520 ILCS 10/4 and 5], Section 3B-8 of the Boat Registration and Safety Act [625 ILCS
104 45/3B-8], Sections 10 and 13 of the Timber Buyers Licensing Act [225 ILCS 735/10 and 13],
105 Section 6 of the Ginseng Harvesting Act [525 ILCS 20/6] and the Illinois Administrative
106 Procedure Act [5 ILCS 100], Sections 70 and 105 of the Herptiles-Herps Act [510 ILCS 68] and
107 authorized by Sections 5-625, 805-518, 805-545 and 805-550 of the Civil Administrative Code
108 of Illinois. (General Provisions and Departments of State Government) [20 ILCS 5/5-625, 805-
109 518, 805-545 and 805-550].

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111 SOURCE: Filed December 21, 1977; effective December 31, 1977; codified at 5 Ill. Reg.
112 10664; amended at 6 Ill. Reg. 10687, effective August 25, 1982; Subpart B recodified to 2 Ill.
113 Adm. Code 825: Subpart B at 8 Ill. Reg. 4133, effective March 19, 1984; amended at 10 Ill.
114 Reg. 20201, effective November 25, 1986; recodified by changing the agency name from
115 Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended
116 at 25 Ill. Reg. 3659, effective February 26, 2001; amended at 25 Ill. Reg. 14126, effective
117 October 22, 2001; amended at 28 Ill. Reg. 9990, effective July 6, 2004; amended at 31 Ill. Reg.
118 9215, effective June 18, 2007; amended at 32 Ill. Reg. 17481, effective October 24, 2008;
119 amended at 35 Ill. Reg. 13268, effective July 26, 2011; recodified at 38 Ill. Reg. 6747; amended
120 at 38 Ill. Reg. 17001, effective July 25, 2014; amended at 43 Ill. Reg. 4837, effective April 11,
121 2019; amended at 45 Ill. Reg. 8415, effective June 23, 2021; amended at 48 Ill. Reg. _____,
122 effective _____.

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124 SUBPART B: SUMMARY REVOCATION/SUSPENSION
125 BASED ON ACCUMULATION OF POINTS

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127 **Section 2530.240 Points**

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129 a) Unless otherwise specified in subsection (b), points shall be assessed by

classification of offense as follows:

- 1) For a petty offense – 3 points
- 2) For a Class C Misdemeanor – 6 points
- 3) For a Class B Misdemeanor – 9 points
- 4) For a Class A Misdemeanor – 12 points
- 5) For a Class 4 Felony – 24 points
- 6) For a Class 3 Felony or Higher – 60 points

b) Points for the following violations shall be assessed as follows:

- 1) For any violation committed during a period of suspension – 60 points
- 2) For any violation of any of the following sections of~~offenses under~~ the Timber Buyers Licensing Act – 13 points:

A) a Class A misdemeanor for a violation of Section 5(a);~~For any person previously suspended once under Group C (Timber Buyers Licensing Act), a minimum of 60 points and up to a maximum of 120 points shall be assessed for a second suspension. The actual number of points and length of suspension shall be determined at a hearing or by the Hearing Officer in the event of a default, as defined in Section 2530.410.~~

B) any violation of Section 5(c); or~~For any person previously suspended twice under Group C (Timber Buyers Licensing Act), a minimum of 120 points and up to a maximum of 900 points shall be assessed for a third or subsequent suspension. The actual number of points and length of suspension shall be determined at a hearing or by the Hearing Officer in the event of a default, as defined in Section 2530.410.~~

C) any violation of Section 5(d).

- 3) Federal offenses shall be assessed points based upon the classification of offense for the corresponding Illinois violation, rather than the federal classification of the offense.

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- 4) For any person found guilty of Section 2.33(cc) of the Wildlife Code – 13 points.
 - 5) For any person found guilty of Section 2.38 of the Wildlife Code – 13 points.
 - 6) For any person found guilty of Section 20-120(h) of the Fish and Aquatic Life Code – 13 points.
 - 7) For any person found guilty of Section 20-125(d) of the Fish and Aquatic Life Code – 13 points.
 - 8) For any person found guilty of Section 48-3(b)(9) or (b)(10) of the Criminal Code of 2012 – 13 points.

(Source: Amended at 48 Ill. Reg. _____, effective _____)