

1 AN ACT concerning animals.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Department of Natural Resources
5 (Conservation) Law of the Civil Administrative Code of
6 Illinois is amended by changing Section 805-535 as follows:

7 (20 ILCS 805/805-535) (was 20 ILCS 805/63b2.2)

8 Sec. 805-535. Conservation Police Officers. In addition to
9 the arrest powers prescribed by law, Conservation Police
10 Officers are conservators of the peace and as such have all
11 powers possessed by policemen, except that they may exercise
12 those powers anywhere in this State. Conservation Police
13 Officers acting under the authority of this Section are
14 considered employees of the Department and are subject to its
15 direction, benefits, and legal protection.

16 Any person hired by the Department of Natural Resources
17 after July 1, 2022 ~~2001~~ for a sworn law enforcement position or
18 position that has arrest authority must meet the following
19 minimum professional standards:

20 (1) At the time of hire, the person must be not less
21 than 21 years of age, or 20 years of age and have
22 successfully completed an associate's degree or 60 credit
23 hours at an accredited college or university. Any person

1 hired after successful completion of an associate's degree
2 or 60 credit hours at an accredited college or university
3 shall not have power of arrest, nor shall he or she be
4 permitted to carry firearms, until he or she reaches 21
5 years of age; hold (i) a 2 year degree and 3 consecutive
6 years of experience as a police officer with the same law
7 enforcement agency or (ii) a 4 year degree.

8 (2) The person must possess the skill level and
9 demonstrate the ability to swim at a competency level
10 approved by the Department in an administrative rule; and
11 ~~. The Department's administrative rule must require the~~
12 ~~person to use techniques established by the American Red~~
13 ~~Cross.~~

14 (3) The person must successfully obtain certification
15 pursuant to the Illinois Police Training Act ~~as a police~~
16 ~~officer under the standards in effect at that time unless~~
17 ~~that person already holds that certification~~ and must also
18 successfully complete the Conservation Police Academy
19 training program, consisting of not less than 400 hours of
20 training, within one year of hire.

21 Notwithstanding any provision to the contrary, all persons
22 who meet one of the following requirements are deemed to have
23 met the collegiate education requirements: either

24 (i) have been honorably discharged and who have been
25 awarded a Southwest Asia Service Medal, Kosovo Campaign
26 Medal, Korean Defense Service Medal, Afghanistan Campaign

1 Medal, Iraq Campaign Medal, or Global War on Terrorism
2 Expeditionary Medal by the United States Armed Forces; ~~or~~

3 (ii) are active members of the Illinois National Guard
4 or a reserve component of the United States Armed Forces
5 and who have been awarded a Southwest Asia Service Medal,
6 Kosovo Campaign Medal, Korean Defense Service Medal,
7 Afghanistan Campaign Medal, Iraq Campaign Medal, or Global
8 War on Terrorism Expeditionary Medal as a result of
9 honorable service during deployment on active duty; ~~are~~
10 ~~deemed to have met the collegiate educational requirements~~
11 ~~for a sworn law enforcement position or position that has~~
12 ~~arrest authority.~~

13 (iii) have been honorably discharged and served in a
14 combat mission by proof of hostile fire pay or imminent
15 danger pay during deployment on active duty; or

16 (iv) have at least 3 years of full active and
17 continuous military duty and received an honorable
18 discharge before hiring.

19 The Department of Natural Resources must adopt an
20 administrative rule listing those disciplines that qualify as
21 directly related areas of study ~~and must also adopt, by~~
22 ~~listing, the American Red Cross standards and testing points~~
23 ~~for a skill level equivalent to an intermediate level swimmer.~~

24 (Source: P.A. 96-972, eff. 7-2-10; 97-948, eff. 8-13-12.)

25 Section 10. The Herptiles-Herps Act is amended by changing

1 Section 70-5 as follows:

2 (510 ILCS 68/70-5)

3 Sec. 70-5. Suspension of privileges and revocation of
4 permits. A person who does not hold a Herptile Special Use
5 permit or Limited Entry permit and who violates a provision of
6 this Act, ~~or~~ an administrative rule authorized under this Act,
7 or a provision of the United States Code that involves the
8 taking, possessing, killing, harvesting, transportation,
9 selling, exporting, or importing of any herptile protected by
10 this Act, when any part of the United States Code violation
11 occurred in Illinois, shall have his or her privileges under
12 this Act suspended for a period to be set by administrative
13 rule. Department suspensions and revocations shall be
14 addressed by administrative rule.

15 A person who holds a Herptile Special Use permit or
16 Limited Entry permit and who violates a provision ~~the~~
17 ~~provisions~~ of this Act, an administrative rule authorized
18 under this Act, or a provision of the United States Code that
19 involves the taking, possessing, killing, harvesting,
20 transportation, selling, exporting, or importing of any
21 herptile protected by this Act, when any part of the United
22 States Code violation occurred in Illinois, shall have his or
23 her permit revoked and permit privileges under this Act
24 suspended for a period to be set by administrative rule.
25 Department suspensions and revocations shall be addressed by

1 administrative rule.

2 A person whose privileges or permit to possess a special
3 use herptile have been suspended or revoked may appeal that
4 decision in accordance with the provisions set forth in
5 administrative rule.

6 (Source: P.A. 102-315, eff. 1-1-22.)

7 Section 15. The Fish and Aquatic Life Code is amended by
8 changing Sections 5-20, 10-80, 10-140, 20-45, and 20-105 and
9 by adding Sections 1-17, 1-18, and 1-26 as follows:

10 (515 ILCS 5/1-17 new)

11 Sec. 1-17. Air rifle. "Air rifle" means an air gun, air
12 pistol, spring gun, gas gun, spring pistol, B-B gun, pellet
13 gun, or any implement that is not a firearm and propels a
14 singular globular projectile or pellet constructed of steel,
15 lead, or other hard materials by the use of compressed air,
16 compressed gas, or spring power.

17 (515 ILCS 5/1-18 new)

18 Sec. 1-18. Angling methods. "Angling methods" means the
19 action of sport fishing by hook and line.

20 (515 ILCS 5/1-26 new)

21 Sec. 1-26. Blow gun. "Blow gun" means a weapon, hunting,
22 or fishing device consisting of a tube through which an arrow,

1 dart, or projectile is propelled by force of the breath of a
2 person.

3 (515 ILCS 5/5-20) (from Ch. 56, par. 5-20)

4 Sec. 5-20. Taking aquatic life on private property. Any
5 person taking or attempting to take aquatic life by means of
6 any device within waters other than public waters of the State
7 shall first obtain the consent of the owner, ~~or~~ tenant, or
8 designee of the owner or tenant of the premises where the
9 taking is done or attempted to be done. In addition, the
10 persons taking or attempting to take aquatic life on another's
11 property shall do so in a manner that does not cause wanton or
12 careless injury to or destruction of any real or personal
13 property on the premises.

14 It shall be prima facie evidence that a person does not
15 have the consent of the owner or tenant if the person is unable
16 to demonstrate to the law enforcement officer in the field
17 that consent had been obtained. This provision may only be
18 rebutted by testimony of the owner or tenant that consent had
19 been given. Before enforcing this Section, the law enforcement
20 officer must have received notice from the owner or tenant of a
21 violation of this Section. Statements made to the law
22 enforcement officer regarding this notice shall not be
23 rendered inadmissible by the hearsay rule when offered for the
24 purpose of showing the required notice.

25 (Source: P.A. 87-114; 87-833; 87-895.)

1 (515 ILCS 5/10-80) (from Ch. 56, par. 10-80)

2 Sec. 10-80. Illegal methods of taking. Except as otherwise
3 authorized in this Code or administrative rule, it ~~it~~ shall be
4 unlawful to take any aquatic life except by angling methods.
5 Illegal methods include, but are not limited to, the use of
6 electricity or any electrical device; a lime, acid, medical,
7 chemical, or mechanical compound or dope of any medicated
8 drug; any drug or any fishberry; any dynamite, giant powder,
9 nitro glycerine, or other explosives; or by means of a snare,
10 treated grain, firearms of any kind, air rifle or blow gun ~~or~~
11 ~~gas gun~~, wire basket, wire seine, wire net, wire trotline, or
12 limb lines of any kind.

13 (Source: P.A. 87-833.)

14 (515 ILCS 5/10-140) (from Ch. 56, par. 10-140)

15 Sec. 10-140. Dip nets, casting nets, and shad scoops.

16 (a) Any individual possessing a valid sport fishing
17 license may use a dip net, casting net, or shad scoop to take
18 certain species ~~carp, buffalo, carpsuckers, or shad for~~
19 ~~personal consumption.~~ The taking of aquatic life ~~these fish~~
20 with a dip net, casting net, or shad scoop shall not be
21 permitted within 100 feet of the base of any dam.

22 (b) Dip nets may be used to take carp, buffalo,
23 carpsuckers, or shad for personal consumption.

24 (c) Bighead carp (Hypophthalmichthys nobilis), black carp

1 (Mylopharyngodon piceus), grass carp (Ctenopharyngodon
2 idella), and silver carp (Hypophthalmichthys molitrix) may be
3 taken with a casting net or shad scoop and used for bait on the
4 body of water where they are collected if they are killed
5 immediately.

6 (d) Mooneye (Hiodon tergisus), goldeye (Hiodon alosoides),
7 skipjack herring (Alosa chrysochloris), carp (other than
8 bighead carp (Hypophthalmichthys nobilis), black carp
9 (Mylopharyngodon piceus), grass carp (Ctenopharyngodon
10 idella), and silver carp (Hypophthalmichthys molitrix)), and
11 any other fish listed in Section 10-110 of this Code may be
12 taken with a casting net or shad scoop and used for live or
13 dead bait on the body of water where they are collected.

14 (e) All casting nets shall not be (1) larger than 24 feet
15 in diameter or (2) of a mesh larger than 1 inch bar
16 measurement. All shad scoops shall not be (1) larger than 30
17 inches in diameter, (2) of a mesh not larger than 1/2 inch bar
18 measurement, or (3) longer than 4 feet in length.

19 (f) Fish taken by ~~this~~ means listed in this Section shall
20 not be sold or bartered. Except as otherwise provided by law,
21 the taking of game fish by dip net without a commercial license
22 shall be a petty offense punishable by a minimum fine of \$100,
23 plus confiscation of illegally used equipment under Article 1
24 of this Code.

25 (Source: P.A. 89-66, eff. 1-1-96.)

1 (515 ILCS 5/20-45) (from Ch. 56, par. 20-45)

2 Sec. 20-45. License fees for residents. Fees for licenses
3 for residents of the State of Illinois shall be as follows:

4 (a) Except as otherwise provided in this Section, for
5 sport fishing devices as defined in Section 10-95 or
6 spearing devices as defined in Section 10-110, the fee is
7 \$14.50 for individuals 16 to 64 years old, one-half of the
8 current fishing license fee for individuals age 65 or
9 older, and, commencing with the 2012 license year,
10 one-half of the current fishing license fee for resident
11 veterans of the United States Armed Forces after returning
12 from service abroad or mobilization by the President of
13 the United States. Veterans must provide, to the
14 Department at one of the Department's 5 regional offices,
15 verification of their service. The Department shall
16 establish what constitutes suitable verification of
17 service for the purpose of issuing fishing licenses to
18 resident veterans at a reduced fee.

19 (a-5) The fee for all sport fishing licenses shall be
20 \$1 for residents over 75 years of age.

21 (b) All residents before using any commercial fishing
22 device shall obtain a commercial fishing license, the fee
23 for which shall be \$60 and a resident fishing license, the
24 fee for which is \$14.50. Each and every commercial device
25 used shall be licensed by a resident commercial fisherman
26 as follows:

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

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

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

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

16 (c) Residents of the State of Illinois may obtain a
17 sportsmen's combination license that shall entitle the
18 holder to the same non-commercial fishing privileges as
19 residents holding a license as described in subsection (a)
20 of this Section and to the same hunting privileges as
21 residents holding a license to hunt all species as
22 described in Section 3.1 of the Wildlife Code. No
23 sportsmen's combination license shall be issued to any
24 individual who would be ineligible for either the fishing
25 or hunting license separately. The sportsmen's combination
26 license fee shall be \$25.50. For residents age 65 or

1 older, the fee is one-half of the fee charged for a
2 sportsmen's combination license. For resident veterans of
3 the United States Armed Forces after returning from
4 service abroad or mobilization by the President of the
5 United States, the fee, commencing with the 2012 license
6 year, is one-half of the fee charged for a sportsmen's
7 combination license. Veterans must provide to the
8 Department, at one of the Department's 5 regional offices,
9 verification of their service. The Department shall
10 establish what constitutes suitable verification of
11 service for the purpose of issuing sportsmen's combination
12 licenses to resident veterans at a reduced fee.

13 (d) For 24 hours of fishing by sport fishing devices
14 as defined in Section 10-95 or by spearing devices as
15 defined in Section 10-110 the fee is \$5. This license does
16 not exempt the licensee from the requirement for a salmon
17 or inland trout stamp. The licenses provided for by this
18 subsection are not required for residents of the State of
19 Illinois who have obtained the license provided for in
20 subsection (a) of this Section.

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

24 (f) Residents of this State, upon establishing
25 residency as required by the Department, may obtain a
26 lifetime hunting or fishing license or lifetime

1 sportsmen's combination license which shall entitle the
2 holder to the same non-commercial fishing privileges as
3 residents holding a license as described in paragraph (a)
4 of this Section and to the same hunting privileges as
5 residents holding a license to hunt all species as
6 described in Section 3.1 of the Wildlife Code. No lifetime
7 sportsmen's combination license shall be issued to or
8 retained by any individual who would be ineligible for
9 either the fishing or hunting license separately, either
10 upon issuance, or in any year a violation would subject an
11 individual to have either or both fishing or hunting
12 privileges rescinded. The lifetime hunting and fishing
13 license fees shall be as follows:

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

16 (2) Lifetime hunting: 30 x the current hunting
17 license fee.

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

20 Lifetime licenses shall not be refundable. A \$10 fee shall
21 be charged for reissuing any lifetime license. The Department
22 may establish rules and regulations for the issuance and use
23 of lifetime licenses and may suspend or revoke any lifetime
24 license issued under this Section for violations of those
25 rules or regulations or other provisions under this Code, ~~or~~
26 the Wildlife Code, or a violation of the United States Code

1 that involves the taking, possessing, killing, harvesting,
2 transportation, selling, exporting, or importing any fish or
3 aquatic life protected by this Code or the taking, possessing,
4 killing, harvesting, transportation, selling, exporting, or
5 importing any fauna protected by the Wildlife Code when any
6 part of the United States Code violation occurred in Illinois.

7 Individuals under 16 years of age who possess a lifetime
8 hunting or sportsmen's combination license shall have in their
9 possession, while in the field, a certificate of competency as
10 required under Section 3.2 of the Wildlife Code. Any lifetime
11 license issued under this Section shall not exempt individuals
12 from obtaining additional stamps or permits required under the
13 provisions of this Code or the Wildlife Code. Individuals
14 required to purchase additional stamps shall sign the stamps
15 and have them in their possession while fishing or hunting
16 with a lifetime license. All fees received from the issuance
17 of lifetime licenses shall be deposited in the Fish and
18 Wildlife Endowment Fund.

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

25 All individuals required to have and failing to have the
26 license provided for in subsection (a) or (d) of this Section

1 shall be fined according to the provisions of Section 20-35 of
2 this Code.

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

6 (Source: P.A. 97-498, eff. 4-1-12; 97-1136, eff. 1-1-13;
7 98-800, eff. 8-1-14.)

8 (515 ILCS 5/20-105) (from Ch. 56, par. 20-105)

9 Sec. 20-105. Revocation and suspension; refusal to issue.

10 (a) Whenever a license or permit is issued to any person
11 under this Code and its holder is found guilty of any
12 misrepresentation in obtaining the license or permit or of a
13 violation of Section 48-3 of the Criminal Code of 2012 or a
14 violation of any of the provisions of this Code, including
15 administrative rules, or a violation of the United States Code
16 that involves the taking, possessing, killing, harvesting,
17 transportation, selling, exporting, or importing any aquatic
18 life protected by this Code when any part of the United States
19 Code violation occurred in Illinois, the license or permit may
20 be revoked by the Department and the Department may refuse to
21 issue any permit or license to that person and may suspend the
22 person from engaging in the activity requiring the permit or
23 license for a period of time not to exceed 5 years following
24 the revocation. Department revocation procedure shall be
25 established by administrative rule.

1 (b) Whenever any person who has not been issued a license
2 or a permit under the provisions of this Code is found guilty
3 of a violation of Section 48-3 of the Criminal Code of 2012 or
4 a violation of the provisions of this Code, including
5 administrative rules, or a violation of the United States Code
6 that involves the taking, possessing, killing, harvesting,
7 transportation, selling, exporting, or importing any aquatic
8 life protected by this Code when any part of the United States
9 Code violation occurred in Illinois, the Department may refuse
10 to issue any permit or license to that person, and suspend that
11 person from engaging in the activity requiring the permit or
12 license for a period of time not to exceed 5 years.

13 (c) Any person who knowingly or intentionally violates any
14 of the provisions of this Code, including administrative
15 rules, during the 5 years following the revocation of his or
16 her license or permit under subsection (a) or during the time
17 he is suspended under subsection (b), shall be guilty of a
18 Class A misdemeanor as provided in Section 20-35. The
19 penalties for a violation of Section 48-3 of the Criminal Code
20 of 2012 shall be as provided in that Section.

21 (d) A person whose license or permit to engage in any
22 activity regulated by this Code has been suspended or revoked
23 may not, during the period of the suspension or revocation or
24 until obtaining such a license or permit, (i) be in the company
25 of any person engaging in the activity covered by the
26 suspension or revocation or (ii) serve as a guide, outfitter,

1 or facilitator for a person who is engaged or prepared to
2 engage in the activity covered by the suspension or
3 revocation.

4 (e) No person may be issued or obtain a license or permit
5 or engage in any activity regulated by this Code during the
6 time that the person's privilege to engage in the same or
7 similar activities is suspended or revoked by another state,
8 by a federal agency, or by a province of Canada.

9 (Source: P.A. 98-402, eff. 8-16-13.)

10 (515 ILCS 5/10-47 rep.)

11 (515 ILCS 5/10-45 rep.)

12 Section 20. The Fish and Aquatic Life Code is amended by
13 repealing Sections 10-45 and 10-47.

14 Section 25. The Wildlife Code is amended by changing
15 Sections 1.2j, 2.30, 2.33, 2.36a, 3.1, 3.1-2, 3.25, and 3.36
16 and by adding Section 1.2j-2 as follows:

17 (520 ILCS 5/1.2j) (from Ch. 61, par. 1.2j)

18 Sec. 1.2j. "Gun" means shotgun, rifle, handgun, or air
19 rifle ~~gun~~.

20 (Source: P.A. 81-382.)

21 (520 ILCS 5/1.2j-2 new)

22 Sec. 1.2j-2. Air rifle. "Air Rifle" means an air gun, air

1 pistol, spring gun, gas gun, spring pistol, B-B gun, pellet
2 gun, or any implement that is not a firearm and propels a
3 singular globular projectile or pellet constructed of steel,
4 lead, or other hard materials by the use of compressed air,
5 compressed gas, or spring power.

6 (520 ILCS 5/2.30) (from Ch. 61, par. 2.30)

7 Sec. 2.30. Except as provided in this Section, it shall be
8 unlawful for any person to trap or to hunt with gun, dog, dog
9 and gun, or bow and arrow, gray fox, red fox, raccoon, weasel,
10 mink, muskrat, badger, bobcat, and opossum except during the
11 open season which will be set annually by the Director between
12 12:01 a.m., November 1 to 12:00 midnight, February 15, both
13 inclusive.

14 It shall be unlawful for any person to hunt or trap bobcat
15 in this State on and after the effective date of this
16 amendatory Act of the 100th General Assembly in the counties
17 of Boone, Bureau, Champaign, Cook, DeKalb, DeWitt, DuPage,
18 Ford, Grundy, Henry, Iroquois, Kane, Kankakee, Kendall, Knox,
19 Lake, LaSalle, Lee, Livingston, Logan, Marshall, McHenry,
20 McLean, Ogle, Peoria, Piatt, Putnam, Stark, Stephenson,
21 Vermilion, Will, Winnebago, and Woodford and north of U.S.
22 Route 36 in Edgar and Douglas and north of U.S. Route 36 to the
23 junction with Illinois Route 121 and north or east of Illinois
24 Route 121 in Macon. For the season beginning in 2017, a total
25 number of 350 bobcats may be hunted or trapped lawfully, or the

1 conclusion of the season occurs, whichever is earlier. For the
2 season beginning in 2018, a total number of 375 bobcats may be
3 hunted or trapped lawfully, or the conclusion of the season
4 occurs, whichever is earlier. The changes added to this
5 Section by this amendatory Act of the 100th General Assembly,
6 except for this sentence, are inoperative on and after June
7 30, 2019.

8 It is unlawful to pursue any fur-bearing mammal with a dog
9 or dogs between the hours of sunset and sunrise during the 10
10 day period preceding the opening date of the raccoon hunting
11 season and the 10 day period following the closing date of the
12 raccoon hunting season except that the Department may issue
13 field trial permits in accordance with Section 2.34 of this
14 Act. A non-resident from a state with more restrictive
15 fur-bearer pursuit regulations for any particular species than
16 provided for that species in this Act may not pursue that
17 species in Illinois except during the period of time that
18 Illinois residents are allowed to pursue that species in the
19 non-resident's state of residence. Hound running areas
20 approved by the Department shall be exempt from the provisions
21 of this Section.

22 It shall be unlawful to take beaver, river otter, weasel,
23 mink, or muskrat except during the open season set annually by
24 the Director, and then, only with traps, except that a
25 firearm, pistol, or air rifle ~~airgun~~ of a caliber not larger
26 than a .22 long rifle may be used to remove the animal from the

1 trap.

2 It shall be unlawful for any person to trap beaver or river
3 otter with traps except during the open season which will be
4 set annually by the Director between 12:01 a.m., November 1st
5 and 12:00 midnight, March 31, both inclusive.

6 Coyote may be taken by trapping methods only during the
7 period from September 1 to March 1, both inclusive, and by
8 hunting methods at any time.

9 Striped skunk may be taken by trapping methods only during
10 the period from September 1 to March 1, both inclusive, and by
11 hunting methods at any time.

12 Muskrat may be taken by trapping methods during an open
13 season set annually by the Director.

14 For the purpose of taking fur-bearing mammals, the State
15 may be divided into management zones by administrative rule.

16 It shall be unlawful to take or possess more than the
17 season limit or possession limit of fur-bearing mammals that
18 shall be set annually by the Director. The season limit for
19 bobcat shall not exceed one bobcat per permit. Possession
20 limits shall not apply to fur buyers, tanners, manufacturers,
21 and taxidermists, as defined by this Act, who possess
22 fur-bearing mammals in accordance with laws governing such
23 activities.

24 Nothing in this Section shall prohibit the taking or
25 possessing of fur-bearing mammals found dead or
26 unintentionally killed by a vehicle along a roadway during the

1 open season provided the person who possesses such fur-bearing
2 mammals has all appropriate licenses, stamps, or permits; the
3 season for which the species possessed is open; and that such
4 possession and disposal of such fur-bearing mammals is
5 otherwise subject to the provisions of this Section.

6 The provisions of this Section are subject to modification
7 by administrative rule.

8 (Source: P.A. 99-33, eff. 1-1-16; 100-524, eff. 9-22-17;
9 100-779, eff. 8-10-18.)

10 (520 ILCS 5/2.33) (from Ch. 61, par. 2.33)

11 Sec. 2.33. Prohibitions.

12 (a) It is unlawful to carry or possess any gun in any State
13 refuge unless otherwise permitted by administrative rule.

14 (b) It is unlawful to use or possess any snare or
15 snare-like device, deadfall, net, or pit trap to take any
16 species, except that snares not powered by springs or other
17 mechanical devices may be used to trap fur-bearing mammals, in
18 water sets only, if at least one-half of the snare noose is
19 located underwater at all times.

20 (c) It is unlawful for any person at any time to take a
21 wild mammal protected by this Act from its den by means of any
22 mechanical device, spade, or digging device or to use smoke or
23 other gases to dislodge or remove such mammal except as
24 provided in Section 2.37.

25 (d) It is unlawful to use a ferret or any other small

1 mammal which is used in the same or similar manner for which
2 ferrets are used for the purpose of frightening or driving any
3 mammals from their dens or hiding places.

4 (e) (Blank).

5 (f) It is unlawful to use spears, gigs, hooks or any like
6 device to take any species protected by this Act.

7 (g) It is unlawful to use poisons, chemicals or explosives
8 for the purpose of taking any species protected by this Act.

9 (h) It is unlawful to hunt adjacent to or near any peat,
10 grass, brush or other inflammable substance when it is
11 burning.

12 (i) It is unlawful to take, pursue or intentionally harass
13 or disturb in any manner any wild birds or mammals by use or
14 aid of any vehicle, ~~or~~ conveyance, or unmanned aircraft as
15 defined by the Illinois Aeronautics Act, except as permitted
16 by the Code of Federal Regulations for the taking of
17 waterfowl; except that nothing in this subsection shall
18 prohibit the use of unmanned aircraft in the inspection of a
19 public utility facility, tower, or structure or a mobile
20 service facility, tower, or structure by a public utility, as
21 defined in Section 3-105 of the Public Utilities Act, or a
22 provider of mobile services as defined in Section 153 of Title
23 47 of the United States Code. It is also unlawful to use the
24 lights of any vehicle or conveyance, ~~or any light from or any~~
25 light connected to any ~~the~~ vehicle or conveyance, or any other
26 lighting device or mechanism from inside or on a vehicle or

1 conveyance in any area where wildlife may be found except in
2 accordance with Section 2.37 of this Act; however, nothing in
3 this Section shall prohibit the normal use of headlamps for
4 the purpose of driving upon a roadway. For purposes of this
5 Section, any other lighting device or mechanism shall include,
6 but not be limited to, any device that uses infrared or other
7 light not visible to the naked eye, electronic image
8 intensification, active illumination, thermal imaging, or
9 night vision. Striped skunk, opossum, red fox, gray fox,
10 raccoon, bobcat, and coyote may be taken during the open
11 season by use of a small light which is worn on the body or
12 hand-held by a person on foot and not in any vehicle.

13 (j) It is unlawful to use any shotgun larger than 10 gauge
14 while taking or attempting to take any of the species
15 protected by this Act.

16 (k) It is unlawful to use or possess in the field any
17 shotgun shell loaded with a shot size larger than lead BB or
18 steel T (.20 diameter) when taking or attempting to take any
19 species of wild game mammals (excluding white-tailed deer),
20 wild game birds, migratory waterfowl or migratory game birds
21 protected by this Act, except white-tailed deer as provided
22 for in Section 2.26 and other species as provided for by
23 subsection (l) or administrative rule.

24 (l) It is unlawful to take any species of wild game, except
25 white-tailed deer and fur-bearing mammals, with a shotgun
26 loaded with slugs unless otherwise provided for by

1 administrative rule.

2 (m) It is unlawful to use any shotgun capable of holding
3 more than 3 shells in the magazine or chamber combined, except
4 on game breeding and hunting preserve areas licensed under
5 Section 3.27 and except as permitted by the Code of Federal
6 Regulations for the taking of waterfowl. If the shotgun is
7 capable of holding more than 3 shells, it shall, while being
8 used on an area other than a game breeding and shooting
9 preserve area licensed pursuant to Section 3.27, be fitted
10 with a one piece plug that is irremovable without dismantling
11 the shotgun or otherwise altered to render it incapable of
12 holding more than 3 shells in the magazine and chamber,
13 combined.

14 (n) It is unlawful for any person, except persons who
15 possess a permit to hunt from a vehicle as provided in this
16 Section and persons otherwise permitted by law, to have or
17 carry any gun in or on any vehicle, conveyance or aircraft,
18 unless such gun is unloaded and enclosed in a case, except that
19 at field trials authorized by Section 2.34 of this Act,
20 unloaded guns or guns loaded with blank cartridges only, may
21 be carried on horseback while not contained in a case, or to
22 have or carry any bow or arrow device in or on any vehicle
23 unless such bow or arrow device is unstrung or enclosed in a
24 case, or otherwise made inoperable unless in accordance with
25 the Firearm Concealed Carry Act.

26 (o) (Blank).

1 (p) It is unlawful to take game birds, migratory game
2 birds or migratory waterfowl with a rifle, pistol, revolver,
3 or air rifle ~~airgun~~.

4 (q) It is unlawful to fire a rifle, pistol, revolver, or
5 air rifle ~~airgun~~ on, over, or into any waters of this State,
6 including frozen waters.

7 (r) It is unlawful to discharge any gun or bow and arrow
8 device along, upon, across, or from any public right-of-way or
9 highway in this State.

10 (s) It is unlawful to use a silencer or other device to
11 muffle or mute the sound of the explosion or report resulting
12 from the firing of any gun.

13 (t) It is unlawful for any person to take or attempt to
14 take any species of wildlife or parts thereof, ~~intentionally~~
15 or ~~wantonly~~ allow a dog to hunt, within or upon the land of
16 another, or upon waters flowing over or standing on the land of
17 another, or to knowingly shoot a gun or bow and arrow device at
18 any wildlife physically on or flying over the property of
19 another without first obtaining permission from the owner or
20 the owner's designee. For the purposes of this Section, the
21 owner's designee means anyone who the owner designates in a
22 written authorization and the authorization must contain (i)
23 the legal or common description of property for such authority
24 is given, (ii) the extent that the owner's designee is
25 authorized to make decisions regarding who is allowed to take
26 or attempt to take any species of wildlife or parts thereof,

1 and (iii) the owner's notarized signature. Before enforcing
2 this Section the law enforcement officer must have received
3 notice from the owner or the owner's designee of a violation of
4 this Section. Statements made to the law enforcement officer
5 regarding this notice shall not be rendered inadmissible by
6 the hearsay rule when offered for the purpose of showing the
7 required notice.

8 (u) It is unlawful for any person to discharge any firearm
9 for the purpose of taking any of the species protected by this
10 Act, or hunt with gun or dog, or ~~intentionally or wantonly~~
11 allow a dog to hunt, within 300 yards of an inhabited dwelling
12 without first obtaining permission from the owner or tenant,
13 except that while trapping, hunting with bow and arrow,
14 hunting with dog and shotgun using shot shells only, or
15 hunting with shotgun using shot shells only, or providing
16 outfitting services under a waterfowl outfitter permit, or on
17 licensed game breeding and hunting preserve areas, as defined
18 in Section 3.27, on federally owned and managed lands and on
19 Department owned, managed, leased, or controlled lands, a 100
20 yard restriction shall apply.

21 (v) It is unlawful for any person to remove fur-bearing
22 mammals from, or to move or disturb in any manner, the traps
23 owned by another person without written authorization of the
24 owner to do so.

25 (w) It is unlawful for any owner of a dog to ~~knowingly or~~
26 ~~wantonly~~ allow his or her dog to pursue, harass or kill deer,

1 except that nothing in this Section shall prohibit the
2 tracking of wounded deer with a dog in accordance with the
3 provisions of Section 2.26 of this Code.

4 (x) It is unlawful for any person to wantonly or
5 carelessly injure or destroy, in any manner whatsoever, any
6 real or personal property on the land of another while engaged
7 in hunting or trapping thereon.

8 (y) It is unlawful to hunt wild game protected by this Act
9 between one half hour after sunset and one half hour before
10 sunrise, except that hunting hours between one half hour after
11 sunset and one half hour before sunrise may be established by
12 administrative rule for fur-bearing mammals.

13 (z) It is unlawful to take any game bird (excluding wild
14 turkeys and crippled pheasants not capable of normal flight
15 and otherwise irretrievable) protected by this Act when not
16 flying. Nothing in this Section shall prohibit a person from
17 carrying an uncased, unloaded shotgun in a boat, while in
18 pursuit of a crippled migratory waterfowl that is incapable of
19 normal flight, for the purpose of attempting to reduce the
20 migratory waterfowl to possession, provided that the attempt
21 is made immediately upon downing the migratory waterfowl and
22 is done within 400 yards of the blind from which the migratory
23 waterfowl was downed. This exception shall apply only to
24 migratory game birds that are not capable of normal flight.
25 Migratory waterfowl that are crippled may be taken only with a
26 shotgun as regulated by subsection (j) of this Section using

1 shotgun shells as regulated in subsection (k) of this Section.

2 (aa) It is unlawful to use or possess any device that may
3 be used for tree climbing or cutting, while hunting
4 fur-bearing mammals, excluding coyotes. However, coyotes may
5 not be hunted utilizing these devices during open season for
6 deer except by properly licensed deer hunters.

7 (bb) It is unlawful for any person, except licensed game
8 breeders, pursuant to Section 2.29 to import, carry into, or
9 possess alive in this State any species of wildlife taken
10 outside of this State, without obtaining permission to do so
11 from the Director.

12 (cc) It is unlawful for any person to have in his or her
13 possession any freshly killed species protected by this Act
14 during the season closed for taking.

15 (dd) It is unlawful to take any species protected by this
16 Act and retain it alive except as provided by administrative
17 rule.

18 (ee) It is unlawful to possess any rifle while in the field
19 during gun deer season except as provided in Section 2.26 and
20 administrative rules.

21 (ff) It is unlawful for any person to take any species
22 protected by this Act, except migratory waterfowl, during the
23 gun deer hunting season in those counties open to gun deer
24 hunting, unless he or she wears, when in the field, a cap and
25 upper outer garment of a solid blaze orange color or solid
26 blaze pink color, with such articles of clothing displaying a

1 minimum of 400 square inches of blaze orange or solid blaze
2 pink color material.

3 (gg) It is unlawful during the upland game season for any
4 person to take upland game with a firearm unless he or she
5 wears, while in the field, a cap of solid blaze orange color or
6 solid blaze pink color. For purposes of this Act, upland game
7 is defined as Bobwhite Quail, Hungarian Partridge, Ring-necked
8 Pheasant, Eastern Cottontail and Swamp Rabbit.

9 (hh) It shall be unlawful to kill or cripple any species
10 protected by this Act for which there is a bag limit without
11 making a reasonable effort to retrieve such species and
12 include such in the bag limit. It shall be unlawful for any
13 person having control over harvested game mammals, game birds,
14 or migratory game birds for which there is a bag limit to
15 wantonly waste or destroy the usable meat of the game, except
16 this shall not apply to wildlife taken under Sections 2.37 or
17 3.22 of this Code. For purposes of this subsection, "usable
18 meat" means the breast meat of a game bird or migratory game
19 bird and the hind ham and front shoulders of a game mammal. It
20 shall be unlawful for any person to place, leave, dump, or
21 abandon a wildlife carcass or parts of it along or upon a
22 public right-of-way or highway or on public or private
23 property, including a waterway or stream, without the
24 permission of the owner or tenant. It shall not be unlawful to
25 discard game meat that is determined to be unfit for human
26 consumption.

1 (ii) This Section shall apply only to those species
2 protected by this Act taken within the State. Any species or
3 any parts thereof, legally taken in and transported from other
4 states or countries, may be possessed within the State, except
5 as provided in this Section and Sections 2.35, 2.36 and 3.21.

6 (jj) (Blank).

7 (kk) Nothing contained in this Section shall prohibit the
8 Director from issuing permits to paraplegics or to other
9 persons with disabilities who meet the requirements set forth
10 in administrative rule to shoot or hunt from a vehicle as
11 provided by that rule, provided that such is otherwise in
12 accord with this Act.

13 (ll) Nothing contained in this Act shall prohibit the
14 taking of aquatic life protected by the Fish and Aquatic Life
15 Code or birds and mammals protected by this Act, except deer
16 and fur-bearing mammals, from a boat not camouflaged or
17 disguised to alter its identity or to further provide a place
18 of concealment and not propelled by sail or mechanical power.
19 However, only shotguns not larger than 10 gauge nor smaller
20 than .410 bore loaded with not more than 3 shells of a shot
21 size no larger than lead BB or steel T (.20 diameter) may be
22 used to take species protected by this Act.

23 (mm) Nothing contained in this Act shall prohibit the use
24 of a shotgun, not larger than 10 gauge nor smaller than a 20
25 gauge, with a rifled barrel.

26 (nn) It shall be unlawful to possess any species of

1 wildlife or wildlife parts taken unlawfully in Illinois, any
2 other state, or any other country, whether or not the wildlife
3 or wildlife parts is indigenous to Illinois. For the purposes
4 of this subsection, the statute of limitations for unlawful
5 possession of wildlife or wildlife parts shall not cease until
6 2 years after the possession has permanently ended.

7 (Source: P.A. 102-237, eff. 1-1-22.)

8 (520 ILCS 5/2.36a) (from Ch. 61, par. 2.36a)

9 Sec. 2.36a. Value of protected species; violations.

10 (a) A ~~Any~~ person commits a Class 3 felony if the person
11 ~~who~~, for profit or commercial purposes, knowingly captures or
12 kills, possesses, offers for sale, sells, offers to barter,
13 barters, offers to purchase, purchases, delivers for shipment,
14 ships, exports, imports, causes to be shipped, exported, or
15 imported, delivers for transportation, transports or causes to
16 be transported, carries or causes to be carried, or receives
17 for shipment, transportation, carriage, or export any animal
18 or part of animal of the species protected by this Act,
19 contrary to the provisions of this Act, and such animals, in
20 whole or in part, are (1) valued at or in excess of a total of
21 ~~\$500~~ ~~\$300~~, as per specie value specified in paragraph (3),
22 (4), (5), (6), (7), or (8) of subsection (c) of this Section,
23 or (2) valued at or in excess of a total of \$3,000 as per
24 specie value specified in paragraph (1), (2), or (9) of
25 subsection (c) or subsection (d) ~~commits a Class 3 felony.~~

1 (a-5) A person shall be guilty of a Class 4 felony if
2 convicted under this Section for more than one violation of of
3 subsection (a) where the offenses occurred on different days
4 and within a 90-day period and:

5 (1) where the animals as per specie value specified in
6 paragraph (3), (4), (5), (6), (7), or (8) of subsection
7 (c) of this Section of each violation are not valued at or
8 in excess of \$500 ~~\$300~~, but the total value of the animals
9 from the multiple violations is at or in excess of \$500; or
10 ~~\$300.~~

11 (2) where the animals as per specie value specified in
12 paragraph (1), (2), or (9) of subsection (c) or subsection
13 (d) of this Section of each violation are not valued at or
14 in excess of \$3,000, but the total value of the animals
15 from the multiple violations is at or in excess of \$3,000.

16 The prosecution for a Class 4 felony for these multiple
17 violations must be alleged in a single charge or indictment
18 and brought in a single prosecution.

19 (b) Possession of animals, in whole or in part, captured
20 or killed in violation of this Act, valued at or in excess of
21 \$500 ~~\$600~~, as per specie value specified in paragraph (3),
22 (4), (5), (6), (7), or (8) of subsection (c) of this Section,
23 shall be considered prima facie evidence of possession for
24 profit or commercial purposes. Possession of animals, in whole
25 or in part, captured or killed in violation of this Act, valued
26 at or in excess of \$3,000 as per specie value specified in

1 subsection (c) or \$700 as specified in subsection (d) of this
2 Section, shall be considered prima facie evidence of
3 possession for profit or commercial purposes.

4 (c) For purposes of this Section, the fair market value or
5 replacement cost, whichever is greater, shall be used to
6 determine the value of the species protected by this Act, but
7 in no case shall the minimum value of all species protected by
8 this Act be less than as follows:

9 (1) Eagle, \$1,000;

10 (2) Whitetail deer, \$1,000, subject to any additional
11 value for antlered whitetail deer as indicated in
12 subsection (d), and wild turkey, \$500;

13 (3) Fur-bearing mammals, \$50;

14 (4) Game birds (except the wild turkey) and migratory
15 game birds (except Trumpeter swans), \$50;

16 (5) Owls, hawks, falcons, kites, harriers, and
17 ospreys, and other birds of prey, \$250;

18 (6) Game mammals (except whitetail deer), \$50;

19 (7) Other mammals, \$100;

20 (8) Resident and migratory non-game birds (except
21 birds of prey), \$100;

22 (9) Trumpeter swans, \$1,000.

23 (d) In this subsection (d), "point" means a projection on
24 the antler of a whitetail antlered deer that is at least
25 one-inch long as measured from the tip to the nearest edge of
26 antler beam and the length of which exceeds the length of its

1 base. A person who possesses whitetail antlered deer, in whole
2 or in part, captured or killed in violation of this Act, shall
3 pay restitution to the Department in the amount of \$1,000 per
4 whitetail antlered deer and an additional \$500 per antler
5 point for each whitetail antlered deer with at least 8 but not
6 more than 10 antler points. For whitetail antlered deer with
7 11 or more antler points, restitution of \$1,000 shall be paid
8 to the Department per whitetail antlered deer plus \$750 per
9 antler point. The restitution amount listed in this subsection
10 (d) shall be the fair market value of an antlered whitetail
11 deer for purposes of this Section.

12 (Source: P.A. 100-960, eff. 8-19-18; 101-81, eff. 7-12-19.)

13 (520 ILCS 5/3.1) (from Ch. 61, par. 3.1)

14 Sec. 3.1. License and stamps required.

15 (a) Before any person shall take or attempt to take any of
16 the species protected by Section 2.2 for which an open season
17 is established under this Act, he shall first have procured
18 and possess a valid hunting license, except as provided in
19 Section 3.1-5 of this Code.

20 Before any person 18 years of age or older shall take or
21 attempt to take any bird of the species defined as migratory
22 waterfowl by Section 2.2, including coots, he shall first have
23 procured a State Migratory Waterfowl Stamp.

24 Before any person 18 years of age or older takes, attempts
25 to take, or pursues any species of wildlife protected by this

1 Code, except migratory waterfowl, coots, and hand-reared birds
2 on licensed game breeding and hunting preserve areas and state
3 controlled pheasant hunting areas, he or she shall first
4 obtain a State Habitat Stamp. ~~Veterans with disabilities and~~
5 ~~former prisoners of war shall not be required to obtain State~~
6 ~~Habitat Stamps.~~ Any person who obtained a lifetime license
7 before January 1, 1993, shall not be required to obtain State
8 Habitat Stamps. Income from the sale of State Furbearer Stamps
9 and State Pheasant Stamps received after the effective date of
10 this amendatory Act of 1992 shall be deposited into the State
11 Furbearer Fund and State Pheasant Fund, respectively.

12 Before any person 18 years of age or older shall take,
13 attempt to take, or sell the green hide of any mammal of the
14 species defined as fur-bearing mammals by Section 2.2 for
15 which an open season is established under this Act, he shall
16 first have procured a State Habitat Stamp.

17 (b) Before any person who is a non-resident of the State of
18 Illinois shall take or attempt to take any of the species
19 protected by Section 2.2 for which an open season is
20 established under this Act, he shall, unless specifically
21 exempted by law, first procure a non-resident license as
22 provided by this Act for the taking of any wild game.

23 Before a nonresident shall take or attempt to take
24 white-tailed deer, he shall first have procured a Deer Hunting
25 Permit as defined in Section 2.26 of this Code.

26 Before a nonresident shall take or attempt to take wild

1 turkeys, he shall have procured a Wild Turkey Hunting Permit
2 as defined in Section 2.11 of this Code.

3 (c) The owners residing on, or bona fide tenants of, farm
4 lands and their children, parents, brothers, and sisters
5 actually permanently residing on their lands shall have the
6 right to hunt any of the species protected by Section 2.2 upon
7 their lands and waters without procuring hunting licenses; but
8 the hunting shall be done only during periods of time and with
9 devices and by methods as are permitted by this Act. Any person
10 on active duty with the Armed Forces of the United States who
11 is now and who was at the time of entering the Armed Forces a
12 resident of Illinois and who entered the Armed Forces from
13 this State, and who is presently on ordinary or emergency
14 leave from the Armed Forces, and any resident of Illinois who
15 has a disability may hunt any of the species protected by
16 Section 2.2 without procuring a hunting license, but the
17 hunting shall be done only during such periods of time and with
18 devices and by methods as are permitted by this Act. For the
19 purpose of this Section a person is a person with a disability
20 when that person has a Type 1 or Type 4, Class 2 disability as
21 defined in Section 4A of the Illinois Identification Card Act.
22 For purposes of this Section, an Illinois Person with a
23 Disability Identification Card issued pursuant to the Illinois
24 Identification Card Act indicating that the person named has a
25 Type 1 or Type 4, Class 2 disability shall be adequate
26 documentation of the disability.

1 (d) A courtesy non-resident license, permit, or stamp for
2 taking game may be issued at the discretion of the Director,
3 without fee, to any person officially employed in the game and
4 fish or conservation department of another state or of the
5 United States who is within the State to assist or consult or
6 cooperate with the Director; or to the officials of other
7 states, the United States, foreign countries, or officers or
8 representatives of conservation organizations or publications
9 while in the State as guests of the Governor or Director. The
10 Director may provide to nonresident participants and official
11 gunners at field trials an exemption from licensure while
12 participating in a field trial.

13 (e) State Migratory Waterfowl Stamps shall be required for
14 those persons qualifying under subsections (c) and (d) who
15 intend to hunt migratory waterfowl, including coots, to the
16 extent that hunting licenses of the various types are
17 authorized and required by this Section for those persons.

18 (f) Registration in the U.S. Fish and Wildlife Migratory
19 Bird Harvest Information Program shall be required for those
20 persons who are required to have a hunting license before
21 taking or attempting to take any bird of the species defined as
22 migratory game birds by Section 2.2, except that this
23 subsection shall not apply to crows in this State or
24 hand-reared birds on licensed game breeding and hunting
25 preserve areas, for which an open season is established by
26 this Act. Persons registering with the Program must carry

1 proof of registration with them while migratory bird hunting.

2 The Department shall publish suitable prescribed
3 regulations pertaining to registration by the migratory bird
4 hunter in the U.S. Fish and Wildlife Service Migratory Bird
5 Harvest Information Program.

6 (Source: P.A. 99-143, eff. 7-27-15; 100-638, eff. 1-1-19.)

7 (520 ILCS 5/3.1-2) (from Ch. 61, par. 3.1-2)

8 Sec. 3.1-2. Veterans who, according to the determination
9 of the Veterans' Administration as certified by the Department
10 of Veterans' Affairs, are at least 10% disabled with
11 service-related disabilities or in receipt of total disability
12 pensions and former prisoners of war may hunt and trap any of
13 the species protected by Section 2.2, during such times, with
14 such devices and by such methods as are permitted by this Act,
15 without procuring hunting and trapping licenses, State Habitat
16 Stamps, and State Waterfowl Stamps on the condition that their
17 respective disabilities do not prevent them from hunting and
18 trapping in a manner which is safe to themselves and others.

19 (Source: P.A. 102-524, eff. 8-20-21.)

20 (520 ILCS 5/3.25) (from Ch. 61, par. 3.25)

21 Sec. 3.25. Any individual who, within the State of
22 Illinois, holds, possesses or engages in the breeding or
23 raising of live fur-bearing mammals, protected by this Act,
24 except as provided in Sections 1.6 or 1.7, shall be a

1 fur-bearing mammal breeder in the meaning of this Act. Before
2 any individual shall hold, possess or engage in the breeding
3 or raising of live fur-bearing mammals, he shall first procure
4 a fur-bearing mammal breeder permit. Fur-bearing mammal
5 breeder permits shall be issued by the Department. The annual
6 fee for each fur-bearing mammal breeder permit shall be \$25.
7 All fur-bearing mammal breeder permits shall expire on March
8 31 of each year.

9 Holders of fur-bearing mammal breeder permits may hold,
10 possess, engage in the breeding or raising, sell, or otherwise
11 dispose of live fur-bearing mammals or their green hides,
12 possessed thereunder, at any time of the year.

13 Fur-bearing mammal breeders shall keep a record for 2
14 years from the date of the acquisition, sale or other
15 disposition of each live fur-bearing mammal or its green hide
16 so raised or propagated, showing the date of such transaction,
17 the name and address of the individual receiving or buying
18 such live fur-bearing mammal or its green hide, and when
19 requested to do so, shall furnish such individual with a
20 certificate of purchase showing the number and kinds of live
21 fur-bearing mammals or green hides so disposed of, the date of
22 the transaction, the name and permit number of the breeder,
23 and the name of the individual receiving, collecting, or
24 buying such live fur-bearing mammals or green hides, and such
25 other information as the Department may require. Such records
26 and certificates of purchase shall be immediately presented to

1 officers or authorized employees of the Department, any
2 sheriff, deputy sheriff, or other peace officer when request
3 is made for same. Failure to produce such records or
4 certificates of purchase shall be prima facie evidence that
5 such live fur-bearing mammals or green hides are contraband
6 with the State of Illinois. The holder of a fur-bearing mammal
7 breeder permit may exhibit fur-bearing mammals commercially.

8 Nothing in this Section shall be construed to give any
9 such permittee authority to take fur-bearing mammals in their
10 wild state contrary to other provisions of this Act, or to
11 remove such permittee from responsibility for the observance
12 of any Federal Laws, rules or regulations which may apply to
13 such fur-bearing mammals.

14 Holders of fur-bearing mammal breeder permits may import
15 fur-bearing mammals into the State of Illinois but may release
16 the same only after health and disease prevention requirements
17 set forth by the Director and other State agencies have been
18 met and permission of the Director has been granted.

19 The breeding, raising and producing in captivity, and the
20 marketing, by the producer, of mink (*Mustela vison*), red fox
21 (*Vulpes vulpes*) or arctic fox (*Alopex lagopus*), as live
22 animals, or as animal pelts or carcasses shall be deemed an
23 agricultural pursuit, and all such animals so raised in
24 captivity shall be deemed domestic animals, subject to all the
25 laws of the State with reference to possession and ownership
26 as are applicable at any time to domestic animals. All

1 individuals engaged in the foregoing activities are fur
2 farmers and engaged in farming for all statutory purposes.
3 Such individuals are exempt from the fur-bearing mammal
4 breeder permit requirements set forth in this Section if: (1)
5 they are defined as farmers for Federal income tax purposes,
6 and (2) at least 20 percent of their gross farm income as
7 reported on Federal tax form Schedule F (Form 1040) for the
8 previous year is generated from the sale of mink, red fox or
9 arctic fox as live animals, animal pelts or carcasses.

10 No fur-bearing mammal breeder permits will be issued to
11 hold, possess, or engage in the breeding and raising of
12 striped skunks acquired after July 1, 1975, or coyotes
13 acquired after July 1, 1978, except for coyotes that are held
14 or possessed by a person who holds a hound running area permit
15 under Section 3.26 of this Act. No fur-bearing mammal breeder
16 permits will be issued to hold, possess, or engage in the
17 breeding and raising of any dangerous animal as defined in
18 Section 48-10 of the Criminal Code of 2012 acquired after July
19 1, 2022 except for coyotes that are held or possessed by a
20 person who holds a hound running area permit under Section
21 3.26.

22 (Source: P.A. 95-196, eff. 1-1-08.)

23 (520 ILCS 5/3.36) (from Ch. 61, par. 3.36)

24 Sec. 3.36. Revocation and suspension.

25 (a) Whenever a license or permit is issued to any person

1 under this Act, and the holder thereof is found guilty of any
2 misrepresentation in obtaining such license or permit or of a
3 violation of Section 48-3 of the Criminal Code of 2012 or a
4 violation of any of the provisions of this Act, including
5 administrative rules, or a violation of the United States Code
6 that involves the taking, possessing, killing, harvesting,
7 transportation, selling, exporting, or importing any wildlife
8 protected by this Code when any part of the United States Code
9 violation occurred in Illinois, his license or permit may be
10 revoked by the Department, and the Department may refuse to
11 issue any permit or license to such person and may suspend the
12 person from engaging in the activity requiring the permit or
13 license for a period of time not to exceed 5 years following
14 such revocation.

15 Department revocation procedures shall be established by
16 Administrative rule.

17 (b) Whenever any person who has not been issued a license
18 or a permit under the provisions of this Code is found guilty
19 of a violation of Section 48-3 of the Criminal Code of 2012 or
20 a violation of the provisions of this Code, including
21 administrative rules, or a violation of the United States Code
22 that involves the taking, possessing, killing, harvesting,
23 transportation, selling, exporting, or importing any wildlife
24 protected by this Code when any part of the United States Code
25 violation occurred in Illinois, the Department may refuse to
26 issue any permit or license to that person, and suspend that

1 person from engaging in the activity requiring the permit or
2 license for a period of time not to exceed 5 years.

3 (c) Any person who knowingly or intentionally violates any
4 of the provisions of this Act, including administrative rules,
5 during such period when his license or permit is revoked or
6 denied by virtue of this Section or during the time he is
7 suspended under subsection (b), shall be guilty of a Class A
8 misdemeanor. The penalties for a violation of Section 48-3 of
9 the Criminal Code of 2012 shall be as provided in that Section.

10 (d) Licenses and permits authorized to be issued under the
11 provisions of this Act shall be prepared by the Department and
12 be in such form as prescribed by the Department. The
13 information required on each license shall be completed
14 thereon by the issuing agent or his sub-agent at the time of
15 issuance and each license shall be signed by the licensee, or
16 initialed by the designated purchaser and then signed
17 immediately upon receipt by the licensee, and countersigned by
18 the issuing agent or his sub-agent at the time of issuance. All
19 such licenses shall be supplied by the Department, subject to
20 such rules and regulations as the Department may prescribe.
21 Any license not properly prepared, obtained and signed as
22 required by this Act shall be void.

23 (e) A person whose license or permit to engage in any
24 activity regulated by this Code has been suspended or revoked
25 may not, during the period of the suspension or revocation or
26 until obtaining such a license or permit, (i) be in the company

1 of any person engaging in the activity covered by the
2 suspension or revocation or (ii) serve as a guide, outfitter,
3 or facilitator for a person who is engaged or prepared to
4 engage in the activity covered by the suspension or
5 revocation.

6 (f) No person may be issued or obtain a license or permit
7 or engage in any activity regulated by this Code during the
8 time that the person's privilege to engage in the same or
9 similar activities is suspended or revoked by another state,
10 by a federal agency, or by a province of Canada.

11 (Source: P.A. 98-402, eff. 8-16-13.)

12 Section 30. The Ginseng Harvesting Act is amended by
13 changing Section 6 as follows:

14 (525 ILCS 20/6)

15 Sec. 6. Additional license revocation and denial
16 provisions.

17 (a) If a license has been issued to any person under this
18 Act and that person is found guilty of any misrepresentation
19 in obtaining that license or a violation of any of the
20 provisions of this Act or its rules or a violation of the
21 United States Code that involves the possession, use, sale,
22 transportation, or harvesting of ginseng when any part of the
23 United States Code violation occurred in Illinois, the license
24 may be revoked by the Department. The Department may also

1 refuse to issue any license to that person and may suspend that
2 person from engaging in any activity requiring the license for
3 a period of time not to exceed 5 years following the
4 revocation.

5 (b) If a person who has not been issued a license under
6 this Act is found guilty of a violation of any of the
7 provisions of this Act or its rules or a violation of the
8 United States Code that involves the possession, use, sale,
9 transportation, or harvesting of ginseng when any part of the
10 United States Code violation occurred in Illinois, the
11 Department may refuse to issue any license to that person and
12 may suspend that person from engaging in any activity
13 requiring the license for a period of time not to exceed 5
14 years.

15 (c) The Department's license revocation procedures must be
16 established by administrative rule.

17 (d) Any person who violates any of the provisions of this
18 Act or its rules during any period when his or her license is
19 revoked or denied by virtue of this Section, or during the time
20 he or she is suspended under subsection (b), is guilty of a
21 Class A misdemeanor.

22 (e) A person whose license to engage in any activity
23 regulated under this Act has been suspended or revoked may
24 not, during the period of the suspension or revocation or
25 until obtaining the proper license, (i) be in the company of
26 any person engaging in the activity covered by the license or

1 (ii) serve as a guide or facilitator for a person who is
2 engaged or prepared to engage in the activity covered by the
3 license.

4 (Source: P.A. 92-385, eff. 8-16-01.)

5 Section 35. The Criminal Code of 2012 is amended by
6 changing Section 24-2 as follows:

7 (720 ILCS 5/24-2)

8 Sec. 24-2. Exemptions.

9 (a) Subsections 24-1(a)(3), 24-1(a)(4), 24-1(a)(10), and
10 24-1(a)(13) and Section 24-1.6 do not apply to or affect any of
11 the following:

12 (1) Peace officers, and any person summoned by a peace
13 officer to assist in making arrests or preserving the
14 peace, while actually engaged in assisting such officer.

15 (2) Wardens, superintendents and keepers of prisons,
16 penitentiaries, jails and other institutions for the
17 detention of persons accused or convicted of an offense,
18 while in the performance of their official duty, or while
19 commuting between their homes and places of employment.

20 (3) Members of the Armed Services or Reserve Forces of
21 the United States or the Illinois National Guard or the
22 Reserve Officers Training Corps, while in the performance
23 of their official duty.

24 (4) Special agents employed by a railroad or a public

1 utility to perform police functions, and guards of armored
2 car companies, while actually engaged in the performance
3 of the duties of their employment or commuting between
4 their homes and places of employment; and watchmen while
5 actually engaged in the performance of the duties of their
6 employment.

7 (5) Persons licensed as private security contractors,
8 private detectives, or private alarm contractors, or
9 employed by a private security contractor, private
10 detective, or private alarm contractor agency licensed by
11 the Department of Financial and Professional Regulation,
12 if their duties include the carrying of a weapon under the
13 provisions of the Private Detective, Private Alarm,
14 Private Security, Fingerprint Vendor, and Locksmith Act of
15 2004, while actually engaged in the performance of the
16 duties of their employment or commuting between their
17 homes and places of employment. A person shall be
18 considered eligible for this exemption if he or she has
19 completed the required 20 hours of training for a private
20 security contractor, private detective, or private alarm
21 contractor, or employee of a licensed private security
22 contractor, private detective, or private alarm contractor
23 agency and 28 hours of required firearm training, and has
24 been issued a firearm control card by the Department of
25 Financial and Professional Regulation. Conditions for the
26 renewal of firearm control cards issued under the

1 provisions of this Section shall be the same as for those
2 cards issued under the provisions of the Private
3 Detective, Private Alarm, Private Security, Fingerprint
4 Vendor, and Locksmith Act of 2004. The firearm control
5 card shall be carried by the private security contractor,
6 private detective, or private alarm contractor, or
7 employee of the licensed private security contractor,
8 private detective, or private alarm contractor agency at
9 all times when he or she is in possession of a concealable
10 weapon permitted by his or her firearm control card.

11 (6) Any person regularly employed in a commercial or
12 industrial operation as a security guard for the
13 protection of persons employed and private property
14 related to such commercial or industrial operation, while
15 actually engaged in the performance of his or her duty or
16 traveling between sites or properties belonging to the
17 employer, and who, as a security guard, is a member of a
18 security force registered with the Department of Financial
19 and Professional Regulation; provided that such security
20 guard has successfully completed a course of study,
21 approved by and supervised by the Department of Financial
22 and Professional Regulation, consisting of not less than
23 48 hours of training that includes the theory of law
24 enforcement, liability for acts, and the handling of
25 weapons. A person shall be considered eligible for this
26 exemption if he or she has completed the required 20 hours

1 of training for a security officer and 28 hours of
2 required firearm training, and has been issued a firearm
3 control card by the Department of Financial and
4 Professional Regulation. Conditions for the renewal of
5 firearm control cards issued under the provisions of this
6 Section shall be the same as for those cards issued under
7 the provisions of the Private Detective, Private Alarm,
8 Private Security, Fingerprint Vendor, and Locksmith Act of
9 2004. The firearm control card shall be carried by the
10 security guard at all times when he or she is in possession
11 of a concealable weapon permitted by his or her firearm
12 control card.

13 (7) Agents and investigators of the Illinois
14 Legislative Investigating Commission authorized by the
15 Commission to carry the weapons specified in subsections
16 24-1(a)(3) and 24-1(a)(4), while on duty in the course of
17 any investigation for the Commission.

18 (8) Persons employed by a financial institution as a
19 security guard for the protection of other employees and
20 property related to such financial institution, while
21 actually engaged in the performance of their duties,
22 commuting between their homes and places of employment, or
23 traveling between sites or properties owned or operated by
24 such financial institution, and who, as a security guard,
25 is a member of a security force registered with the
26 Department; provided that any person so employed has

1 successfully completed a course of study, approved by and
2 supervised by the Department of Financial and Professional
3 Regulation, consisting of not less than 48 hours of
4 training which includes theory of law enforcement,
5 liability for acts, and the handling of weapons. A person
6 shall be considered to be eligible for this exemption if
7 he or she has completed the required 20 hours of training
8 for a security officer and 28 hours of required firearm
9 training, and has been issued a firearm control card by
10 the Department of Financial and Professional Regulation.
11 Conditions for renewal of firearm control cards issued
12 under the provisions of this Section shall be the same as
13 for those issued under the provisions of the Private
14 Detective, Private Alarm, Private Security, Fingerprint
15 Vendor, and Locksmith Act of 2004. The firearm control
16 card shall be carried by the security guard at all times
17 when he or she is in possession of a concealable weapon
18 permitted by his or her firearm control card. For purposes
19 of this subsection, "financial institution" means a bank,
20 savings and loan association, credit union or company
21 providing armored car services.

22 (9) Any person employed by an armored car company to
23 drive an armored car, while actually engaged in the
24 performance of his duties.

25 (10) Persons who have been classified as peace
26 officers pursuant to the Peace Officer Fire Investigation

1 Act.

2 (11) Investigators of the Office of the State's
3 Attorneys Appellate Prosecutor authorized by the board of
4 governors of the Office of the State's Attorneys Appellate
5 Prosecutor to carry weapons pursuant to Section 7.06 of
6 the State's Attorneys Appellate Prosecutor's Act.

7 (12) Special investigators appointed by a State's
8 Attorney under Section 3-9005 of the Counties Code.

9 (12.5) Probation officers while in the performance of
10 their duties, or while commuting between their homes,
11 places of employment or specific locations that are part
12 of their assigned duties, with the consent of the chief
13 judge of the circuit for which they are employed, if they
14 have received weapons training according to requirements
15 of the Peace Officer and Probation Officer Firearm
16 Training Act.

17 (13) Court Security Officers while in the performance
18 of their official duties, or while commuting between their
19 homes and places of employment, with the consent of the
20 Sheriff.

21 (13.5) A person employed as an armed security guard at
22 a nuclear energy, storage, weapons or development site or
23 facility regulated by the Nuclear Regulatory Commission
24 who has completed the background screening and training
25 mandated by the rules and regulations of the Nuclear
26 Regulatory Commission.

1 (14) Manufacture, transportation, or sale of weapons
2 to persons authorized under subdivisions (1) through
3 (13.5) of this subsection to possess those weapons.

4 (a-5) Subsections 24-1(a)(4) and 24-1(a)(10) do not apply
5 to or affect any person carrying a concealed pistol, revolver,
6 or handgun and the person has been issued a currently valid
7 license under the Firearm Concealed Carry Act at the time of
8 the commission of the offense.

9 (a-6) Subsections 24-1(a)(4) and 24-1(a)(10) do not apply
10 to or affect a qualified current or retired law enforcement
11 officer qualified under the laws of this State or under the
12 federal Law Enforcement Officers Safety Act.

13 (b) Subsections 24-1(a)(4) and 24-1(a)(10) and Section
14 24-1.6 do not apply to or affect any of the following:

15 (1) Members of any club or organization organized for
16 the purpose of practicing shooting at targets upon
17 established target ranges, whether public or private, and
18 patrons of such ranges, while such members or patrons are
19 using their firearms on those target ranges.

20 (2) Duly authorized military or civil organizations
21 while parading, with the special permission of the
22 Governor.

23 (3) Hunters, trappers, or fishermen ~~with a license or~~
24 ~~permit~~ while engaged in lawful hunting, trapping, or
25 fishing under the provisions of the Wildlife Code or the
26 Fish and Aquatic Life Code.

1 (4) Transportation of weapons that are broken down in
2 a non-functioning state or are not immediately accessible.

3 (5) Carrying or possessing any pistol, revolver, stun
4 gun or taser or other firearm on the land or in the legal
5 dwelling of another person as an invitee with that
6 person's permission.

7 (c) Subsection 24-1(a)(7) does not apply to or affect any
8 of the following:

9 (1) Peace officers while in performance of their
10 official duties.

11 (2) Wardens, superintendents and keepers of prisons,
12 penitentiaries, jails and other institutions for the
13 detention of persons accused or convicted of an offense.

14 (3) Members of the Armed Services or Reserve Forces of
15 the United States or the Illinois National Guard, while in
16 the performance of their official duty.

17 (4) Manufacture, transportation, or sale of machine
18 guns to persons authorized under subdivisions (1) through
19 (3) of this subsection to possess machine guns, if the
20 machine guns are broken down in a non-functioning state or
21 are not immediately accessible.

22 (5) Persons licensed under federal law to manufacture
23 any weapon from which 8 or more shots or bullets can be
24 discharged by a single function of the firing device, or
25 ammunition for such weapons, and actually engaged in the
26 business of manufacturing such weapons or ammunition, but

1 only with respect to activities which are within the
2 lawful scope of such business, such as the manufacture,
3 transportation, or testing of such weapons or ammunition.
4 This exemption does not authorize the general private
5 possession of any weapon from which 8 or more shots or
6 bullets can be discharged by a single function of the
7 firing device, but only such possession and activities as
8 are within the lawful scope of a licensed manufacturing
9 business described in this paragraph.

10 During transportation, such weapons shall be broken
11 down in a non-functioning state or not immediately
12 accessible.

13 (6) The manufacture, transport, testing, delivery,
14 transfer or sale, and all lawful commercial or
15 experimental activities necessary thereto, of rifles,
16 shotguns, and weapons made from rifles or shotguns, or
17 ammunition for such rifles, shotguns or weapons, where
18 engaged in by a person operating as a contractor or
19 subcontractor pursuant to a contract or subcontract for
20 the development and supply of such rifles, shotguns,
21 weapons or ammunition to the United States government or
22 any branch of the Armed Forces of the United States, when
23 such activities are necessary and incident to fulfilling
24 the terms of such contract.

25 The exemption granted under this subdivision (c)(6)
26 shall also apply to any authorized agent of any such

1 contractor or subcontractor who is operating within the
2 scope of his employment, where such activities involving
3 such weapon, weapons or ammunition are necessary and
4 incident to fulfilling the terms of such contract.

5 (7) A person possessing a rifle with a barrel or
6 barrels less than 16 inches in length if: (A) the person
7 has been issued a Curios and Relics license from the U.S.
8 Bureau of Alcohol, Tobacco, Firearms and Explosives; or
9 (B) the person is an active member of a bona fide,
10 nationally recognized military re-enacting group and the
11 modification is required and necessary to accurately
12 portray the weapon for historical re-enactment purposes;
13 the re-enactor is in possession of a valid and current
14 re-enacting group membership credential; and the overall
15 length of the weapon as modified is not less than 26
16 inches.

17 (d) Subsection 24-1(a)(1) does not apply to the purchase,
18 possession or carrying of a black-jack or slung-shot by a
19 peace officer.

20 (e) Subsection 24-1(a)(8) does not apply to any owner,
21 manager or authorized employee of any place specified in that
22 subsection nor to any law enforcement officer.

23 (f) Subsection 24-1(a)(4) and subsection 24-1(a)(10) and
24 Section 24-1.6 do not apply to members of any club or
25 organization organized for the purpose of practicing shooting
26 at targets upon established target ranges, whether public or

1 private, while using their firearms on those target ranges.

2 (g) Subsections 24-1(a)(11) and 24-3.1(a)(6) do not apply
3 to:

4 (1) Members of the Armed Services or Reserve Forces of
5 the United States or the Illinois National Guard, while in
6 the performance of their official duty.

7 (2) Bonafide collectors of antique or surplus military
8 ordnance.

9 (3) Laboratories having a department of forensic
10 ballistics, or specializing in the development of
11 ammunition or explosive ordnance.

12 (4) Commerce, preparation, assembly or possession of
13 explosive bullets by manufacturers of ammunition licensed
14 by the federal government, in connection with the supply
15 of those organizations and persons exempted by subdivision
16 (g)(1) of this Section, or like organizations and persons
17 outside this State, or the transportation of explosive
18 bullets to any organization or person exempted in this
19 Section by a common carrier or by a vehicle owned or leased
20 by an exempted manufacturer.

21 (g-5) Subsection 24-1(a)(6) does not apply to or affect
22 persons licensed under federal law to manufacture any device
23 or attachment of any kind designed, used, or intended for use
24 in silencing the report of any firearm, firearms, or
25 ammunition for those firearms equipped with those devices, and
26 actually engaged in the business of manufacturing those

1 devices, firearms, or ammunition, but only with respect to
2 activities that are within the lawful scope of that business,
3 such as the manufacture, transportation, or testing of those
4 devices, firearms, or ammunition. This exemption does not
5 authorize the general private possession of any device or
6 attachment of any kind designed, used, or intended for use in
7 silencing the report of any firearm, but only such possession
8 and activities as are within the lawful scope of a licensed
9 manufacturing business described in this subsection (g-5).
10 During transportation, these devices shall be detached from
11 any weapon or not immediately accessible.

12 (g-6) Subsections 24-1(a)(4) and 24-1(a)(10) and Section
13 24-1.6 do not apply to or affect any parole agent or parole
14 supervisor who meets the qualifications and conditions
15 prescribed in Section 3-14-1.5 of the Unified Code of
16 Corrections.

17 (g-7) Subsection 24-1(a)(6) does not apply to a peace
18 officer while serving as a member of a tactical response team
19 or special operations team. A peace officer may not personally
20 own or apply for ownership of a device or attachment of any
21 kind designed, used, or intended for use in silencing the
22 report of any firearm. These devices shall be owned and
23 maintained by lawfully recognized units of government whose
24 duties include the investigation of criminal acts.

25 (g-10) (Blank).

26 (h) An information or indictment based upon a violation of

1 any subsection of this Article need not negative any
2 exemptions contained in this Article. The defendant shall have
3 the burden of proving such an exemption.

4 (i) Nothing in this Article shall prohibit, apply to, or
5 affect the transportation, carrying, or possession, of any
6 pistol or revolver, stun gun, taser, or other firearm
7 consigned to a common carrier operating under license of the
8 State of Illinois or the federal government, where such
9 transportation, carrying, or possession is incident to the
10 lawful transportation in which such common carrier is engaged;
11 and nothing in this Article shall prohibit, apply to, or
12 affect the transportation, carrying, or possession of any
13 pistol, revolver, stun gun, taser, or other firearm, not the
14 subject of and regulated by subsection 24-1(a)(7) or
15 subsection 24-2(c) of this Article, which is unloaded and
16 enclosed in a case, firearm carrying box, shipping box, or
17 other container, by the possessor of a valid Firearm Owners
18 Identification Card.

19 (Source: P.A. 101-80, eff. 7-12-19; 102-152, eff. 1-1-22.)

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.