



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB3273

by Rep. Sheri Jesiel

SYNOPSIS AS INTRODUCED:

515 ILCS 5/15-32

from Ch. 56, par. 15-32

Amends the Fish and Aquatic Life Code. Provides that the Department of Natural Resources may issue a maximum of 5 commercial fishing licenses for taking from the Illinois waters of Lake Michigan yellow perch, bloater chub, and other commercial fish species designated by Department rule. Provides that, at times determined by the Director, the Department shall advertise a public drawing to accept new qualified commercial fishing candidates and establish a ranking order for these new candidates to fill open Lake Michigan commercial fishing licenses. Provides that the ranking order shall continue to be used until the list of eligible candidates is exhausted. Removes provisions concerning the issuing of commercial licenses.

LRB100 11162 SLF 21457 b

1 AN ACT concerning fish.

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 15-32 as follows:

6 (515 ILCS 5/15-32) (from Ch. 56, par. 15-32)

7 Sec. 15-32. Lake Michigan yellow perch and bloater chub,
8 commercial licenses.

9 (a) The Department may ~~shall~~ issue a maximum of 5
10 commercial licenses for taking from the Illinois waters of Lake
11 Michigan yellow perch, and bloater chub, and other commercial
12 fish species designated by Department rule. ~~Five licenses shall~~
13 ~~be issued for the fishing year that began April 1, 1992, and~~
14 ~~the Department shall issue licenses from time to time so that 5~~
15 ~~valid licenses are always outstanding at any one time.~~ All
16 licenses issued under this Section shall be valid for a period
17 of 3 years. The catch limits established by the Department for
18 the taking of yellow perch, ~~and~~ bloater chub, and other
19 designated commercial fish species shall be the same for all
20 active licensees.

21 (b) At times determined by the Director, the Department
22 shall advertise a public drawing to accept new qualified
23 commercial fishing candidates and establish a ranking order for

1 these new candidates to fill open Lake Michigan commercial
2 fishing licenses. This ranking order shall continue to be used
3 until the list of eligible candidates is exhausted. Each
4 commercial license for the 1992 fishing year and thereafter
5 shall be issued as follows:

6 ~~(1) As to all individuals or corporations who held~~
7 ~~valid licenses as of April 1, 1992, the licenses shall~~
8 ~~remain in force and effect.~~

9 ~~(2) Thereafter, licenses shall be issued as necessary~~
10 ~~to reach and maintain a total of 5 outstanding licenses as~~
11 ~~follows:~~

12 ~~(A) First, to any individual or corporation as~~
13 ~~described in Section 15-5 who was licensed through a~~
14 ~~harvest contract pursuant to the public lottery~~
15 ~~drawing conducted by the Director on June 27, 1975, but~~
16 ~~such individual or corporation did not hold a valid~~
17 ~~commercial license, for whatever reason, on April 1,~~
18 ~~1992; provided, that the contractor shall have served~~
19 ~~any stated period of any license suspension or~~
20 ~~revocation established by an order of the Director.~~
21 ~~Among those individuals or corporations that meet the~~
22 ~~criteria under this item (A), priority shall be given~~
23 ~~to the individual or corporation that has been without~~
24 ~~a valid commercial license for the longest period of~~
25 ~~time.~~

26 ~~(B) Second, to any other individual or corporate~~

1 ~~entrant who had his specific name drawn in the public~~
2 ~~lottery drawing conducted by the Director on June 27,~~
3 ~~1975, but was not licensed as a harvest contractor at~~
4 ~~that time or thereafter.~~

5 ~~(C) Third, if there are insufficient license~~
6 ~~applicants available at the beginning of any fishing~~
7 ~~year who meet the requirements for licensure under this~~
8 ~~Section for the Director to issue 5 licenses, the~~
9 ~~Director shall order and conduct a new public lottery~~
10 ~~drawing before the commencement of the fishing year and~~
11 ~~shall draw the applicant list from a roster of~~
12 ~~qualified operators.~~

13 (Source: P.A. 90-655, eff. 7-30-98.)