



Sen. Patrick J. Joyce

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10400SB2756sam001

LRB104 16438 BDA 34427 a

1 AMENDMENT TO SENATE BILL 2756

2 AMENDMENT NO. _____. Amend Senate Bill 2756 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Wildlife Code is amended by changing
5 Sections 2.25, 2.26, and 2.33 as follows:

6 (520 ILCS 5/2.25) (from Ch. 61, par. 2.25)

7 Sec. 2.25. It shall be unlawful for any person to take deer
8 except (i) with a shotgun, centerfire handgun, centerfire
9 revolver, ~~single shot~~ centerfire rifle, or muzzleloading rifle
10 or (ii) as provided by administrative rule, with a bow and
11 arrow, during the open season of not more than 14 days which
12 will be set annually by the Director between the dates of
13 November 1st and December 31st, both inclusive, or a special
14 3-day, youth-only season between the dates of September 1 and
15 October 31. For the purposes of this Section, legal handguns
16 and rifles are limited to centerfire revolvers, centerfire

1 handguns capable of holding not more than 3 rounds in the
2 magazine and chamber combined, that are either a single shot
3 or revolver and centerfire rifles that are capable of holding
4 not more than 3 rounds in the magazine and chamber combined
5 single shot. If a centerfire handgun or centerfire rifle is
6 capable of holding more than 3 rounds, it shall be fitted with
7 a one-piece plug that is irremovable without dismantling the
8 handgun or rifle or it shall be otherwise altered to render it
9 incapable of holding more than 3 rounds in the magazine and
10 chamber combined without dismantling the handgun or rifle. The
11 only legal ammunition for a centerfire handgun or rifle is a
12 bottleneck centerfire cartridge of .30 caliber or larger with
13 a case length not exceeding one and two-fifths inches, or a
14 straight-walled centerfire cartridge of .30 caliber or larger,
15 both of which must be available as a factory load with the
16 published ballistic tables of the manufacturer showing a
17 capability of at least 500 foot pounds of energy at the muzzle.
18 The barrel of a handgun shall be at least 4 inches. Full metal
19 jacket bullets may not be used to harvest deer. Any other
20 standards and specifications for use of guns, ammunition, and
21 bow and arrow for deer hunting shall be established by
22 administrative rule.

23 No person may have in his or her possession any firearm not
24 authorized by administrative rule for a specific hunting
25 season when taking deer unless in accordance with the Firearm
26 Concealed Carry Act.

1 The Department shall make administrative rules concerning
2 management restrictions applicable to the firearm and bow and
3 arrow season.

4 It shall be unlawful for any person to take deer except
5 with a bow and arrow during the open season for bow and arrow
6 set annually by the Director between the dates of September
7 1st and January 31st, both inclusive.

8 It shall be unlawful for any person to take deer except
9 with (i) a muzzleloading rifle or (ii) bow and arrow during the
10 open season for muzzleloading rifles set annually by the
11 Director.

12 The Director shall cause an administrative rule setting
13 forth the prescribed rules and regulations, including bag and
14 possession limits and those counties of the State where open
15 seasons are established, to be published in accordance with
16 Sections 1.3 and 1.13 of this Act.

17 The Department may establish separate harvest periods for
18 the purpose of managing or eradicating disease that has been
19 found in the deer herd. This season shall be restricted to gun
20 or bow and arrow hunting only. The Department shall publicly
21 announce, via statewide news release, the season dates and
22 shooting hours, the counties and sites open to hunting.

23 The Department is authorized to establish a separate
24 harvest period at specific sites within the State for the
25 purpose of harvesting surplus deer that cannot be taken during
26 the regular season provided for the taking of deer. This

1 season shall be restricted to gun or bow and arrow hunting only
2 and shall be established during the period of September 1st to
3 February 15th, both inclusive. The Department shall publicly
4 announce, via statewide news release, the season dates and
5 shooting hours, and the counties and sites open to hunting.
6 The Department shall publish suitable prescribed rules and
7 regulations established by administrative rule pertaining to
8 management restrictions applicable to this special harvest
9 program. The Department shall allow unused gun deer permits
10 that are left over from a regular season for the taking of deer
11 to be rolled over and used during any separate harvest period
12 held within 6 months of the season for which those tags were
13 issued at no additional cost to the permit holder subject to
14 the management restrictions applicable to the special harvest
15 program.

16 If the Department is using its sharpshooting program to
17 manage chronic wasting disease in a deer herd that is found in
18 a county in the State and if no cases of that disease have been
19 identified in that herd in the preceding 3 calendar years,
20 then the Department shall end the use of that program to manage
21 chronic wasting disease in that county. However, the program
22 may be reinstated within the county if chronic wasting
23 disease is again identified in that herd.

24 Beginning July 1, 2019, and on an annual basis thereafter,
25 the Department shall provide a report to the General Assembly
26 providing information regarding deer management programs

1 established by the Code or by administrative rule that
2 includes: (1) the number of surplus deer taken during each
3 separate harvest season; (2) the number of deer found to have a
4 communicable disease or other abnormality; and (3) what
5 happens to the deer taken during each separate harvest season.

6 (Source: P.A. 104-58, eff. 1-1-26.)

7 (520 ILCS 5/2.26) (from Ch. 61, par. 2.26)

8 Sec. 2.26. Deer hunting permits. Any person attempting to
9 take deer shall first obtain a "Deer Hunting Permit" issued by
10 the Department in accordance with its administrative rules.
11 Those rules must provide for the issuance of the following
12 types of resident deer archery permits: (i) a combination
13 permit, consisting of one either-sex permit and one
14 antlerless-only permit, (ii) a single antlerless-only permit,
15 and (iii) a single either-sex permit. The fee for a Deer
16 Hunting Permit to take deer with either bow and arrow or gun
17 shall not exceed \$25 for residents of the State. The
18 Department may by administrative rule provide for non-resident
19 deer hunting permits for which the fee will not exceed \$300 in
20 2005, \$350 in 2006, and \$400 in 2007 and thereafter except as
21 provided below for non-resident landowners and non-resident
22 archery hunters. The Department may by administrative rule
23 provide for a non-resident archery deer permit consisting of
24 not more than 2 harvest tags at a total cost not to exceed \$325
25 in 2005, \$375 in 2006, and \$425 in 2007 and thereafter. The

1 fees for a youth resident and non-resident archery deer permit
2 shall be the same.

3 The Department shall create a pilot program during the
4 special 3-day, youth-only deer hunting season to allow for
5 youth deer hunting permits that are valid statewide, excluding
6 those counties or portions of counties closed to firearm deer
7 hunting. The Department shall adopt rules to implement the
8 pilot program. Hunters qualifying to participate in a
9 youth-only deer season shall be eligible for one either-sex
10 permit and one antlerless-only permit. Nothing in this
11 paragraph shall be construed to prohibit the Department from
12 issuing Special Hunt Area Permits for the youth-only deer
13 hunting season or establishing, through administrative rule,
14 additional requirements pertaining to the youth-only deer
15 hunting season on Department-owned or Department-managed
16 sites, including site-specific quotas or drawings. The
17 provisions of this paragraph are inoperative on and after
18 January 1, 2023.

19 ~~The standards and specifications for use of guns and bow
20 and arrow for deer hunting shall be established by
21 administrative rule.~~

22 ~~No person may have in his or her possession any firearm not
23 authorized by administrative rule for a specific hunting
24 season when taking deer unless in accordance with the Firearm
25 Concealed Carry Act.~~

26 Persons having a firearm deer hunting permit shall be

1 permitted to take deer only during the period from 1/2 hour
2 before sunrise to 1/2 hour after sunset, and only during those
3 days for which an open season is established for the taking of
4 deer by use of shotgun, handgun, rifle, or muzzle loading
5 rifle.

6 Persons having an archery deer hunting permit shall be
7 permitted to take deer only during the period from 1/2 hour
8 before sunrise to 1/2 hour after sunset, and only during those
9 days for which an open season is established for the taking of
10 deer by use of bow and arrow.

11 It shall be unlawful for any person to take deer by use of
12 dogs, horses, automobiles, aircraft, or other vehicles, or by
13 the use or aid of bait or baiting of any kind. For the purposes
14 of this Section, "bait" means any material, whether liquid or
15 solid, including food, salt, minerals, and other products,
16 except pure water, that can be ingested, placed, or scattered
17 in such a manner as to attract or lure white-tailed deer.
18 "Baiting" means the placement or scattering of bait to attract
19 deer. An area is considered as baited during the presence of
20 and for 10 consecutive days following the removal of bait.
21 Nothing in this Section shall prohibit the use of a dog to
22 track wounded deer. Any person using a dog for tracking
23 wounded deer must maintain physical control of the dog at all
24 times by means of a maximum 50-foot lead attached to the dog's
25 collar or harness. Tracking wounded deer is permissible at
26 night, but at no time outside of legal deer hunting hours or

1 seasons shall any person handling or accompanying a dog being
2 used for tracking wounded deer be in possession of any firearm
3 or archery device. Persons tracking wounded deer with a dog
4 during the firearm deer seasons shall wear blaze orange or
5 solid blaze pink color as required. Dog handlers tracking
6 wounded deer with a dog are exempt from hunting license and
7 deer permit requirements so long as they are accompanied by
8 the licensed deer hunter who wounded the deer.

9 It shall be unlawful to possess or transport any wild deer
10 which has been injured or killed in any manner upon a public
11 highway or public right-of-way of this State unless exempted
12 by administrative rule.

13 Persons hunting deer must have the gun unloaded and no bow
14 and arrow device shall be carried with the arrow in the nocked
15 position during hours when deer hunting is unlawful.

16 It shall be unlawful for any person, having taken the
17 legal limit of deer by gun, to further participate with a gun
18 in any deer hunting party.

19 It shall be unlawful for any person, having taken the
20 legal limit of deer by bow and arrow, to further participate
21 with bow and arrow in any deer hunting party.

22 The Department may prohibit upland game hunting during the
23 gun deer season by administrative rule.

24 The Department shall not limit the number of non-resident,
25 either-sex archery deer hunting permits to less than 20,000.

26 Any person who violates any of the provisions of this

1 Section, including administrative rules, shall be guilty of a
2 Class B misdemeanor.

3 For the purposes of calculating acreage under this
4 Section, the Department shall, after determining the total
5 acreage of the applicable tract or tracts of land, round
6 remaining fractional portions of an acre greater than or equal
7 to half of an acre up to the next whole acre.

8 For the purposes of taking white-tailed deer, nothing in
9 this Section shall be construed to prevent the manipulation,
10 including mowing or cutting, of standing crops as a normal
11 agricultural or soil stabilization practice, food plots, or
12 normal agricultural practices, including planting, harvesting,
13 and maintenance such as cultivating or the use of products
14 designed for scent only and not capable of ingestion, solid or
15 liquid, placed or scattered, in such a manner as to attract or
16 lure deer. Such manipulation for the purpose of taking
17 white-tailed deer may be further modified by administrative
18 rule.

19 (Source: P.A. 104-361, eff. 1-1-26; 104-417, eff. 8-15-25.)

20 (520 ILCS 5/2.33)

21 Sec. 2.33. Prohibitions.

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

24 (b) It is unlawful to use or possess any snare or
25 snare-like device, deadfall, net, or pit trap to take any

1 species, except that snares not powered by springs or other
2 mechanical devices may be used to trap fur-bearing mammals, in
3 water sets only, if at least one-half of the snare noose is
4 located underwater at all times.

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

10 (d) It is unlawful to use a ferret or any other small
11 mammal which is used in the same or similar manner for which
12 ferrets are used for the purpose of frightening or driving any
13 mammals from their dens or hiding places.

14 (e) (Blank).

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

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

20 (h) It is unlawful to hunt adjacent to or near any peat,
21 grass, brush, or other inflammable substance when it is
22 burning.

23 (i) It is unlawful to take, pursue or intentionally harass
24 or disturb in any manner any wild birds or mammals by use or
25 aid of any vehicle, conveyance, or unmanned aircraft as
26 defined by the Illinois Aeronautics Act, except as permitted

1 by the Code of Federal Regulations for the taking of
2 waterfowl; except that nothing in this subsection shall
3 prohibit the use of unmanned aircraft in the inspection of a
4 public utility facility, tower, or structure or a mobile
5 service facility, tower, or structure by a public utility, as
6 defined in Section 3-105 of the Public Utilities Act, or a
7 provider of mobile services as defined in Section 153 of Title
8 47 of the United States Code. It is also unlawful to use the
9 lights of any vehicle or conveyance, any light connected to
10 any vehicle or conveyance, or any other lighting device or
11 mechanism from inside or on a vehicle or conveyance in any area
12 where wildlife may be found except in accordance with Section
13 2.37 of this Act; however, nothing in this Section shall
14 prohibit the normal use of headlamps for the purpose of
15 driving upon a roadway. For purposes of this Section, any
16 other lighting device or mechanism shall include, but not be
17 limited to, any device that uses infrared or other light not
18 visible to the naked eye, electronic image intensification,
19 active illumination, thermal imaging, or night vision. Striped
20 skunk, opossum, red fox, gray fox, raccoon, bobcat, and coyote
21 may be taken during the open season by use of a small light
22 which is worn on the body or hand-held by a person on foot and
23 not in any vehicle.

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

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

9 (l) It is unlawful to take any species of wild game, except
10 white-tailed deer and fur-bearing mammals, with a shotgun
11 loaded with slugs unless otherwise provided for by
12 administrative rule.

13 (m) It is unlawful to use any shotgun capable of holding
14 more than 3 shells in the magazine or chamber combined, except
15 on game breeding and hunting preserve areas licensed under
16 Section 3.27 and except as permitted by the Code of Federal
17 Regulations for the taking of waterfowl. If the shotgun is
18 capable of holding more than 3 shells, it shall, while being
19 used on an area other than a game breeding and shooting
20 preserve area licensed pursuant to Section 3.27, be fitted
21 with a one-piece plug that is irremovable without dismantling
22 the shotgun or otherwise altered to render it incapable of
23 holding more than 3 shells in the magazine and chamber,
24 combined.

25 (n) It is unlawful for any person, except persons who
26 possess a permit to hunt from a vehicle as provided in this

1 Section and persons otherwise permitted by law, to have or
2 carry any gun in or on any vehicle, conveyance, or aircraft,
3 unless such gun is unloaded and enclosed in a case, except that
4 at field trials authorized by Section 2.34 of this Act,
5 unloaded guns or guns loaded with blank cartridges only may be
6 carried on horseback while not contained in a case, or to have
7 or carry any bow or arrow device in or on any vehicle unless
8 such bow or arrow device is unstrung or enclosed in a case, or
9 otherwise made inoperable unless in accordance with the
10 Firearm Concealed Carry Act.

11 (o) (Blank).

12 (p) It is unlawful to take game birds, migratory game
13 birds or migratory waterfowl with a rifle, pistol, revolver,
14 or air rifle.

15 (q) It is unlawful to fire a rifle, pistol, revolver, or
16 air rifle on, over, or into any waters of this State, including
17 frozen waters.

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

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

24 (t) It is unlawful for any person to take or attempt to
25 take any species of wildlife or parts thereof, or allow a dog
26 to hunt, within or upon the land of another, or upon waters

1 flowing over or standing on the land of another, or to
2 knowingly shoot a gun or bow and arrow device at any wildlife
3 physically on or flying over the property of another without
4 first obtaining permission from the owner or the owner's
5 designee. For the purposes of this Section, the owner's
6 designee means anyone who the owner designates in a written
7 authorization and the authorization must contain (i) the legal
8 or common description of property for which such authority is
9 given, (ii) the extent that the owner's designee is authorized
10 to make decisions regarding who is allowed to take or attempt
11 to take any species of wildlife or parts thereof, and (iii) the
12 owner's notarized signature. Before enforcing this Section,
13 the law enforcement officer must have received notice from the
14 owner or the owner's designee of a violation of this Section.
15 Statements made to the law enforcement officer regarding this
16 notice shall not be rendered inadmissible by the hearsay rule
17 when offered for the purpose of showing the required notice.

18 (u) It is unlawful for any person to discharge any firearm
19 for the purpose of taking any of the species protected by this
20 Act, or hunt with gun or dog, or allow a dog to hunt, within
21 300 yards of an inhabited dwelling without first obtaining
22 permission from the owner or tenant, except that while
23 trapping, hunting with bow and arrow, hunting with dog and
24 shotgun using shot shells only, or hunting with shotgun using
25 shot shells only, or providing outfitting services under a
26 waterfowl outfitter permit, or on licensed game breeding and

1 hunting preserve areas, as defined in Section 3.27, on
2 federally owned and managed lands and on Department owned,
3 managed, leased, or controlled lands, a 100 yard restriction
4 shall apply.

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

9 (w) It is unlawful for any owner of a dog to allow his or
10 her dog to pursue, harass, or kill deer, except that nothing in
11 this Section shall prohibit the tracking of wounded deer with
12 a dog in accordance with the provisions of Section 2.26 of this
13 Code.

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

18 (y) It is unlawful to hunt wild game protected by this Act
19 between one-half hour after sunset and one-half hour before
20 sunrise, except that hunting hours between one-half hour after
21 sunset and one-half hour before sunrise may be established by
22 administrative rule for fur-bearing mammals.

23 (z) It is unlawful to take any game bird (excluding wild
24 turkeys and crippled pheasants not capable of normal flight
25 and otherwise irretrievable) protected by this Act when not
26 flying. Nothing in this Section shall prohibit a person from

1 carrying an uncased, unloaded shotgun in a boat, while in
2 pursuit of a crippled migratory waterfowl that is incapable of
3 normal flight, for the purpose of attempting to reduce the
4 migratory waterfowl to possession, provided that the attempt
5 is made immediately upon downing the migratory waterfowl and
6 is done within 400 yards of the blind from which the migratory
7 waterfowl was downed. This exception shall apply only to
8 migratory game birds that are not capable of normal flight.
9 Migratory waterfowl that are crippled may be taken only with a
10 shotgun as regulated by subsection (j) of this Section using
11 shotgun shells as regulated in subsection (k) of this Section.

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

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

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

25 (dd) It is unlawful to take any species protected by this
26 Act and retain it alive except as provided by administrative

1 rule.

2 (ee) It is unlawful to possess any rifle while in the field
3 during gun deer season except as provided in Sections 2.25 and
4 2.26 and administrative rules.

5 (ff) It is unlawful for any person to take any species
6 protected by this Act, except migratory waterfowl, during the
7 gun deer hunting season in those counties open to gun deer
8 hunting, unless he or she wears, when in the field, a cap and
9 upper outer garment of a solid blaze orange color or solid
10 blaze pink color, with such articles of clothing displaying a
11 minimum of 400 square inches of blaze orange or solid blaze
12 pink color material.

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

19 (hh) It shall be unlawful to kill or cripple any species
20 protected by this Act for which there is a bag limit without
21 making a reasonable effort to retrieve such species and
22 include such in the bag limit. It shall be unlawful for any
23 person having control over harvested game mammals, game birds,
24 or migratory game birds for which there is a bag limit to
25 wantonly waste or destroy the usable meat of the game, except
26 this shall not apply to wildlife taken under Sections 2.37 or

1 3.22 of this Code. For purposes of this subsection, "usable
2 meat" means the breast meat of a game bird or migratory game
3 bird and the hind ham and front shoulders of a game mammal. It
4 shall be unlawful for any person to place, leave, dump, or
5 abandon a wildlife carcass or parts of it along or upon a
6 public right-of-way or highway or on public or private
7 property, including a waterway or stream, without the
8 permission of the owner or tenant. It shall not be unlawful to
9 discard game meat that is determined to be unfit for human
10 consumption.

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

16 (jj) (Blank).

17 (kk) Nothing contained in this Section shall prohibit the
18 Director from issuing permits to paraplegics or to other
19 persons with disabilities who meet the requirements set forth
20 in administrative rule to shoot or hunt from a vehicle as
21 provided by that rule, provided that such is otherwise in
22 accord with this Act.

23 (ll) Nothing contained in this Act shall prohibit the
24 taking of aquatic life protected by the Fish and Aquatic Life
25 Code or birds and mammals protected by this Act, except deer
26 and fur-bearing mammals, from a boat not camouflaged or

1 disguised to alter its identity or to further provide a place
2 of concealment and not propelled by sail or mechanical power.
3 However, only shotguns not larger than 10 gauge nor smaller
4 than .410 bore loaded with not more than 3 shells of a shot
5 size no larger than lead BB or steel T (.20 diameter) may be
6 used to take species protected by this Act.

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

10 (nn) It shall be unlawful to possess any species of
11 wildlife or wildlife parts taken unlawfully in Illinois, any
12 other state, or any other country, whether or not the wildlife
13 or wildlife parts are indigenous to Illinois. For the purposes
14 of this subsection, the statute of limitations for unlawful
15 possession of wildlife or wildlife parts shall not cease until
16 2 years after the possession has permanently ended.

17 (oo) It is unlawful while deer hunting: ~~(1) to possess, or~~
18 ~~be in close proximity to a rifle that is not centerfire; or (2)~~
19 ~~be in close proximity to, or to be in possession of or in close~~
20 ~~proximity to a magazine that is capable of making a rifle not a~~
21 ~~single shot. use a rifle, handgun, revolver, or muzzleloading~~
22 ~~rifle or a magazine that is not in compliance with Section 2.25~~
23 ~~or administrative rules adopted pursuant to this Act.~~

24 (Source: P.A. 102-237, eff. 1-1-22; 102-837, eff. 5-13-22;
25 102-932, eff. 1-1-23; 103-154, eff. 6-30-23.)

1 (520 ILCS 5/1.2bb rep.)

2 Section 10. The Wildlife Code is amended by repealing

3 Section 1.2bb.".