

# HB5042



## 102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB5042

Introduced 1/27/2022, by Rep. Dave Severin

### SYNOPSIS AS INTRODUCED:

520 ILCS 5/3.1-6

Amends the Wildlife Code. Provides that resident and nonresident landowners shall complete a landowner permit application and submit proof of eligible land ownership to the Department of Natural Resources once every 5 years.

LRB102 24220 NLB 33449 b

A BILL FOR

1 AN ACT concerning wildlife.

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

4 Section 5. The Wildlife Code is amended by changing  
5 Section 3.1-6 as follows:

6 (520 ILCS 5/3.1-6)

7 Sec. 3.1-6. Special deer, turkey, and combination hunting  
8 licenses.

9 (a) For the purpose of this Section:

10 "Bona fide equity member" means an individual who:

11 (1) (i) became a member upon the formation of the  
12 limited liability company or (ii) has purchased a  
13 distributional interest in a limited liability company for  
14 a value equal to the percentage of the appraised value of  
15 the LLC assets represented by the distributional interest  
16 in the LLC and subsequently becomes a member of the  
17 company under Article 30 of the Limited Liability Company  
18 Act; and

19 (2) intends to retain the membership for at least 5  
20 years.

21 "Bona fide equity partner" means an individual who:

22 (1) (i) became a partner, either general or limited,  
23 upon the formation of a partnership or limited

1 partnership, or (ii) has purchased, acquired, or been  
2 gifted a partnership interest accurately representing his  
3 or her percentage distributional interest in the profits,  
4 losses, and assets of a partnership or limited  
5 partnership;

6 (2) intends to retain ownership of the partnership  
7 interest for at least 5 years; and

8 (3) is a resident of this State.

9 "Bona fide equity shareholder" means an individual who:

10 (1) purchased, for market price, publicly sold stock  
11 shares in a corporation, purchased shares of a  
12 privately-held corporation for a value equal to the  
13 percentage of the appraised value of the corporate assets  
14 represented by the ownership in the corporation, or is a  
15 member of a closely-held family-owned corporation and has  
16 purchased or been gifted with shares of stock in the  
17 corporation accurately reflecting his or her percentage of  
18 ownership; and

19 (2) intends to retain the ownership of the shares of  
20 stock for at least 5 years.

21 (b) Landowner Deer, Turkey, and combination permits shall  
22 be issued without charge to:

23 (1) Illinois landowners residing in this State who own  
24 at least 40 acres of Illinois land and wish to hunt upon  
25 their land only;

26 (2) resident tenants of at least 40 acres of

1 commercial agricultural land where they will hunt; and  
2 (3) bona fide equity shareholders of a corporation,  
3 bona fide equity members of a limited liability company,  
4 or bona fide equity partners of a general or limited  
5 partnership which owns at least 40 acres of land in a  
6 county in this State who wish to hunt on the  
7 corporation's, company's, or partnership's land only. One  
8 permit shall be issued without charge to one bona fide  
9 equity shareholder, one bona fide equity member, or one  
10 bona fide equity partner for each 40 acres of land owned by  
11 the corporation, company, or partnership in a county;  
12 however, the number of permits issued without charge to  
13 bona fide equity shareholders of any corporation or bona  
14 fide equity members of a limited liability company in any  
15 county shall not exceed 15, and shall not exceed 3 in the  
16 case of bona fide equity partners of a partnership.

17 Bona fide landowners or tenants who do not wish to hunt  
18 only on the land they own, rent, or lease or bona fide equity  
19 shareholders, bona fide equity members, or bona fide equity  
20 partners who do not wish to hunt only on the land owned by the  
21 corporation, limited liability company, or partnership shall  
22 be charged the same fee as the applicant who is not a  
23 landowner, tenant, bona fide equity shareholder, bona fide  
24 equity member, or bona fide equity partner. Nonresidents of  
25 this State who own at least 40 acres of land and wish to hunt  
26 on their land only shall be charged a fee set by administrative

1 rule. The method for obtaining these permits shall be  
2 prescribed by administrative rule.

3 (c) The deer, turkey, or combination hunting permit issued  
4 without fee shall be valid on all farm lands which the person  
5 to whom it is issued owns, leases or rents, except that in the  
6 case of a permit issued to a bona fide equity shareholder, bona  
7 fide equity member, or bona fide equity partner, the permit  
8 shall be valid on all lands owned by the corporation, limited  
9 liability company, or partnership in the county.

10 (d) Resident and nonresident landowners shall complete a  
11 landowner permit application and submit proof of eligible land  
12 ownership to the Department once every 5 years.

13 (Source: P.A. 99-869, eff. 1-1-17.)