



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3019

Introduced 2/23/2011, by Rep. Mike Bost

SYNOPSIS AS INTRODUCED:

520 ILCS 5/3.8

from Ch. 61, par. 3.8

Amends the Wildlife Code. Provides that it is the permit holder's duty to ensure that no person establishes or uses any blind or pit for the taking of wild ducks within 100 yards of the boundary of the property on which the blind or pit is located unless there is consent from the landowner of the adjacent property.

LRB097 06059 CEL 46132 b

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 Section
5 3.8 as follows:

6 (520 ILCS 5/3.8) (from Ch. 61, par. 3.8)

7 Sec. 3.8. Migratory waterfowl areas; geese.

8 (a) On any property operated under a Migratory Waterfowl
9 Hunting Area Permit (Commercial) where the principal use is to
10 take wild geese, it is the permit holder's duty to ensure all
11 of the following but only during Canada goose season:

12 (1) That no person takes wild geese except from a blind
13 or pit.

14 (2) That no person establishes or uses any blind or pit
15 for the taking of wild geese within 200 yards of any other
16 blind or pit or within 100 yards of the boundary of the
17 property on which the blind or pit is located.

18 (3) That no person establishes or uses any blind or pit
19 for the taking of wild geese within 200 yards of any
20 wildlife refuge boundary or public road right-of-way
21 adjacent to any State or Federal waterfowl refuge. If a
22 blind or pit has been established for more than 10 years
23 and it was believed by both the landowner and the

1 Department during that time to meet the minimum yardage
2 requirements of this paragraph (3), then the blind or pit
3 may remain in place even though a survey or other evidence
4 may indicate that the minimum yardage requirements are not
5 met.

6 (b) On any property where the principal use is to take wild
7 geese in Alexander, Franklin, Jackson, Jefferson, Union and
8 Williamson Counties, other than property operated under a
9 Migratory Waterfowl Hunting Area Permit (Commercial), all of
10 the following restrictions shall be observed but only during
11 Canada goose season:

12 (1) No person may take wild geese except from a blind
13 or pit and it shall be illegal to take or attempt to take
14 geese from the base of standing timber except when
15 immediately adjacent to an open field.

16 (2) No person may establish or use a blind or pit
17 within 100 yards of the boundary of the property on which
18 the blind or pit is located unless the minimum yardage
19 requirement cannot be met, in which case one pit or blind
20 may be permitted only if there is a minimum of 200 yards
21 between that pit or blind and the nearest pit or blind.

22 (3) No person may establish or use a blind or pit for
23 the taking of wild geese within 200 yards of any wildlife
24 refuge boundary or public road right-of-way adjacent to any
25 State or Federal waterfowl refuge. If a blind or pit has
26 been established for more than 10 years and it was believed

1 by both the landowner and the Department during that time
2 to meet the minimum yardage requirements of this paragraph
3 (3), then the blind or pit may remain in place even though
4 a survey or other evidence may indicate that the minimum
5 yardage requirements are not met.

6 (4) No more than the number of persons allowed by
7 administrative rule may occupy or attempt to take wild
8 geese from any blind or pit at the same time.

9 (c) On any property operated under a Migratory Waterfowl
10 Hunting Area Permit (Commercial) where the principal use is to
11 take wild ducks, it is the permit holder's duty to ensure that
12 no person establishes or uses any blind or pit for the taking
13 of wild ducks within 100 yards of the boundary of the property
14 on which the blind or pit is located unless there is consent
15 from the landowner of the adjacent property.

16 (Source: P.A. 90-435, eff. 1-1-98; 91-582, eff. 8-14-99.)