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August 5, 2016 Volume 40, Issue 32

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## INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity initiated by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category.

Rulemaking activity consists of proposed or adopted new rules; amendments to or repealers of existing rules; and rules promulgated by emergency or preemptory action. Executive Orders and Proclamations issued by the Governor; notices of public information required by State Statute; and activities (meeting agendas; Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State Agencies; is also published in the Register.

The Register is a weekly update of the Illinois Administrative Code (a compilation of the rules adopted by State agencies). The most recent edition of the Code, along with the Register, comprise the most current accounting of State agencies' rulemakings.

The Illinois Register is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act [5 ILCS 100/1-1, et seq.].

## ILLINOIS REGISTER PUBLICATION SCHEDULE FOR 2016

<b>Issue#</b>	<b>Rules Due Date</b>	<b>Date of Issue</b>
1	December 21, 2015	January 4, 2016
2	December 28, 2015	January 8, 2016
3	January 4, 2016	January 15, 2016
4	January 11, 2016	January 22, 2016
5	January 19, 2016	January 29, 2016
6	January 25, 2016	February 5, 2016
7	February 1, 2016	February 16, 2016
8	February 8, 2016	February 19, 2016
9	February 16, 2016	February 26, 2016
10	February 22, 2016	March 4, 2016
11	February 29, 2016	March 11, 2016
12	March 7, 2016	March 18, 2016
13	March 14, 2016	March 25, 2016
14	March 21, 2016	April 1, 2016
15	March 28, 2016	April 8, 2016
16	April 4, 2016	April 15, 2016
17	April 11, 2016	April 22, 2016
18	April 18, 2016	April 29, 2016
19	April 25, 2016	May 6, 2016
20	May 2, 2016	May 13, 2016
21	May 9, 2016	May 20, 2016
22	May 16, 2016	May 27, 2016

23	May 23, 2016	June 3, 2016
24	May 31, 2016	June 10, 2016
25	June 6, 2016	June 17, 2016
26	June 13, 2016	June 24, 2016
27	June 20, 2016	July 1, 2016
28	June 27, 2016	July 8, 2016
29	July 5, 2016	July 15, 2016
30	July 11, 2016	July 22, 2016
31	July 18, 2016	July 29, 2016
32	July 25, 2016	August 5, 2016
33	August 1, 2016	August 12, 2016
34	August 8, 2016	August 19, 2016
35	August 15, 2016	August 26, 2016
36	August 22, 2016	September 2, 2016
37	August 29, 2016	September 9, 2016
38	September 6, 2016	September 16, 2016
39	September 12, 2016	September 23, 2016
40	September 19, 2016	September 30, 2016
41	September 26, 2016	October 7, 2016
42	October 3, 2016	October 14, 2016
43	October 11, 2016	October 21, 2016
44	October 17, 2016	October 28, 2016
45	October 24, 2016	November 4, 2016
46	October 31, 2016	November 14, 2016
47	November 7, 2016	November 18, 2016
48	November 14, 2016	November 28, 2016
49	November 21, 2016	December 2, 2016
50	November 28, 2016	December 9, 2016
51	December 5, 2016	December 16, 2016
52	December 12, 2016	December 27, 2016
53	December 19, 2016	December 30, 2016

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: Securities Valuation Reserve
- 2) Code Citation: 50 Ill. Adm. Code 1601
- 3) Section Number: 1601.10                      Proposed Action:  
Repealed
- 4) Statutory Authority: Implementing and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/401]
- 5) A Complete Description of the Subjects and Issues Involved: Parts 1601, 1602, 1604 and 1605 concern assessment legal reserve life companies. These companies were formerly regulated pursuant to Article XVI of the Illinois Insurance Code [215 ILCS 5/254 through 281.1] which was repealed in 2014 and 2015. There are no longer any assessment legal reserve life companies in existence in Illinois; the last one was dissolved in late 2012. Therefore, the rules are being repealed.
- 6) Any published studies or reports, along with the sources of underlying data, that were used when comprising this rulemaking, in accordance with 1 Ill. Adm. Code 100.355:  
None
- 7) Will this rulemaking replace any emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking will not require a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written comments no later than 45 days after the publication of this Notice to:

Martin McGrory  
Assistant General Counsel

or      Susan Anders  
Rules Coordinator

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

Department of Insurance  
122 South Michigan Ave., 19<sup>th</sup> Floor  
Chicago IL 60603

Department of Insurance  
320 West Washington, 4<sup>th</sup> Floor  
Springfield IL 62767-0001

312/814-8195  
fax: 312/814-2862

217/558-0957

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: January 2016

The full text of the Proposed Repealer begins on the next page:

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

TITLE 50: INSURANCE  
CHAPTER I: DEPARTMENT OF INSURANCE  
SUBCHAPTER v: ASSESSMENT LEGAL RESERVE LIFE COMPANIES

PART 1601  
SECURITIES VALUATION RESERVE (REPEALED)

## Section

1601.10 Requirements In Filing Annual Statements

AUTHORITY: Implementing and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1981, ch. 73, par. 1013).

SOURCE: Filed and effective January 18, 1952; codified at 7 Ill. Reg. 2368; repealed at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 1601.10 Requirements in Filing Annual Statements**

- a) Every life insurance company, assessment legal reserve company and fraternal benefit society which is authorized to do business in this State shall include in its annual statement each year to be filed with the Illinois Department of Insurance, under liabilities, a Security Valuation Reserve on its bond and stock holdings calculated in accordance with the report of the Sub-Committee of the Committee on Valuation of Securities which was adopted by the National Association of Insurance Commissioners on December 5, 1951, as amended.
- b) The above mentioned Security Valuation Reserve is hereby prescribed by the Director of Insurance. The amount of the reserve should be shown in the annual statement as a Liability at line 25.1, page 3 in the Life and Fraternal blank.
- c) This Department will also require a statement to be filed with the annual statement showing the details of the calculations of this reserve and indicating, in the case of life companies, the amounts which have been included in the appropriate items on page 3 of the Life blank.

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: War Clauses
- 2) Code Citation: 50 Ill. Adm. Code 1602
- 3) 

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1602.5	Repealed
1602.10	Repealed
1602.20	Repealed
1602.30	Repealed
- 4) Statutory Authority: Implementing and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/401]
- 5) A Complete Description of the Subjects and Issues Involved: Parts 1601, 1602, 1604 and 1605 concern assessment legal reserve life companies. These companies were formerly regulated pursuant to Article XVI of the Illinois Insurance Code [215 ILCS 5/254 through 281.1] which was repealed in 2014 and 2015. There are no longer any assessment legal reserve life companies in existence in Illinois; the last one was dissolved in late 2012. Therefore, the rules are being repealed.
- 6) Any published studies or reports, along with the sources of underlying data, that were used when comprising this rulemaking, in accordance with 1 Ill. Adm. Code 100.355:  
None
- 7) Will this rulemaking replace any emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking will not require a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written comments no later than 45 days after the publication of this Notice to:

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

Martin McGrory  
Assistant General Counsel  
Department of Insurance  
122 South Michigan Ave., 19th Floor  
Chicago IL 60603

or

Susan Anders  
Rules Coordinator  
Department of Insurance  
320 West Washington, 4th Floor  
Springfield IL 62767-0001

312/814-8195  
fax: 312/ 814-2862

217/558-0957

13) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
- B) Reporting, bookkeeping or other procedures required for compliance: None
- C) Types of professional skills necessary for compliance: None

14) Regulatory Agenda on which this rulemaking was summarized: January 2016

The full text of the Proposed Repealer begins on the next page:

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

TITLE 50: INSURANCE  
CHAPTER I: DEPARTMENT OF INSURANCE  
SUBCHAPTER v: ASSESSMENT LEGAL RESERVE LIFE COMPANIESPART 1602  
WAR CLAUSES (REPEALED)

## Section

1602.5	Introduction
1602.10	Military Exclusion
1602.20	Non-Combatant Civilian Exclusion
1602.30	Civilian Exclusion

**AUTHORITY:** Implementing and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1981, ch. 73, par. 1013) [215 ILCS 5/401].

**SOURCE:** Filed April 3, 1969, effective April 25, 1969; codified at 7 Ill. Reg. 3467; repealed at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 1602.5 Introduction**

Life insurance policy forms may contain war clauses substantially complying with the recommendations contained in the report, dated December 3, 1951, of the special Sub-Committee of the Life Committee of the National Association of Insurance Commissioners as follows:

**Section 1602.10 Military Exclusion**

Risk of death may be excluded:

- a) As a result of war or act of war, if the cause of death occurs while the insured is serving in the military, naval or air forces of any country, combination of countries or international organization, provided such death occurs while in such forces or within six (6) months after termination of service in such forces; or
- b) As a result of the special hazards incident to service in the military, naval or air forces of any country, combination of countries or international organization, if the cause of death occurs while the insured is serving in such forces and is outside the home area, provided such death occurs outside the home area or within six (6)

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

months after the insured's return to the home area in such forces or within six (6) months after the termination of service in such forces, whichever is earlier.

**Section 1602.20 Non-Combatant Civilian Exclusion**

Risk of death may be excluded:

- a) As a result of war or an act of war while the insured is serving in any civilian non-combatant unit serving with such forces, provided such death occurs while in such units or within six (6) months after termination of service in such units; or
- b) As a result of the special hazards incident to service in any civilian non-combatant unit serving with such forces, if the cause of death occurs while the insured is serving in such units and is outside the home area, provided such death occurs outside the home area or within six (6) months after the insured's return to the home area in such units or within six (6) months after the termination of service in such units, whichever is earlier.

**Section 1602.30 Civilian Exclusion**

Risk of death may be excluded as a result of war on an act of war, within two (2) years from the date of issue of the policy, while the insured is not in such forces or units, if the cause of death occurs while the insured is outside the home area, provided such death occurs outside the home area or within six (6) months after the insured's return to the home area.

- a) "Home Area" is defined as the 50 States of the United States, District of Columbia, Canal Zone, Puerto Rico, Virgin Islands and Canada.
- b) "War" includes, but is not limited to, declared war, and armed aggression by one or more countries resisted on orders of any other country, combination of countries or international organization.
- c) "Act of War" means any act peculiar to military, naval or air operations in time of war.

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: Valuation of Reserves
- 2) Code Citation: 50 Ill. Adm. Code 1604
- 3) Section Number: 1604.10                      Proposed Action:  
Repealed
- 4) Statutory Authority: Implementing Section 223 and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/223 and 401]
- 5) A Complete Description of the Subjects and Issues Involved: Parts 1601, 1602, 1604 and 1605 concern assessment legal reserve life companies. These companies were formerly regulated pursuant to Article XVI of the Illinois Insurance Code [215 ILCS 5/254 through 281.1] which was repealed in 2014 and 2015. There are no longer any assessment legal reserve life companies in existence in Illinois; the last one was dissolved in late 2012. Therefore, the rules are being repealed.
- 6) Any published studies or reports, along with the sources of underlying data, that were used when comprising this rulemaking, in accordance with 1 Ill. Adm. Code 100.355:  
None
- 7) Will this rulemaking replace any emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking will not require a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written comments no later than 45 days after the publication of this Notice to:

Martin McGrory  
Assistant General Counsel

or            Susan Anders  
Rules Coordinator

## DEPARTMENT OF INSURANCE

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320 West Washington, 4th Floor  
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312/814-8195  
fax: 312/814-2862

217/558-0957

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: January 2016

The full text of the Proposed Repealer begins on the next page:

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

TITLE 50: INSURANCE  
CHAPTER I: DEPARTMENT OF INSURANCE  
SUBCHAPTER v: ASSESSMENT LEGAL RESERVE LIFE COMPANIESPART 1604  
VALUATION OF RESERVES (REPEALED)

## Section

1604.10 Completion and Review of Valuation of Reserves

AUTHORITY: Implementing Section 223 and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1981, ch. 73, pars. 835 and 1013).

SOURCE: Effective January 25, 1951; codified at 7 Ill. Reg. 894; repealed at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 1604.10 Completion and Review of Valuation of Reserves**

The valuation of policies referred to in Section 223 of the Illinois Insurance Code will be completed in the companies' offices. Annually these valuations will be inspected, reviewed and test checked by the Actuarial Staff of this Department to such an extent as may be found necessary to establish the accuracy of the valuation.

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: Legal Reserve Life Blank
- 2) Code Citation: 50 Ill. Adm. Code 1605
- 3) 

<u>Section Number:</u> 1605.10	<u>Proposed Action:</u> Repealed
-----------------------------------	-------------------------------------
- 4) Statutory Authority: Implementing Section 223 and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/223 and 401]
- 5) A Complete Description of the Subjects and Issues Involved: Parts 1601, 1602, 1604 and 1605 concern assessment legal reserve life companies. These companies were formerly regulated pursuant to Article XVI of the Illinois Insurance Code [215 ILCS 5/254 through 281.1] which was repealed in 2014 and 2015. There are no longer any assessment legal reserve life companies in existence in Illinois; the last one was dissolved in late 2012. Therefore, the rules are being repealed.
- 6) Any published studies or reports, along with the sources of underlying data, that were used when comprising this rulemaking, in accordance with 1 Ill. Adm. Code 100.355:  
None
- 7) Will this rulemaking replace any emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objective: This rulemaking will not require a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written comments no later than 45 days after the publication of this Notice to:

Martin McGrory  
Assistant General Counsel

or Susan Anders  
Rules Coordinator

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

Department of Insurance  
122 South Michigan Ave., 19th Floor  
Chicago IL 60603

Department of Insurance  
320 West Washington, 4th Floor  
Springfield IL 62767-0001

312/814-8195  
fax: 312/814-2862

217/558-0957

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: January 2016

The full text of the Proposed Repealer begins on the next page:

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

TITLE 50: INSURANCE  
CHAPTER I: DEPARTMENT OF INSURANCE  
SUBCHAPTER v: ASSESSMENT LEGAL RESERVE LIFE COMPANIESPART 1605  
LEGAL RESERVE LIFE BLANK (REPEALED)

Section  
1605.10      Legal Reserve Life Blank Prescribed

AUTHORITY: Implementing Section 223 and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1981, ch. 73, pars. 835 and 1013).

SOURCE: Filed July 11, 1958; codified at 7 Ill. Reg. 3008; repealed at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 1605.10 Legal Reserve Life Blank Prescribed**

Assessment companies operating under Article XVI and Article XXI of the Illinois Insurance Code will report their transactions on the legal reserve life annual statement blank.

- a) The signature of the actuary on page 1 of the annual statement will be taken to mean that he personally was responsible for the calculation of the actuarial liabilities.
- b) Companies having non-tabular business will show the amount representing the balance of the non-tabular fund at line 27, page 3. Line 29, page 3, must include only the surplus in the tabular fund. Tabular and non-tabular business will be separated and shown in separate columns on page 5 and all supporting exhibits.
  - 1) Transactions involving guarantee fund certificates are to be shown in the surplus account, lines 34 to 51, on page 4.
  - 2) Coupons guaranteed under the terms of life insurance contracts are contract payments and are to be shown on line 9, page 4, and should not be included in dividends to policyholders, line 29, page 4.
- c) All policy, membership and other fees formerly shown on line 5, page 2, of the assessment blank should be shown in gross on page 7, Exhibit 1. The amount paid

## DEPARTMENT OF INSURANCE

## NOTICE OF PROPOSED REPEALER

to or retained by agents is to be included on lines 23 to 25 on page 7.

- d) All properties are to be shown individually in Schedule A. Permission to summarize will not apply to assessment companies.
- 1) Schedule B. Instead of the five-page schedule in the life blank, assessment companies will continue to file a one-page schedule showing all mortgages owned and their classification.
  - 2) Schedule G. All payments over \$3000 will be shown as formerly. Part 1 will be ignored and the amounts shown in Part 2.
  - 3) Special interrogatories will be supplied on a separate page which will be inserted along with Schedule B.

## SEX OFFENDER MANAGEMENT BOARD

## NOTICE OF PROPOSED REPEALER

- 1) Heading of the Part: Adult Sex Offender Evaluation and Treatment
- 2) Code Citation: 20 Ill. Adm. Code 1905
- 3) 

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1905.10	Repealed
1905.20	Repealed
1905.30	Repealed
1905.40	Repealed
1905.50	Repealed
1905.60	Repealed
1905.70	Repealed
1905.80	Repealed
1905.100	Repealed
1905.110	Repealed
1905.120	Repealed
1905.130	Repealed
1905.140	Repealed
1905.200	Repealed
1905.210	Repealed
1905.220	Repealed
1905.230	Repealed
1905.240	Repealed
1905.250	Repealed
1905.300	Repealed
1905.310	Repealed
1905.320	Repealed
- 4) Statutory Authority: Authorized by 20 ILCS 4026/15 and implementing 20 ILCS 4026/15-18; 725 ILCS 205/8; 725 ILCS 207/10(c)(2), 25(e), 30(c), 40(b)(1), 55(b), 60(c), and 65(a)(2) and (b)(2); and 730 ILCS 5/3-3-7(a)(7.5), 3-6-2(j) and (k), 3-9-7(b), 5-3-2(b-5), 5-6-3(a)(8.5) and 5-7-1(f-5)
- 5) A Complete Description of the Subjects and Issues Involved: Part 1905 is being repealed in its entirety to propose a new Part which will bring the standards and guidelines for sex offender treatment up to date with national best practices.
- 6) Any published studies or reports, along with the sources of underlying data, that were used when composing this rulemaking: No

## SEX OFFENDER MANAGEMENT BOARD

## NOTICE OF PROPOSED REPEALER

- 7) Will this repealer replace any emergency rule currently in effect? No
- 8) Does this repealer contain an automatic repeal date? No
- 9) Does this repealer contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? Yes
- 11) Statement of Statewide Policy Objective: This rulemaking does not affect units of local government.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments during the 45-day First Notice Period, which commences on the issue date of this publication of the *Illinois Register* to:

Alyssa Williams-Schafer, Chair  
Sex Offender Management Board  
1301 Concordia Court  
P. O. Box 19277  
Springfield IL 62794-9277

217/558-2200  
Alyssa.Williams-Schafer@doc.illinois.gov

Or

Echo Beekman, Rules Coordinator  
Illinois Department of Corrections  
1301 Concordia Court  
P. O. Box 19277  
Springfield IL 62794-9277

217/558-2200  
echo.beekman@doc.illinois.gov

All written comments received after 45 days from the date of this publication will be considered, time permitting.

## SEX OFFENDER MANAGEMENT BOARD

## NOTICE OF PROPOSED REPEALER

- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not for profit corporations affected: None
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: This rule was not included on either of the 2 most recent agendas because it was not anticipated at the time the Agenda were filed.

The full text of the Proposed Repealer begins on the next page:

## SEX OFFENDER MANAGEMENT BOARD

## NOTICE OF PROPOSED REPEALER

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT  
CHAPTER VII: SEX OFFENDER MANAGEMENT BOARD

## PART 1905

ADULT SEX OFFENDER EVALUATION AND TREATMENT (REPEALED)

## SUBPART A: GENERAL

Section	
1905.10	Purpose and Scope
1905.20	Definitions

## SUBPART B: PROVIDER LIST AND QUALIFICATIONS

1905.30	Provider List
1905.40	General Requirements for Approval of Evaluators and Providers
1905.50	Qualifications for Provision of Evaluations Before Sentencing
1905.60	Qualifications for Provision of Pre-release and SVP Evaluations
1905.70	Qualifications for Treatment Providers
1905.80	Supervision by Approved Providers

## SUBPART C: APPROVAL AND REMOVAL PROCEDURES

1905.100	Application
1905.110	Application Review and Approval
1905.120	Appeal of Application Denial
1905.130	Removal from Provider List
1905.140	Complaints Against Providers

## SUBPART D: STANDARDS OF PRACTICE

1905.200	Scope
1905.210	Ethical Standards
1905.220	Release of Information and Confidentiality
1905.230	General Standards for Conducting Evaluations
1905.240	Elements of Comprehensive Sex Offense Specific Evaluations
1905.250	Evaluator Recommendations
1905.300	General Standards for Treatment
1905.310	Treatment Provider Client Written Treatment Agreement

## SEX OFFENDER MANAGEMENT BOARD

## NOTICE OF PROPOSED REPEALER

## 1905.320 Completion of Treatment

**AUTHORITY:** Authorized by Section 15 of the Sex Offender Management Board Act [20 ILCS 4026/15] and implementing Sections 15 through 18 of the Act; Section 8 of the Sexually Dangerous Persons Act [725 ILCS 205/8]; Sections 10(c)(2), 25(e), 30(c), 40(b)(1), 55(b), 60(c) and 65(a)(2) and (b)(2) of the Sexually Violent Persons Commitment Act [725 ILCS 207/10(c)(2), 25(e), 30(c), 40(b)(1), 55(b), 60(c), and 65(a)(2) and (b)(2)]; and Sections 3-3-7(a)(7.5), 3-6-2(j) and (k), 3-9-7(b), 5-3-2(b-5), 5-6-3(a)(8.5) and 5-7-1(f-5) of the Unified Code of Corrections [730 ILCS 5/3-3-7(a)(7.5), 3-6-2(j) and (k), 3-9-7(b), 5-3-2(b-5), 5-6-3(a)(8.5) and 5-7-1(f-5)].

**SOURCE:** Adopted by emergency rulemaking at 28 Ill. Reg. 8300, effective May 27, 2004, for a maximum of 150 days; emergency expired October 23, 2004; adopted at 29 Ill. Reg. 1973, effective January 24, 2005; amended at 29 Ill. Reg. 12273, effective July 25, 2005; amended at 33 Ill. Reg. 13405, effective September 10, 2009; old Part repealed at 40 Ill. Reg. \_\_\_\_\_ and new Part adopted at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: GENERAL

**Section 1905.10 Purpose and Scope**

Effective January 1, 2004, the Sex Offender Management Board Act [20 ILCS 4026] and various other statutes provide for the evaluation and/or treatment of convicted sex offenders in conformance with standards adopted by, and by persons approved by, the Sex Offender Management Board. This Part establishes requirements for evaluators and treatment providers to obtain Board approval to perform those functions with respect to adult sex offenders. It also establishes standards for conducting evaluations of, and providing treatment to, adult sex offenders in all circumstances in which conformance with Board standards is required.

**Section 1905.20 Definitions**

In this Part, the terms "Board," "sex offender," "sex offense," "management," and "sexually motivated" have the meanings ascribed to them in Section 10 of the Act. In addition, the following definitions apply:

"Accountability": Accurate attributions of responsibility, without distortion, minimization, or denial.

"Act": Sex Offender Management Board Act [20 ILCS 4026].

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"Behavioral monitoring": A variety of methods for checking, regulating, and supervising the behavior of sex offenders.

"Case management": The coordination and implementation of the cluster of activities directed toward supervising, treating, and managing the behavior of individual sex offenders. (See the definition of containment approach.)

"Containment approach": A method of case management and treatment that seeks to hold offenders accountable through the combined use of both offenders' internal controls and external control measures (such as the use of polygraph and relapse prevention plans). A containment approach requires the integration of a collection of attitudes, expectations, laws, policies, procedures, and practices that have clearly been designed to work together. This approach is implemented through interagency and interdisciplinary teamwork.

"Containment team": A group comprising, at a minimum, a sex offender's supervising officer, and treatment provider and utilizing the containment approach. Team members may change over time as issues develop regarding treatment and supervision.

"Defense mechanisms": Normal, adaptive, self-protective functions that keep human beings from feeling overwhelmed and/or becoming psychotic, but which become dysfunctional when overused or overgeneralized.

"Denial": As used in Subpart D of this Part, a defense mechanism used to protect the ego from anxiety-producing information.

"Evaluation": The systematic collection and analysis of psychological, behavioral, and social information; the process by which information is gathered, analyzed, and documented.

"Experience": Any activity directly related to providing evaluation and/or treatment to individual sex offenders, e.g., face-to-face therapy, report writing, administration, scoring, and interpretation of tests; participation on containment teams of the type described in this Part; and clinical supervision of therapists treating sex offenders.

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"Informed assent": Compliance; a declaration of willingness to do something in compliance with a request; acquiescence; agreement. The use of the term "assent" rather than "consent" in this Part recognizes that sex offenders are not voluntary clients, and that their choices are therefore more limited. Informed means that a person's assent is based on a full disclosure of the facts needed to make the decision intelligently, e.g., knowledge of risks involved, alternatives.

"Informed consent": "Consent" means voluntary agreement or approval to do something in compliance with a request. "Informed" means that a person's consent is based on a full disclosure of the facts needed to make the decision intelligently, e.g., knowledge of risks involved, alternatives.

"Non-deceptive polygraph examination result": A non-deceptive polygraph examination result must include a deceptive response to control questions. Any inconclusive or deceptive response to any relevant question disallows a non-deceptive examination result.

"Parole": Parole or mandatory supervised release.

"Polygraph": The employment of instrumentation, as defined by the Illinois Detection of Deception Examiners Act [225 ILCS 430], used for the purpose of detecting deception or verifying truth of statements of a person under criminal justice supervision and/or treatment for the commission of sex offenses. A clinical polygraph examination is specifically intended to assist in the treatment and supervision of convicted sex offenders. Clinical polygraphs include specific-issue, disclosure and periodic or maintenance examinations. Clinical polygraphs may also be referred to as post-conviction polygraphs.

"Professional license": A license issued by a State governmental body to practice a particular health or mental health profession.

"Sex offense specific": Relating to the problem of sexual offense behavior.

"Sexually violent person": As defined in Section 5 of the Sexually Violent Persons Commitment Act [725 ILCS 207/5].

"Supervising officer": The probation or parole officers are responsible for the behavioral monitoring of sex offenders. In addition, any person employed by the Department of Human Services or by an entity that contracted with the

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Department of Human Services to supervise sexually violent persons on conditional release.

"SVP": Sexually violent person or persons, depending on the context.

"Treatment": Therapy, monitoring and supervision of a sex offender.

## SUBPART B: PROVIDER LIST AND QUALIFICATIONS

**Section 1905.30 Provider List**

The Board will establish an approved provider list upon which will be placed the names of all individuals who are approved by the Board to provide evaluations and treatment of adult sex offenders, along with the category of the services the providers are approved to provide (e.g., pre-sentence or pre-release evaluations). Providers will be placed on the list if they complete the application process described in Section 1905.100, meet the general requirements of Section 1905.40, and meet the specific qualifications and requirements that correspond to the designation sought.

- a) Individuals who meet the qualifications of Section 1905.50 will be approved for conducting pre-sentencing evaluations to meet the requirements for evaluations of:
  - 1) felony sex offenders who are to be considered for probation, pursuant to Section 16(b) of the Act;
  - 2) any adult who is being considered for probation before sentencing on a felony sex offense or any felony offense that is sexually motivated, pursuant to 730 ILCS 5/5-3-2(b-5) and 5-3-1.
- b) Individuals who meet the qualifications of Section 1905.60 will be approved for conducting evaluations to meet the requirements for evaluations of:
  - 1) every adult convicted of a sex offense, prior to release into the community from the Department of Corrections, pursuant to 730 ILCS 5/5-4-1(e)(3.5);
  - 2) any adult as required in Section 5 of the Sexually Violent Persons Commitment Act [725 ILCS 207/5].

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- c) Individuals who meet the qualifications of Section 1905.70 will be approved to provide sex offender treatment to any adult who is required to undergo treatment from a provider approved by the Board.
- d) An individual who is approved to conduct pre-sentencing evaluations under subsection (a) is also approved to conduct the evaluations listed under subsection (b).

**Section 1905.40 General Requirements for Approval of Evaluators and Providers**

- a) Sex offender evaluators and treatment providers will not be eligible for Board approval if they have ever:
  - 1) been convicted of any felony;
  - 2) been convicted of any misdemeanor involving a sex offense;
  - 3) had a professional license placed on inactive status, suspended, revoked, non-renewed, or placed on probationary status for disciplinary reasons, unless the applicant has been restored to full practice rights;
  - 4) been found by any licensing body to have engaged in unethical or unprofessional conduct, unless the applicant has been restored to full practice rights; or
  - 5) been engaged in deceit or fraud in connection with the delivery of services, supervision, or the documentation of their credentials.
- b) A provider must continue to maintain eligibility under this Section in order to remain on the approved provider list and has a continuing duty to notify the Board should he or she ever become disqualified under this Section.

**Section 1905.50 Qualifications for Provision of Evaluations Before Sentencing**

In order to be approved to provide pre-sentence evaluations as described in Section 1905.30(a), an applicant must:

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- a) hold a bachelor's degree or higher in social work, psychology, marriage and family therapy, counseling, psychiatry, or other coursework within which degree the applicant can verify successful completion of coursework in assessment, social problems, abnormal psychology, counseling skills, or similar therapeutic discipline;
- b) have 400 hours of supervised experience in the treatment/evaluation of sex offenders in the last 4 years, at least 200 of which are face-to-face therapy/evaluation with sex offenders;
- c) have completed at least 10 sex offender evaluations under supervision in the past 4 years; and
- d) have at least 40 hours of documented training in the specialty of sex offender evaluation/treatment/management.

**Section 1905.60 Qualifications for Provision of Pre-release and SVP Evaluations**

In order to be approved to provide pre-release and SVP evaluations as described in Section 1905.30(b), an applicant must:

- a) hold a bachelor's degree or higher in social work, psychology, marriage and family therapy, counseling, psychiatry, or other coursework within which degree the applicant can verify successful completion of coursework in assessment, social problems, abnormal psychology, counseling skills, or similar therapeutic discipline;
- b) have 400 hours experience with forensic clients within the past 4 years; and
- c) have at least 20 hours of documented training in the specialty of sex offender evaluation/treatment/management or will work under the supervision of a provider who has undergone 40 hours of documented training and 400 hours experience in sex offender evaluation/treatment/management.

**Section 1905.70 Qualifications for Treatment Providers**

In order to be approved to provide sex offender treatment, an applicant must:

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- a) hold a bachelor's degree or higher in social work, psychology, marriage and family therapy, counseling, psychiatry, or other coursework within which degree the applicant can verify successful completion of coursework in assessment, social problems, abnormal psychology, counseling skills, or similar therapeutic discipline;
- b) have 400 hours of supervised experience in the treatment of sex offenders in the last 4 years, at least 200 of which are face-to-face therapy with sex offenders; and
- c) have at least 40 hours documented training in the specialty of sex offender assessment/treatment/management.

**Section 1905.80 Supervision by Approved Providers**

Wherever this Subpart conditions eligibility for placement on the provider list upon the applicant's having attained a specified level of supervised experience of any type (Sections 1905.50(b) and (c) and 1905.70(b) of this Part), any qualifying experience attained after January 1, 2004 must have been directly supervised (in-room supervision) by a provider on the Board's provider list for the activities for which approval is sought by the applicant.

- a) Notwithstanding a requirement for supervised experience, qualifying experience attained prior to January 1, 2004 need not have been supervised.
- b) If the qualifying experience was attained outside of Illinois after January 1, 2004, the experience must have been supervised by a provider who would have been eligible for Board approval for the appropriate purpose if practicing in Illinois.

## SUBPART C: APPROVAL AND REMOVAL PROCEDURES

**Section 1905.100 Application**

A provider seeking placement on the approved provider list must complete and submit to the Board an application form provided by the Board that contains the elements prescribed in this Section and identifies the services for which the provider seeks approval. The elements of the application include:

- a) provider identification, including name and business address, telephone number, fax number, and e-mail address;

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- b) a listing of the counties in which the applicant provides services;
- c) a listing of any and all currently held licenses or certifications;
- d) identification of any languages other than English in which the applicant is fluent and can provide services (optional);
- e) the applicant's separate attestations that none of the bars to eligibility listed in Section 1905.40 of this Part apply;
- f) separate attestations that the applicant meets each of the qualifications applicable to the types of approval sought;
- g) an agreement that the applicant will conduct sex offender evaluations and provide sex offender treatment in accordance with the requirements of Subpart D of this Part;
- h) attestation that the applicant's submission of false information will result in removal from the approved provider list; and
- i) an agreement to notify the Board immediately if the provider becomes ineligible under Section 1905.40 of this Part.

**Section 1905.110 Application Review and Approval**

Submitted applications will be referred to an application review committee, appointed by the Board, for review and approval.

- a) The committee will consist of no fewer than three members, including at least one sex offense specific treatment provider, one sex offense specific evaluator, and one victim advocate.
- b) No committee member holding a personal or financial interest in an application before the committee shall participate in the deliberation or voting on approval of the application.
- c) The committee shall review the application and, within 45 days after receipt of the application, shall either:

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- 1) if it appears to the committee that all requirements for the type of approval applied for are met, direct that the applicant's name be added to the approved provider list and notify the applicant; or
- 2) if deficiencies are found in the application, notify the applicant of the deficiencies in writing. An application may be resubmitted after the deficiencies have been corrected.

**Section 1905.120 Appeal of Application Denial**

An applicant whose application for placement on the approved provider list is denied may appeal the decision of the application review committee by requesting review by the Board.

- a) The request must be made in a writing that is received by the Board within 30 days after the denial was mailed to the business address supplied by the applicant.
- b) The applicant must submit with the appeal all documentation necessary and available to support placement on the list.
- c) Copies of the appeal, including supporting documentation, will be provided to each Board member, and the appeal shall be considered on the next regularly scheduled meeting of the Board held more than two weeks after receipt of the appeal.
- d) The vote of the Board shall be final, and the Board will notify the applicant of the result within two weeks after the Board's action.
- e) Individuals whose applications have been denied may re-apply at such time that the circumstances leading to the original denial of placement on the approved provider list have substantively changed.

**Section 1905.130 Removal from Provider List**

The Board may rescind its approval of a person on the approved provider list for any of the reasons listed in this Section.

- a) The provider was not, in fact, qualified for placement on the list at the time of application, but was placed on the list on the basis of false or erroneous information provided with the application.

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- b) Circumstances of the provider have changed such that the provider is no longer eligible for placement on the list under Section 1905.40 of this Part.
- c) The provider has substantially failed to follow the agreement to conduct evaluations and provide treatment to sex offenders in accordance with the requirements of Subpart D of this Part. For purposes of this Section, a substantial failure is one that is detrimental to the patient or the community.
- d) If such an action is taken, the Board will inform any regulatory body with jurisdiction over the provider's professional license, if any.

**Section 1905.140 Complaints Against Providers**

Should any person have reason to believe that the Board's approval of a provider should be rescinded, the person may submit the concern to the Board in writing together with any available documentation. Complaints will be reviewed in accordance with the procedure set forth in this Section.

- a) The Board will refer the complaint to a committee it empowers for that purpose, and the committee will make a determination of whether the complaint alleges cause to rescind approval under Section 1905.130 of this Part. The Board will notify the provider in question of receipt of a complaint and its nature and, if the complaint does allege cause to rescind, will request a written response from the provider within 30 days after receipt of the notice.
- b) The committee shall review all information presented and determine whether the provider shall remain approved or whether approval shall be rescinded. The committee shall provide written notification of the decision, including the rationale, to the provider and the complainant within 30 days after the committee's receipt of the provider's response or, if there is no response, within 30 days after the committee's notification to the provider.
- c) If the committee rescinds approval, it shall instruct the provider as to the circumstances under which the provider may be reinstated.
- d) For 35 days after the committee notifies the provider, the provider may appeal to the Board the decision of the subcommittee to rescind approval. On appeal, the pertinent documentation shall be provided to the full Board for review at the next

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regularly scheduled meeting of the Board held more than 30 days after receipt of the appeal. The provider shall have an opportunity to appear before the Board with respect to the appeal or, if unable to attend the meeting at which the matter is to be considered, to submit a statement to the Board. The provider shall be notified in writing of the decision of the Board within 30 days after Board consideration is complete.

- e) The decision of the full Board shall be final.

## SUBPART D: STANDARDS OF PRACTICE

**Section 1905.200 Scope**

This Subpart prescribes standards for the conduct of evaluations of, and the provision of treatment to, sex offenders in whatever circumstances require that the services be provided in accordance with standards adopted by the Board under the Act.

**Section 1905.210 Ethical Standards**

All providers of sex offender evaluations or treatment under this Part are to adhere to the Ethical Principles in the Professional Code of Ethics (2001 Edition) published by the Association for the Treatment of Sexual Abusers (ATSA) (4900 S.W. Griffith Drive, Suite 274, Beaverton, Oregon 97005; Web: [www.atsa.com](http://www.atsa.com)). A copy of the Code is available at the office of the Chair of the Board (in the Office of the Attorney General, 100 W. Randolph St., 11<sup>th</sup> Floor, Chicago, Illinois 60601) or on the Board's Web site at <http://www.illinoisattorneygeneral.gov/communities/somb>. This incorporation by reference does not include any later amendments or editions.

**Section 1905.220 Release of Information and Confidentiality**

- a) Prior to evaluating or accepting a sex offender into treatment, the provider shall obtain from, and with the informed consent of, the offender a signed release that, subject to the Mental Health and Developmental Disabilities Confidentiality Act [740 ILCS 110], allows the provider to share the offender's confidential information with:
  - 1) all therapists treating the sex offender;
  - 2) when indicated, the victim's therapist;

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- 3) the supervising officer and all members of the team and, if applicable, with the Department of Human Services and other individuals or agencies responsible for the supervision of the sex offender;
  - 4) when indicated, the victim or custodial parent or guardian of a child victim, particularly with regard to family reunification or the sex offender's compliance with treatment and information about risk, threats, and possible escalation of violence; and
  - 5) when indicated, the victim's guardian ad litem, advocate, guardian, caseworker or other professional involved in care or treatment of the victim regarding reunification of the family or contact with past or potential child victims.
- b) Information received pursuant to a release under this Section shall be kept confidential except to the extent the release allows the information to be shared.
  - c) A provider shall notify all clients of the limits of confidentiality imposed on therapists by the Abused and Neglected Child Reporting Act [325 ILCS 5].
  - d) A provider shall ensure that a sex offender understands the scope and limits of confidentiality in the context of his/her particular situation, including the collection of collateral information, which may or may not be confidential.

**Section 1905.230 General Standards for Conducting Evaluations**

- a) Sex offender evaluations are to be comprehensive and sex offense-specific. They are to be designed to achieve the following purposes:
  - 1) To document the offense-specific and/or mental health treatment needs identified by the evaluation (even if resources are not available to address adequately the treatment needs of the sexually abusive offender);
  - 2) To provide a written clinical evaluation of a sex offender's risk for re-offending and current amenability to treatment;
  - 3) To guide and direct specific recommendations for the conditions of treatment and supervision of a sex offender;

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- 4) To provide information that will help to identify the optimal setting, intensity of intervention, and level of supervision; and
  - 5) To provide information that will help to identify sex offenders who should not be referred for community-based treatment.
- b) The evaluator must obtain the offender's informed assent to the evaluation and shall inform the offender regarding the evaluation methods, how the information will be used, and to whom it will be given. The evaluator shall respect a sex offender's right to be fully informed about the evaluation procedures. Results of the evaluation should be shared with the sex offender and any questions clarified.
  - c) The evaluator shall be sensitive to any cultural, ethnic, developmental, sexual orientation, gender, medical and/or educational issues that may arise during the evaluation.
  - d) Evaluations shall include:
    - 1) Examination of criminal justice information, including prior juvenile adjudications, the details of the current offense and documents that describe victim trauma, when available.
    - 2) Examination of collateral information, including information from other sources on the sex offender's sexual behavior.
    - 3) Review of child welfare investigations and case records, where applicable.
  - e) In the case of a pre-sentence evaluation, the evaluator (if different from the treatment provider) shall provide complete information obtained in the course of the evaluation to the containment team or prison treatment provider at the beginning of the sex offender's term of supervision or incarceration.

**Section 1905.240 Elements of Comprehensive Sex Offense Specific Evaluations**

Pre-sentence evaluations must include the following elements using one or more of the listed possible evaluation procedures as clinically indicated:

- a) Evaluation of mental and/or organic disorders, including the areas of:

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- 1) IQ functioning (developmental disability, learning disability, and literacy), using history or functioning and/or standardized tests, examples of which include:
    - A) tests of non-verbal intelligence such as WAIS-III, WRAT-R, Revised Beta, TONI (tests of non-verbal intelligence)
    - B) Shipley Institute of Living Scale Revised, Kaufman IQ Test for Adults
  - 2) Organic Brain Syndrome (OBS), using history or functioning and/or standardized tests (Examples: WAIS-III, Weschler Memory Scale Revised, Limbic System Checklist, Structured Mental Status, Jacobs Cognitive Screening Test, medical tests necessary for diagnosis)
  - 3) Mental illness, using:
    - A) History of Functioning and/or Structured Interview
    - B) MMPI2
    - C) MCMI-III
    - D) Beck Depression Scale
- b) Evaluation of drug/alcohol use, including the areas of:
- 1) Use/abuse, using:
    - A) History of functioning and/or structured interview
    - B) MMPI2
    - C) CAQ (clinical analysis questionnaire)
    - D) PHQ (personal history questionnaire)
    - E) ADS

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- F) DAST-20
  - G) Adult substance use survey
  - H) Substance use history matrix
  - D) Collateral information
- 2) Number of relapses, using:
- A) History of functioning and/or structured interview
  - B) Treatment history
  - C) Collateral information
- c) Evaluation of degree of psychopathology, in particular the degree of impairment, using:
- 1) Hare Psychopathy Checklist Revised (PCLR or PCLSC)
  - 2) Structured interview
  - 3) MCMI-III
  - 4) MMPI2
  - 5) History
  - 6) Collateral information
- d) Evaluation of stability of functioning, including the areas of:
- 1) Marital/family stability
    - A) covering:
      - i) Past

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- ii) Current
  - iii) Familial violence
  - iv) Familial sexual
  - v) Financial
  - vi) Housing
- B) using:
- i) History of functioning and/or structured interview
  - ii) FES (Family Environment Scale)
  - iii) DAS (Dyadic Adjustment Scale)
  - iv) MSI (Marital Satisfaction Inventory)
  - v) SARA (Spousal Assault Risk Assessment)
  - vi) Interview attitudes
  - vii) Collateral information
- 2) Employment/education – Completion of Major Life Tasks, using:
- A) History of functioning and/or structured interview
  - B) PHQ (Personal History Questionnaire)
- 3) Social skills
- A) covering:
    - i) Ability to form relationships
    - ii) Ability to maintain relationships

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- iii) Courtship/dating skills
- iv) Ability to demonstrate assertive behavior
- B) using:
  - i) History of functioning and/or structured interview
  - ii) Collateral information
  - iii) IBS (interpersonal behavior survey)
  - iv) Social Avoidance and Distress Scale
  - v) Waring's Intimacy Scale
  - vi) UCLA Loneliness Scale
  - vii) Tesch's Intimacy Scale
  - viii) Miller's Social Intimacy Scale
- e) Evaluation of developmental history
  - 1) covering:
    - A) Disruptions in parent/child relationship
    - B) History of bed wetting, cruelty to animals
    - C) History of behavior problems in elementary school
    - D) History of special education services, learning disabilities, school achievement
    - E) Indicators of disordered attachments
  - 2) using:

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- A) History of functioning and/or structured interview
  - B) Collateral Information
- f) Evaluation of self-image and self-esteem, using:
- 1) History of functioning and/or structured interview
  - 2) MPD (measures of psychological development)
  - 3) CAQ (clinical analysis questionnaire)
  - 4) CPI (California Personality Inventory)
- g) Evaluation of medical screening measures
- 1) covering:
    - A) Pharmacological needs
    - B) Medical condition impacting offending behavior
    - C) History of medication use/abuse
  - 2) using:
    - A) History of functioning and/or structured interview
    - B) Referral to physician if indicated
    - C) Medical tests
- h) Sexual evaluation, including the areas of:
- 1) Sexual history (onset, intensity, duration, pleasure derived)
    - A) covering:

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- i) Age of onset of expected normal behaviors
  - ii) Quality of first sexual experience
  - iii) Age of onset of deviant behavior
  - iv) Witnessed or experienced victimization (sexual or physical)
  - v) Genesis of sexual information
  - vi) Age/degree of use of pornography, phone, cable, video, or internet for sexual purposes
  - vii) Current and past range of sexual behavior
- B) using:
- i) History of functioning and/or structured interview
  - ii) PSCI (Personal Sentence Completion Inventory – Miccio-Fonseca)
  - iii) Wilson Sexual Fantasy Questionnaire
  - iv) SONE Sexual History Background Form
  - v) SORI (Sex Offender Risk Instrument – in research stage)
  - vi) Collateral information
- 2) Reinforcement structure for deviant behavior
- A) covering:
- i) Culture
  - ii) Environment
  - iii) Cults

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- iv) Gangs
  - B) using structured interview
- 3) Arousal pattern
  - A) covering:
    - i) Sexual arousal
    - ii) Sexual interest
  - B) using:
    - i) Structured interview
    - ii) Sexual autobiography
    - iii) Plethysmography
    - iv) Abel Assessment for Sexual Interest
    - v) Collateral information (such as from spouses or significant others)
- 4) Specifics of sexual crimes (onset, intensity, duration, pleasure derived)
  - A) covering:
    - i) Detailed description of sexual assault
    - ii) Seriousness, harm to victim
    - iii) Mood during assault (anger, erotic, "love")
    - iv) Progression of sexual crimes
    - v) Thoughts preceding and following crimes

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- vi) Fantasies preceding and following crimes
- B) using:
  - i) Structured interview
  - ii) History of crimes
  - iii) Review of criminal records
  - iv) Contact with victim therapist
  - v) Polygraph
  - vi) Collateral information
- 5) Sexual deviance, using:
  - A) Structured interview
  - B) MSI (Multiphasic Sex Inventory)
  - C) SONE
- 6) Dysfunction
  - A) covering:
    - i) Impotence
    - ii) Priapism
    - iii) Injuries
    - iv) Medications affecting sexual functioning, etc.
  - B) using:

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- i) Structured interview
  - ii) MSI (Multiphasic Sex Inventory)
  - iii) Sexual autobiography
- 7) Sex offender's perception of dysfunction, using:
- A) Structured interview
  - B) Sexual autobiography
  - C) Bentler Heterosexual Inventory
  - D) History
- 8) Perception of sexual functioning, using:
- A) Structured interview
  - B) Sexual autobiography
  - C) Plethysmography
  - D) Bentler Sexual Behavior Inventory
- 9) Preferences
- A) covering:
    - i) Male/female
    - ii) Age
    - iii) Masturbation
    - iv) Use of tools
    - v) Utensils

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- vi) Food
  - vii) Clothing
  - viii) Current sexual practices
  - ix) Deviant as well as normal behavior
- B) using:
- i) Structured interview
  - ii) Sexual autobiography
  - iii) Plethysmography
  - iv) Abel Assessment for Sexual Interest
  - v) Collateral information (such as from spouses or significant others)
- 10) Attitudes/cognition
- A) covering:
- i) Motivation to change/continue behavior
  - ii) Attitudes toward women, children
  - iii) Sexuality in general
  - iv) Attitudes about offenses (i.e., seriousness, harm to victim)
  - v) Degree of victim empathy
  - vi) Presence/degree of minimalization
  - vii) Presence/degree of denial

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- viii) Ego-syntonic vs. ego-dystonic sense of deviant behavior
- B) using:
  - i) Structured interview
  - ii) Burt Rape Myth Acceptance Scale
  - iii) MSI (Multiphasic Sex Inventory)
  - iv) Buss/Durkee Hostility Inventory
  - v) Abel and Becker Cognitions Scale
  - vi) Attitudes Towards Women Scale
  - vii) Socio-Sexual Knowledge and Attitudes Test (for use with sex offenders who have developmental disabilities)
- i) Evaluation of level of denial and level of deception, using:
  - 1) Structured interview
  - 2) Polygraph
  - 3) Collateral Information (such as from victim, police, others)
- j) Evaluation of level of violence and coercion
  - 1) covering:
    - A) Level of violence
    - B) Overall pattern of assaultiveness
    - C) Victim selection
    - D) Pattern of escalation of violence

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- 2) using:
  - A) Structured interview
  - B) History
  - C) Review of criminal records
  - D) Collateral information
- k) Evaluation of risk of re-offense, using:
  - 1) Criminal history
  - 2) Violence Risk Assessment Guide (normed on a psychiatric hospital sample) (good predictor of violence recidivism but not of sexual recidivism)
  - 3) Rapid Risk Assessment for Sex Offender Re-Arrest (sample excludes incest offenders)
  - 4) MnSOST-R (normed on Minnesota Offenders in the Department of Corrections, excludes incest offenders)
  - 5) Static 99
  - 6) SONAR
  - 7) Any other validated risk instrument that is generally accepted by sex offender evaluators

**Section 1905.250 Evaluator Recommendations**

- a) The evaluator shall consider the following factors when making recommendations relating to a sex offender's risk to re-offend and amenability to treatment:
  - 1) Admission of offenses;

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- 2) Accountability (internal and external factors that control behavior);
- 3) Cooperation;
- 4) Offense history and victim choice;
- 5) Escalating pattern of offenses, violence, and dangerous behaviors;
- 6) Sexual deviance, arousal patterns, and sexual interest;
- 7) Social interest;
- 8) Lifestyle characteristics;
- 9) Psychopathology;
- 10) Developmental markers;
- 11) History of childhood or adolescent delinquency;
- 12) Substance abuse;
- 13) Criminal history;
- 14) Social support systems;
- 15) Overall control and intervention;
- 16) Motivation for treatment and recovery;
- 17) Self-structure;
- 18) Disowning behaviors;
- 19) Prior treatment;
- 20) Impact on victims;
- 21) Access to potential victims;

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- 22) Availability of treatment in the community;
  - 23) Availability of supervision, including surveillance agents, in the community.
- b) The evaluator shall recommend:
- 1) The level and intensity of offense-specific treatment needs;
  - 2) Referral for assessment and/or treatment of co-existing conditions (e.g., substance abuse, mental illness, medical/pharmacological);
  - 3) Methods to lessen victim impact (e.g., no-contact orders, paying for counseling, involvement of non-offending spouse, etc.);
  - 4) Appropriateness of community placement with emphasis on the risks associated with the home, neighborhood, school or community;
  - 5) The level and intensity of behavioral monitoring needed;
  - 6) The types of external controls that should be considered specifically for that sex offender (e.g., controls of work environment, access to children, leisure time, or transportation; life stresses; or other issues that might increase risk and require increased supervision).

**Section 1905.300 General Standards for Treatment**

- a) Treatment of sex offenders must be sex offense specific.
- b) A treatment provider shall develop a written treatment plan with measurable goals based on the needs and risks identified in current and past assessments or evaluations of the sex offender.
- c) The treatment plan shall:
  - 1) Provide for the protection of victims and potential victims and not cause the victims to have unsafe or unwanted contact with the sex offender;

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- 2) Be individualized to meet the unique needs of the sex offender;
  - 3) Identify:
    - A) the issues to be addressed, including multi-generational issues if indicated;
    - B) the planned intervention strategies; and
    - C) the goals of treatment;
  - 4) Define expectations of the sex offender, his/her family (when possible), and support systems;
  - 5) Address the issue of ongoing victim input;
  - 6) Describe the treatment provider's role in implementing the treatment plan.
- d) A provider shall submit written quarterly progress reports to the referral source.
- e) A provider shall employ treatment methods that are supported by current professional research and practice. Group therapy (with the group comprised only of sex offenders) is the preferred method of treatment. At a minimum, any method of psychological treatment used must conform to the standards for content of treatment and must contribute to behavioral monitoring of sex offenders. The sole use of individual therapy is not recommended with sex offenders and shall be avoided except when geographical (specifically rural) or disability limitations dictate its use or when it is clinically indicated. While group therapy is the preferred modality, individual therapy may be an appropriate adjunct treatment.
- 1) The use of male and female co-therapists in group therapy is highly recommended and may be required by the supervising agency.
  - 2) The ratio of therapists to sex offenders in a treatment group shall not exceed 1:10.
  - 3) Treatment group size shall not exceed 12 sex offenders.

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- 4) The provider shall employ treatment methods that give priority to the safety of the sex offender's victims and the safety of potential victims and the community.
- 5) The provider shall employ treatment methods that are based on recognition of the need for long-term, offense-specific treatment for sex offenders. Self-help or time-limited treatment shall be used only as adjuncts to long-term, comprehensive treatment.
- f) Sex offender-specific treatment may also be supplemented with treatment for drug/alcohol abuse, marital therapy, and/or crisis intervention services.
- g) In order to achieve the goals of sex offense specific treatment, the following elements shall be addressed in treatment:
  - 1) Offense Disclosure: The sex offender discloses all of his or her sexual offenses, reducing denial and defensiveness and/or assisting the sex offender in assuming full responsibility for his or her sexual offending. Completion indicators:
    - A) The sex offender makes a disclosure of all sex offenses.
    - B) The sex offender attends treatment sessions as ordered or required.
    - C) The sex offender completes all assigned tasks as required.
    - D) When available, the sex offender completes non-deceptive polygraphs on past and maintenance issues.
    - E) The sex offender consistently takes full responsibility for all of his or her actions, including sex offenses, as indicated by polygraph.
    - F) The sex offender holds himself/herself accountable for his/her behavior in general.
  - 2) Offense-Specific Cognitive Restructuring: Cognitive distortions refer to distortions in thinking, including thinking errors that enable sexually offending behaviors. Identifying and correcting or changing sex

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offenders' cognitive distortions that fuel sexual offending is the purpose of this element of treatment. Completion indicators:

- A) The sex offender identifies and restructures offense-specific cognitive distortions.
  - B) The sex offender assumes responsibility for offending.
  - C) There is evidence that offense-specific distortions have been restructured or changed as indicated by the lack of using cognitive distortions and that the sex offender holds self fully accountable when discussing the offenses.
- 3) Assault Cycle and Intervention: The assault cycle comprises the repetitive patterns of sexual offending. This element of treatment is intended to: identify the sex offender's patterns of offending, including risk factors; teach sex offenders self-management methods and skills to prevent re-offending; educate sex offenders and individuals who are identified as the sex offender's support system and the containment team about the potential for re-offending and the sex offender's specific risk factors; and require sex offenders to learn specific relapse prevention strategies, including the development of a written, specific relapse prevention plan, which should identify antecedent thoughts, feelings, situations, social behaviors, and any other behaviors associated with sexual offenses, along with specific interventions. Completion indicators:
- A) The sex offender demonstrates identification of his/her own assault cycle and how he/she applies it to his/her daily lifestyle.
  - B) The sex offender demonstrates knowledge of relapse intervention concepts.
  - C) The sex offender has consistently demonstrated the effective use of relapse prevention skills, i.e., is able to diffuse cycle behaviors, relapse processes, deviant arousal and other factors that contribute to sexual offending.
  - D) The sex offender has disengaged from relationships that support his or her denial, minimization, and resistance to treatment.

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- E) The sex offender is engaged in relationships that are supportive of treatment and seeks feedback from his/her support system.
  - F) The sex offender has demonstrated consistently the ability to avoid high-risk environments.
- 4) Victim Empathy: Empathy is the capacity to understand and identify with another's perspective and experience the same emotions. The ability to develop victim empathy may vary from sex offender to sex offender and may have varying emphasis in treatment. Completion indicators:
- A) The sex offender verbalizes and demonstrates victim empathy, identifies feelings, recognizes victim impact, assumes ownership of offenses, understands and takes the perspective of others, demonstrates emotional regret, and expresses feelings of empathy and remorse.
  - B) The sex offender demonstrates behaviors that indicate reduced risk of harm to victims.
  - C) Cautionary Note: TREATMENT TO ASSIST IN THE DEVELOPMENT OF VICTIM EMPATHY IS CONTRAINDICATED FOR PSYCHOPATHIC OFFENDERS.
- 5) Arousal Control: This element of treatment is intended to assess, identify, and decrease or replace deviant sexual desires, arousal, thoughts, and fantasies, replacing this deviancy with healthier sexual attitudes and functioning. Completion indicators:
- A) The sex offender discloses deviant and/or violent sexual fantasies.
  - B) The frequency and intensity of deviant arousal, violent and/or sadistic fantasies, and masturbation to deviant fantasies are decreased.
  - C) The sex offender develops behavioral/self management strategies to reduce deviant arousal and behavior patterns, including eliminating self-abusive sexual behaviors.

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- D) The sex offender develops and maintains normal, non-victimizing fantasies.
- 6) Clinical/Core Issue Resolution: It is commonly assumed that offending involves multiple unresolved emotional issues and not just deviant sexual urges. Motivational dynamics that may fuel sexual offending or other victimizing or assaultive behaviors may arise from the effects of trauma or past victimization, key developmental events, or other unresolved problems or needs. It is critical for resolution of these core issues to occur without the sex offender assuming a victim stance. Sex offenders must still be held accountable for their offending when these issues are resolved. Completion indicators:
- A) The sex offender has identified and resolved or mostly resolved core issues that may facilitate sexual re-offense. Core issues may include anger, power, control, inferiorities, dependency, insecurity, rejection, jealousy, possessiveness, resentment, and inadequacies in terms of self-worth and self-esteem.
- B) The sex offender has identified and changed the effects of past trauma and past victimizations to decrease their impact on the risks of re-offending.
- 7) Social Skills and Interpersonal Restructuring: Social skills refer to specific communication skills and social behaviors. Interpersonal restructuring refers to redefining the way sex offenders form attachments or relate to others. Interpersonal deficits are frequently associated with attachment issues. The development of basic social skills replaces deficits and inappropriate attachments or relationships, diminishing the risk of sexual re-offending. This element of treatment is intended to: identify deficits in specific interpersonal skills and decrease the sex offender's deficits in social and relationship skills, where applicable; and assist sex offenders in developing and practicing social skills, improving the quality of their relationships with others. Completion indicators:
- A) Demonstrates appropriate social relationships.
- B) Demonstrates appropriate boundaries.

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- C) Has the skills to manage interpersonal relationship issues.
- 8) Lifestyle Balancing and Restructuring: Lifestyle balancing and restructuring refers to assisting sex offenders in changing their existing lifestyles to lifestyle patterns that minimize sexual re-offending and maintaining this lifestyle. The focus of this element of treatment is to: educate sex offenders about non-abusive, adaptive, legal, and pro-social sexual functioning; identify and treat sex offenders' personality traits, lifestyle, behaviors, patterns, and deficits that are related to their potential for re-offending; and maximize opportunities for the sex offender to develop a healthy self-esteem. Completion indicators will demonstrate a change in personality traits, lifestyle behaviors, patterns, and deficits related to the potential for re-offending, including:
- A) Antisocial/psychopathic behaviors.
- B) Narcissistic behaviors.
- C) Borderline characteristics of behavior.
- D) Schizoid behaviors.
- E) Obsessive-compulsive/passive-aggressive behaviors.
- F) Demonstrates a healthy and balanced lifestyle.
- 9) The provision of treatment referrals, as indicated, links sex offenders with other resources, such as medical, pharmacological, mental, substance abuse, and/or domestic violence services. Completion indicators:
- A) Monitoring sex offenders' linkage with other referral resources.
- B) Communication with others. Communication is a critical element in treatment, aftercare and supervision. This element of treatment maintains communication with significant persons in sex offenders' support systems, when indicated and to the extent possible to assist in meeting treatment goals.

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- h) Providers shall maintain sex offenders' files in accordance with the professional standards of their individual disciplines. The files shall:
  - 1) Document the goals of treatment, the methods used, and the sex offender's observed progress, or lack thereof, toward reaching the goals in the treatment records. Specific achievements, failed assignments, rule violations, and consequences given should be recorded.
  - 2) Accurately reflect the sex offender's treatment progress, sessions attended, and changes in treatment.

**Section 1905.310 Treatment Provider Client Written Treatment Agreement**

- a) Prior to treatment and as a condition of treatment, a provider shall enter into a written contract with the sex offender prior to the commencement of treatment. The contract shall describe the responsibilities of both the provider and the sex offender. Breach of the contract by the offender may serve as the basis for revocation of probation or a recommendation to the Prisoner Review Board to revoke parole or other community supervision.
- b) The contract shall describe the role of the treatment provider in implementing the treatment plan, as well as the responsibility of the provider to:
  - 1) Define and provide timely statements of the costs of the assessment, evaluation, and treatment, including all medical and psychological tests, physiological tests, and consultations;
  - 2) Describe the releases of information that will be required for a provider to treat the sex offender for his/her sexual offending behavior, describe the various parties with whom treatment information will be shared during the treatment, describe the time limits on the releases, and describe the procedures necessary for the sex offender to revoke the releases;
  - 3) Describe the right of the sex offender to refuse treatment and/or to refuse to sign a release, and describe the risks and potential risks and outcomes of that decision;
  - 4) Describe the type, frequency, and requirements of the treatment and outline how the duration of treatment will be determined;

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- 5) Describe the limits of confidentiality imposed on the therapist by the mandatory reporting law.
- c) The contract shall describe the responsibilities of the sex offender (as applicable) to:
- 1) Pay for the cost of evaluation and treatment for self and his or her family, if applicable;
  - 2) Pay for the cost of evaluation and treatment for the victims and their families, when ordered by the court, including all medical and psychological tests, physiological testing, and consultation;
  - 3) Inform the treatment provider, the sex offender's immediate family, and support system of the details of all past sexual offenses to ensure help and protection for past victims and/or as relevant to the development of the relapse prevention plan. Clinical judgment should be exercised in determining what information is provided to children;
  - 4) Actively involve members of the sex offender's family and support system, as indicated in the relapse prevention plan;
  - 5) Notify the treatment provider of any changes or events in the lives of the sex offender, the members of the sex offender's family, or support system;
  - 6) Comply with the limitations and restrictions placed on the behavior of the sex offender, as described in the terms and conditions of probation, parole, or conditional release for sexually violent persons or sexually dangerous persons and/or in the contract between the provider and the sex offender.
- d) The contract shall describe the responsibility of and restrictions on the sex offender to protect community safety by avoiding risky, aggressive, or re-offending behavior by avoiding high-risk situations, and by reporting any such behavior to the provider and supervising officer as soon as possible.
- e) The contract shall describe the responsibility of the provider to:

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- 1) Identify, and provide timely statements of, the costs of assessment, evaluation, and treatment, including all medical and psychological tests, physiological tests, and consultations, to the sex offender as well as any court-appointed guardian.
  - 2) Describe the information releases that will be required for a provider to treat the sex offender for his/her sexual offending behavior; describe the various parties with whom treatment information will be shared during the treatment; describe the time limits on the waivers of confidentiality; and describe the procedures necessary for the sex offender to revoke the waiver.
  - 3) Describe the right of the sex offender to refuse treatment and/or to refuse to consent to disclosure, and describe the consequences, risks and potential risks and outcomes of that decision, including the provider's right not to provide treatment if the necessary releases are not given.
  - 4) Describe the type, frequency, and requirements of the treatment and outline how the duration of treatment will be determined.
  - 5) Describe the limits of confidentiality imposed on the therapist by the mandatory reporting law.
- f) The provider shall explain the terms of the contract to the sex offender in language that the sex offender understands.

**Section 1905.320 Completion of Treatment**

- a) Completion of treatment should be understood as meaning the successful completion of treatment, and not as the cessation of court-ordered, offense-specific treatment or the completion of the sentence imposed by the court or the Prisoner Review Board. Successful completion of treatment may not end the sex offender's need for ongoing rehabilitation or elimination of risk to the community. If risk increases, treatment may be re-instated upon the request of the sex offender or the recommendation of the containment team. Treatment should be viewed as ranging from intensive to aftercare.
- b) The sex offender containment team shall consult about the completion of treatment. The decision shall come after the evaluation and assessment, treatment

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plan, course of treatment sequence, and a minimum of a non-deceptive disclosure polygraph examination and two or more non-deceptive maintenance polygraph examinations, regarding compliance with court rules, compliance with supervision conditions, compliance with treatment contract provisions, including complete abstinence from grooming (i.e., manipulation intended to reduce victims' defenses) of victims, or potential victims, and full, voluntary compliance with all conditions required to prevent re-offending behavior. The two or more non-deceptive polygraph examinations must be those most recent prior to termination of treatment. (See definitions for non-deceptive polygraph results.) A failed polygraph examination should not be used as the sole reason to deny successful completion of treatment. The team should carefully consider termination of treatment based on maintaining community safety.

- c) Those sex offenders who pose an ongoing threat to the community require supervision, even while demonstrating progress in treatment, and may require ongoing supervision and treatment to manage their risk, including revocation as authorized and approved in writing by the Prisoner Review Board when on parole. Any exception made to any of the requirements for treatment completion must be made by the consensus of the containment team. In this case, the team must document the reasons for the determination that treatment completion is appropriate without meeting all of the standard requirements and note the potential risk to the community.
- d) To determine the recommendations for the termination of treatment, the provider shall:
  - 1) Assess actual changes in a sex offender's potential to re-offend prior to recommending treatment termination;
  - 2) Attempt to repeat, where indicated, those evaluations that might show changes in the sex offender;
  - 3) Assess and document how the goals of the treatment plan have been met, what actual changes in a sex offender's re-offense potential have been accomplished, and what risk factors remain, particularly those affecting the emotional and physical safety of the victims;
  - 4) Seek input from others who are aware of a sex offender's progress as part of the decision about whether to terminate treatment;

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- 5) Report to the supervising officer regarding a sex offender's compliance with treatment and recommend any modifications in conditions of community supervision and/or termination of treatment; and
  - 6) At the end of this evaluation process, inform the sex offender regarding the recommendation to end or continue court-ordered treatment.
- e) Prior to terminating offense-specific treatment, a provider shall, in cooperation with the containment team, develop an aftercare plan that includes ongoing behavioral monitoring, such as periodic polygraph examinations. Such monitoring is intended to motivate the sex offender to avoid high-risk behaviors that might be related to increased risks of re-offense.

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- 1) Heading of the Part: Adult Sex Offender Evaluation and Treatment
- 2) Code Citation: 20 Ill. Adm. Code 1905
- 3) 

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1905.10	New Section
1905.20	New Section
1905.30	New Section
1905.40	New Section
1905.50	New Section
1905.60	New Section
1905.70	New Section
1905.80	New Section
1905.90	New Section
1905.100	New Section
1905.110	New Section
1905.120	New Section
1905.130	New Section
1905.140	New Section
1905.150	New Section
- 4) Statutory Authority: Authorized by 20 ILCS 4026/15 and implementing 725 ILCS 205/8; 725 ILCS 207/10(c)(2), 25(e), 30(c), 40(b)(1), 55(b), 60(c), and 65(a)(2); and 730 ILCS 5/3-3-7(a)(7.5), 3-6-2(j) and (k), 3-9-7(b), 5-3-2(b-5), 5-6-3(a)(8.5) and 5-7-1(f-5)
- 5) A Complete Description of the Subjects and Issues Involved: The new Part is being proposed to replace existing Part 1905 to update the requirements for sex offender treatment providers including that licensing shall be provided through the IL Department of Professional Regulation and to bring the standards and guidelines for treatment and evaluation of sex offenders up to date with national best practices in accordance with the standards set forth by the Association for Treatment of Sexual Abusers.
- 6) Any published studies or reports, along with the sources of underlying data, that were used when composing this rulemaking: No
- 7) Will this rulemaking replace any emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No

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- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? Yes, a repeal of the previous provisions.
- 11) Statement of Statewide Policy Objective: This rulemaking does not affect units of local government.
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments during the 45-day First Notice Period which commences on the issue date of this publication of the *Illinois Register* to:

Alyssa Williams-Schafer, Chair  
Sex Offender Management Board  
1301 Concordia Court  
PO Box 19277  
Springfield IL 62794-9277

217/558-2200  
Alyssa.Williams-Schafer@doc.illinois.gov

Or

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1301 Concordia Court  
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All written comments received after 45 days from the date of this publication will be considered, time permitting.

- 13) Initial Regulatory Flexibility Analysis:

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- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
  - B) Reporting, bookkeeping or other procedures required for compliance: None
  - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized: This rule was not included on either of the 2 most recent agendas because it was not anticipated at the time the Agenda were filed.

The full text of the Proposed Rules begins on the next page:

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TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT  
CHAPTER VII: SEX OFFENDER MANAGEMENT BOARDPART 1905  
ADULT SEX OFFENDER EVALUATION AND TREATMENT

## SUBPART A: GENERAL

Section	
1905.10	Purpose and Scope
1905.20	Definitions

## SUBPART B: STANDARDS OF PRACTICE

1905.30	Provider Qualifications
1905.40	Assessments
1905.50	Assessment Guidelines
1905.60	Risk Assessment
1905.70	Psychophysiological Assessments
1905.80	Treatment Interventions
1905.90	Treatment Guidelines
1905.100	Treatment Methods
1905.110	Treatment Progress and Completion
1905.120	Responsivity Factors and Special Populations
1905.130	Risk Reduction and Risk Management in the Community
1905.140	Pharmacological Interventions
1905.150	Psychophysiological Tools

**AUTHORITY:** Authorized by Section 15 of the Sex Offender Management Board Act [20 ILCS 4026/15] and implementing Sections 15 through 18 of the Act; Section 8 of the Sexually Dangerous Persons Act [725 ILCS 205/8]; Sections 10(c)(2), 25(e), 30(c), 40(b)(1), 55(b), 60(c) and 65(a)(2) and (b)(2) of the Sexually Violent Persons Commitment Act [725 ILCS 207/10(c)(2), 25(e), 30(c), 40(b)(1), 55(b), 60(c), and 65(a)(2) and (b)(2)]; and Sections 3-3-7(a)(7.5), 3-6-2(j) and (k), 3-9-7(b), 5-3-2(b-5), 5-6-3(a)(8.5) and 5-7-1(f-5) of the Unified Code of Corrections [730 ILCS 5/3-3-7(a)(7.5), 3-6-2(j) and (k), 3-9-7(b), 5-3-2(b-5), 5-6-3(a)(8.5) and 5-7-1(f-5)].

**SOURCE:** Adopted by emergency rulemaking at 28 Ill. Reg. 8300, effective May 27, 2004, for a maximum of 150 days; emergency expired October 23, 2004; adopted at 29 Ill. Reg. 1973,

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effective January 24, 2005; amended at 29 Ill. Reg. 12273, effective July 25, 2005; amended at 33 Ill. Reg. 13405, effective September 10, 2009; former Part repealed at 40 Ill. Reg. \_\_\_\_\_ and new Part adopted at 40 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: GENERAL

**Section 1905.10 Purpose and Scope**

Effective January 1, 2004, the Sex Offender Management Board Act [20 ILCS 4026] and various other statutes provide for the evaluation and/or treatment of convicted sex offenders, in conformance with standards adopted by the Sex Offender Management Board. It establishes standards for conducting evaluations of, and providing treatment to, adult sex offenders in all circumstances in which conformance with Board standards is required.

**Section 1905.20 Definitions**

In this Part, the terms "Board", "sex offender", "sex offense", "management", and "sexually motivated" have the meanings ascribed to them in Section 10 of the Act. In addition, the following definitions apply:

"Act": Sex Offender Management Board Act [20 ILCS 4026].

"Case management": The coordination and implementation of the cluster of activities directed toward supervising, treating and managing the behavior of individual sex offenders.

"Evaluation": The systematic collection and analysis of psychological, behavioral and social information; the process by which information is gathered, analyzed and documented.

"Informed assent": Compliance; a declaration of willingness to do something in compliance with a request; acquiescence; agreement. The use of the term "assent" rather than "consent" in this Part recognizes that sex offenders are not voluntary clients and that their choices are therefore more limited. "Informed" means that a person's assent is based on a full disclosure of the facts needed to make the decision intelligently; e.g., knowledge of risks involved, alternatives.

"Informed consent": "Consent" means voluntary agreement or approval to do something in compliance with a request. "Informed" means that a person's

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consent is based on a full disclosure of the facts needed to make the decision intelligently; e.g., knowledge of risks involved, alternatives.

"Parole": Parole or mandatory supervised release.

"Polygraph": The employment of instrumentation, as defined by the Illinois Detection of Deception Examiners Act [225 ILCS 430], used for the purpose of detecting deception or verifying truth of statements of a person under criminal justice supervision and/or treatment for the commission of sex offenses. A clinical polygraph examination is specifically intended to assist in the treatment and supervision of convicted sex offenders. Clinical polygraphs include specific-issue, disclosure and periodic or maintenance examinations. Clinical polygraphs may also be referred to as post-conviction polygraphs.

"Professional license": A license issued by a State governmental body to practice a particular health or mental health profession.

"Sex offense specific": Relating to the problem of sexual offense behavior.

"Supervising officer": The probation officer, parole agent or conditional release staff responsible for the behavioral monitoring of sex offenders. In addition, any person employed by the Department of Human Services (DHS) or by an entity that contracted with DHS to supervise sexually violent persons on conditional release.

"Treatment": Sexual abuser-specific treatment is designed to assist clients with effectively managing thoughts, fantasies, feelings, attitudes and behaviors associated with their potential to sexually abuse or their risk for sexual re-offense and to develop a prosocial lifestyle that is inconsistent with offending.

## SUBPART B: STANDARDS OF PRACTICE

**Section 1905.30 Provider Qualifications**

Only individuals licensed as Sex Offender Therapists, Sex Offender Evaluators or Associate Providers by the Illinois Department of Professional and Financial Regulation (DFPR) are approved to conduct the evaluation and treatment services described in the following Sections.

**Section 1905.40 Assessments**

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- a) Licensed evaluators conduct sexual abuser-specific assessments to promote informed decision making among stakeholders who share responsibility for treatment, risk management and other domains of intervention. Empirically informed and reliable sexual abuser-specific assessments can be used, for example, to inform:
  - 1) Sentencing and other legal decisions;
  - 2) Treatment planning and progress;
  - 3) Release decision making;
  - 4) Transition and reentry planning; and
  - 5) Supervision and other case management planning.
- b) Sexual abuser-specific assessments are most reliable and beneficial when evaluators adhere to ethical practice, incorporate multiple sources of information, use research-supported methodologies, and strive to engage clients in the assessment process. Furthermore, these assessments are most effective for guiding decision making, maximizing public safety, and promoting successful client outcomes when conducted within the evidence-based risk, need and responsivity framework.
- c) Because risk, needs and other circumstances change over time, assessments of sexual abusers are ongoing processes, not a single event. Research-informed tools that include dynamic risk factors specific to adult sexual abusers are important for obtaining a more accurate understanding of the current risk and intervention needs of a given individual and for informing adjustments to interventions accordingly.

**Section 1905.50 Assessment Guidelines**

- a) Licensed evaluators shall conduct objective, impartial and reliable sexual abuser-specific assessments that support well-informed decision making and maintain the credibility and integrity of the profession.

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- 1) Evaluators conduct sexual abuser-specific assessments in accordance with any additional ethical standards, codes, laws or other expectations for the respective profession or discipline of practice. This includes ethical standards pertaining to, but not limited to, the following:
  - A) Informed consent;
  - B) Specialized training, knowledge, expertise and scope of practice;
  - C) Documentation and retention of records;
  - D) Currency of research;
  - E) Confidentiality;
  - F) Professional relationships; and
  - G) Conduct.
- 2) Evaluators:
  - A) explore and disclose any conflicts of interest or other issues that may interfere with their ability to provide an objective, fair and impartial assessment; and
  - B) refer the potential client to another clinician or agency if the assessment process and findings will be compromised by those factors.
- 3) Evaluators conducting sexual abuser-specific assessments:
  - A) acknowledge and attempt to address any personal biases or assumptions they may have based on age, race, gender identity, sexual orientation, faith practices, cultural differences, socioeconomic differences, education, language, level of intellectual functioning, and mental or physical disability; and

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- B) refer the potential client to another clinician or agency if the assessment process and findings will be compromised by those factors.
- 4) Evaluators take into account the client's current legal status (e.g., no legal status; preadjudication, pretrial psychiatric hold; presentencing, civil commitment referral; parole hearing; revocation) and the ways in which that status may influence the nature of scope of the sexual abuser-specific assessment.
- 5) Evaluators take reasonable steps to:
- A) afford the client who is the subject of the assessment (and/or legal guardian) the opportunity to make an informed decision about participating in the assessment process; and
  - B) document those efforts in the report. These steps include, but are not limited to the following:
    - i) Explaining the nature and purposes of the assessment;
    - ii) Outlining potential benefits, risks and limitations of the assessment procedures that will be used;
    - iii) Highlighting the potential benefits and impact of participating or declining to participate;
    - iv) Specifying limits on confidentiality, such as persons or entities to whom the findings will be provided and the circumstances under which information may otherwise be released; and
    - v) Responding to questions posed by the client regarding the assessment process.
- 6) Evaluators:
- A) inform clients of the evaluator's responsibilities vis-à-vis the client and the request for the evaluation; and

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- B) ensure that clients understand that the evaluation may still proceed without their consent.
- 7) Evaluators recognize the potential for disclosures of previously undetected sexually abusive behaviors, work closely with other system stakeholders to establish protocols for the fair, ethical and responsible handling of the disclosures, and ensure the client understands the evaluator's duty to disclose as required by law.
  - 8) Evaluators take reasonable steps to ensure that assessments of sexual abusers are current when that information will be used to inform case management decisions, such as sentencing, civil commitment, release, treatment and supervision.
  - 9) Evaluators take reasonable steps to clearly articulate the specific rationale for all conclusions and recommendations provided in a given assessment, using language that is readily understandable to the consumers of the assessment, including the client.
  - 10) Evaluators consider community safety and the degree to which the client is capable of and willing to manage his or her sexual behavior when making recommendations in the assessments.
- b) Evaluators shall clarify with the requestor and subject the specific purposes for which an assessment is being conducted and shall document accordingly.
    - 1) Evaluators conduct sexual abuser-specific assessments primarily for the following purposes:
      - A) Understanding the nature and extent of a client's sexually abusive behavior;
      - B) Exploring criminogenic and other needs that should be the focus of treatment and other interventions;
      - C) Estimating short- and long-term recidivism risk, both sexual and nonsexual;

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- D) Identifying specific responsivity factors; and/or
  - E) Obtaining baseline information about a client against which progress and other changes can be gauged.
- 2) Evaluators recognize that sexual abuser-specific assessments are not designed or reliable for, and should not be conducted for, the following purposes:
- A) Substantiating or refuting allegations that are the focus of a criminal, civil, child custody or other investigation;
  - B) Exploring the veracity or motivations of an alleged victim's statements;
  - C) Guiding law enforcement, prosecutorial or charging determinations;
  - D) Suggesting the existence of a predetermined profile of a sexual abuser against which an individual can be compared to determine fact; or
  - E) Addressing or alluding to a client's potential guilt or innocence, or otherwise speaking to issues that are within the purview of a trier-of-fact.
- 3) Evaluators collaborate with other stakeholders involved in risk reduction, risk management and prevention efforts to promote the appropriate and effective use of assessment data to inform case management decisions with sexual abusers.
- 4) Evaluators take steps to educate other stakeholders, including the public, regarding the appropriate purposes, potential misuses, strengths and limitations pertaining to the assessment of sexual abusers.
- c) Evaluators shall utilize assessment measures, instruments and procedures that are appropriate for addressing the specific goals of the assessment, for the purposes for which the tools were designed, and for the client being assessed.

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- 1) Evaluators shall be familiar with the psychometric properties of the assessment measures to be used, including reliability and validity, and favor well-accepted instruments that are supported by empirical research.
- 2) Evaluators shall use instruments and methods for which they are appropriately trained, follow recommended administration protocols for all assessment measures utilized, and offer statements of findings that are limited to the capabilities of these methodologies.
- 3) Evaluators recognize that assessment instruments developed for and used with adult sexual abusers may not be appropriately normed, valid or reliable for use with other subpopulations of sexually abusive clients.
- 4) Evaluators shall select the most reliable, valid and appropriate assessment instruments and procedures given the client's age, gender, culture, language, developmental and intellectual functioning, and other unique characteristics.
- 5) Evaluators who are unable to communicate fluently with a client shall refer the client to another qualified professional who is able to communicate fluently with that client. A professional interpreter may be used with the client's permission, provided that confidentiality agreements are in place. Evaluators shall note within their assessments if an interpreter is utilized.
- 6) Evaluators who conduct assessments on special subpopulations of sexually abusive clients possess specialized knowledge, obtained through focused training, regarding these subpopulations.
- 7) Evaluators assess/screen clients for acute mental or behavioral health needs that may require intervention prior to initiating assessments or interventions specific to sexually abusive behavior and, if necessary, refer clients to other professionals who are qualified to provide these services. The impact of those mental health or behavioral needs on the assessment procedures or findings should be noted in the evaluator's report.
- 8) Evaluators strive to meet the special needs of clients with developmental, learning or physical impairments during assessments (e.g., using taped versions of questionnaires, modifying terminology/language on self-report

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instruments). Reasons and the rationale for using alternative testing methods should be documented in the report, and it should be noted that these special accommodations may have an impact on the reliability and validity of instruments that are typically self-administered.

- 9) Evaluators should note in the report any limitations or biases related to using instruments or procedures that were not developed to take into account a client's age, race, gender identity, sexual orientation, faith practice, cultural background, socioeconomic status, education, language or level of intellectual functioning.
- d) Evaluators shall recognize that conducting psychosexual evaluations provides a critical opportunity to gain comprehensive understanding of the client's circumstances, risk, intervention needs and responsivity factors; engage the client in the assessment and overall intervention process; and offer reliable data to inform decision making.
  - 1) Evaluators rely on multiple sources of information when conducting a psychosexual evaluation, preferably to include the following:
    - A) Client interviews;
    - B) Interviews with collateral informants, as applicable (e.g., family, intimate partner/spouse);
    - C) Thorough review of official documents (e.g., police reports, victim impact statements, criminal justice records, previous assessment and treatment records, presentence or social services investigations);
    - D) Empirically grounded general psychometric testing (e.g., intellectual, diagnostic);
    - E) Empirically grounded strategies to estimate risk of sexual and/or nonsexual recidivism; and
    - F) When professional judgement dictates:

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- i) Empirically grounded instruments designed to measure broad sexual, as well as offense-related, attitudes and interests;
  - ii) Empirically grounded, objective psychophysiological measures of sexual arousal, interests and/or preferences.
- 2) Evaluators identify, document and explain the implications of specific responsivity factors, which include, but are not limited to, the following:
  - A) Age;
  - B) Culture;
  - C) Psychosocial and emotional development;
  - D) Level of adaptive functioning;
  - E) Neuropsychological, cognitive and learning impairments;
  - F) Language or communication barriers;
  - G) Acute psychiatric symptoms;
  - H) Denial; and
  - I) Level of motivation.
- 3) Evaluators interact with clients in ways that are designed to promote engagement, decrease resistance, and foster internal motivation throughout the assessment process.
- 4) Evaluators explore and incorporate the client's own perspectives, interests and goals when interviewing and assessing the client.
- 5) Evaluators take reasonable steps to employ communication methods that take into account specific responsivity factors such as culture, developmental level, and intellectual functioning.

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- 6) Evaluators recognize that the varying reasons for which a client presents for a psychosexual evaluation may impact the client's demeanor during the interview.
- 7) Evaluators seek to obtain a range of general background information about the client, including, but not limited to, the following:
  - A) Developmental history (e.g., family dynamics, exposure to violence, maltreatment);
  - B) Nature and quality of past and current relationships (e.g., family, peers, intimate partners);
  - C) Medical and mental health history (i.e., client and family);
  - D) Intelligence, cognitive functioning and level of maturity;
  - E) Education and employment history;
  - F) Antisocial orientation (e.g., antisocial attitudes and values, psychopathy, antecedents of juvenile delinquency, adult criminal history, violence or aggression); and
  - G) History of substance use and abuse.
- 8) Evaluators collect information regarding sexual history information that includes, but is not limited to, the following:
  - A) Psychosexual development, early sexual experience, and history of age-appropriate, consensual sexual relationships;
  - B) Nature and frequency of sexual practices (e.g., masturbation, nonabusive and nondeviant sexual behaviors, unconventional or risky sexual activities);
  - C) Paraphilic interests, fantasies and behaviors that may not be sexually abusive (e.g., fetishes, masochism);

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- D) Use of sexually oriented services or outlets (e.g., magazines, internet access, telephone sex lines, adult establishments);
  - E) Abusive or offense-related sexual arousal, interests and preferences;
  - F) History of sexually abusive behaviors, both officially documented and unreported (if identified through credible records or sources);
  - G) Information about current and/or previous victims (e.g., age, gender, relationship to client);
  - H) Contextual elements of sexually abusive behaviors (e.g., dynamics, motivators, patterns, circumstances); and
  - I) Level of insight, self-disclosure and denial (e.g., of the behaviors, motivations or intent, level of violence and coercion) relative to various aspects of the sexually abusive behavior.
- 9) Evaluators explore and document a client's strengths, assets and protective factors, which may include, but are not limited to, the following areas:
- A) Prosocial community supports and influences, and others involved in care and treatment;
  - B) Structure and support that promote maintaining success (e.g., limited access to potential victims);
  - C) Healthy, age-appropriate, normative, long-term intimate and sexual relationships;
  - D) Motivation to change;
  - E) Insight, understanding and management of risk factors;
  - F) Appropriate problem-solving and emotional management skills; and
  - G) Employment, financial and residential stability.

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- e) Potential Involvement of Adult Victims in the Evaluation Process
  - 1) If a victim expresses an interest in having his or her perspectives represented by actively participating in the evaluation process of the sexual abuser, the evaluator shall adhere to certain parameters.
    - A) The evaluator should never initiate contact with a victim. The victim should be the first to initiate any type of contact.
    - B) The evaluator shall inform the victim of the process through which the victim may provide either a written or oral statement regarding the offense. The victim should be made aware that he or she may have someone with him or her, such as a victim's advocate, to provide support.
    - C) With expressed consent of the victim, the evaluator may consult with victim advocates, when involved, and consider alternate methods of incorporating the perspectives of the victims (e.g., written victim impact statements).
    - D) The evaluator shall exercise caution if interviewing victims because of potential risk of unintended impact on the victims.
    - E) The evaluator shall interview victims only when possessing the requisite knowledge, experience, skills and training to work with sexual abuse victims.
    - F) The victim may opt to provide a statement at any time.
- f) The Written Report
  - 1) In the psychosexual evaluation report, evaluators outline the full range of information sources used to conduct the psychosexual evaluation, note any relevant information sources that were unavailable at the time of the evaluation, and highlight the potential implications of any data limitations on the conclusions and recommendations contained in the report.

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- 2) Evaluators provide an addendum to the psychosexual evaluation report when additional key information is received about the client that significantly impacts the initial findings, conclusions and recommendations.
- 3) Evaluators document areas of convergence and/or divergence among the client's self-report, collateral information, and other sources of assessment data, including objective behavioral or psychophysiological assessment measures.
- 4) Evaluators clearly articulate conclusions and recommendations based on supporting evidence documented in the body of the report, and that generally address the following (as relevant to the purpose of the assessment):
  - A) Recidivism risk (sexual and nonsexual);
  - B) General and offense-related criminogenic needs;
  - C) Responsivity factors;
  - D) Other intervention needs;
  - E) Current stressors;
  - F) Client-identified goals and interests;
  - G) Implications of the client's strengths and assets;
  - H) Potential risk management strategies that may be important for other stakeholders to consider (e.g., potential targets for community supervision); and
  - I) Recommended interventions that support the application of the risk, need and responsivity principles for the client and that sufficiently take into account victim and community safety.
- 5) Evaluators note in the psychosexual evaluation report any recommended interventions or services that are unavailable due to limitations of existing

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resources, while recognizing that the absence of existing resources does not lessen the evaluator's responsibility for providing assessment-driven recommendations.

- 6) Evaluators recognize that communicating the results to the subject of the evaluation may be beneficial (e.g., for clarity, to facilitate client engagement, to gauge the subject's response to feedback) and take reasonable steps, using language at a level that is accessible to the individual being assessed, to:
  - A) inform the subject of the conclusions and recommendations contained in the evaluation report and the basis for those conclusions and recommendations; and
  - B) provide clarification when warranted, practical and appropriate.

**Section 1905.60 Risk Assessment**

Evaluators shall appreciate the potential weight of general and sexual abuser-specific risk assessments across various criminal justice-related and civil contests and the associated implications (not only for community safety, but also for the potential impact on the client's civil liberties) and the critical need to ensure reliable and valid findings.

- a) Evaluators clarify the specific purpose for conducting a risk assessment on a given client and the way in which that information will be used, and articulate this in communications regarding the findings.
- b) Evaluators conducting risk assessments on sexual abusers are well versed in the contemporary research regarding static and dynamic factors linked to recidivism among sexual abusers. These variables fall into the following categories:
  - 1) Criminal history (e.g., prior arrests, convictions);
  - 2) Victim-related variables (e.g., age, gender, relationship);
  - 3) Sexual deviancy (e.g., offense-related sexual arousal, interests and/or preferences; sexual preoccupation);

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- 4) Antisocial orientation (e.g., criminal attitudes, values and behaviors; lifestyle instability);
  - 5) Intimacy and relationship deficits (e.g., problems with intimacy, unstable relationships, conflictual intimate relationships, deficits in social support and interaction); and
  - 6) Self-regulation difficulties (e.g., hostility, substance abuse, impulsivity, access to victims).
- c) Evaluators conducting risk assessments of sexual abusers use empirically supported instruments and methods (i.e., validated actuarial risk assessment tools and structured, empirically guided risk assessment protocols) over unstructured clinical judgment.
  - d) Evaluators conducting risk assessments of sexual abusers are appropriately trained in scoring, interpreting effectively and accurately reporting, and applying the findings of the risk assessment instruments/protocols employed.
  - e) Evaluators recognize the potential for both sexual and nonsexual recidivism among sexual abusers and clarify the type of recidivism risk assessed in the report or other statements of findings.
  - f) Evaluators are aware of the relative strengths and limitations of the risk assessment measures/methods employed, reference these issues when communicating risk assessment findings, and ensure that statements about the findings remain within the scope/capability of these measures (e.g., refraining from making absolute judgements about whether a given sexual abuser will or will not recidivate).
  - g) Evaluators ensure that any communications about a given client's recidivism risk are based on current and reliable assessment data about that person.
  - h) Evaluators appreciate that recidivism risk is not static and may change as a result of interventions, client actions or other circumstances and, therefore, evaluators conducting risk assessments employ research-supported methods of assessing dynamic risk factors as warranted over time.

**Section 1905.70 Psychophysiological Assessments**

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Evaluators shall recognize that psychophysiological assessment methods such as phallometry, viewing time and polygraphy may have particular utility to obtain objective behavioral data about the client that may not be readily established through other assessment means; explore the reliability of client self-reporting; and explore potential changes, progress and/or compliance relative to treatment and other case management goals and objectives, not determine guilt or innocence. Each assessment method is further explained in Section 1905.140.

- a) Evaluators obtain specific informed consent from clients prior to using psychophysiological measures.
- b) Evaluators are familiar with the strengths and limitations of psychophysiological instruments and note these issues when interpreting and communicating the findings from these instruments.
- c) Evaluators take reasonable steps to obtain assurances that examiners utilizing psychophysiological assessment instruments are appropriately trained in the use of those instruments, use accepted methods, and adhere to applicable professional/discipline-specific standards or guidelines.
- d) Evaluators recognize that the findings from psychophysiological measures are to be used in conjunction with other sources of assessment information, not as the single source of data for any assessment.
- e) Evaluators recognize that the results of psychophysiological measures are not to be used as the sole criterion for any clinical decision regarding offending, including, but not limited to, the following:
  - 1) Estimating level of risk for recidivism;
  - 2) Making recommendations for release to the community from a correctional, institutional or other noncommunity placement;
  - 3) Determining treatment completion; or
  - 4) Drawing conclusions regarding compliance with or violations of conditions of release or community placement.

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- f) Evaluators appropriately limit the use of phallometric measures to the following purposes:
- 1) Assessing the client's relative sexual arousal and preferences regarding age and gender;
  - 2) Evaluating the client's arousal response to various levels of sexually intrusive or aggressive/coercive behaviors;
  - 3) Exploring the potential role of offense-related sexual arousal in the client's sexually abusive or at-risk behavior and developing accompanying treatment goals; and
  - 4) Monitoring the effectiveness of interventions involving the modification, management and expression of both health and offense-related sexual arousal.
- g) Evaluators appropriately limit the use of viewing time measures to the following purposes:
- 1) Assessing the client's sexual interests with respect to age and gender;
  - 2) Evaluating the client's arousal response to various levels of sexually intrusive or aggressive/coercive behaviors;
  - 3) Exploring the potential role of offense-related sexual arousal in the client's sexually abusive or at-risk behavior and developing accompanying treatment goals; and
  - 4) Monitoring the effectiveness of interventions involving the modification, management and expression of both health and offense-related sexual arousal.
- h) Evaluators appropriately limit the use of polygraph measures to the following purposes:
- 1) Facilitating a client's disclosure of sexual history information, which may include sexually abusive or offense-related behaviors;

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- 2) Eliciting from the client clarifying information regarding the instant/index offense;
- 3) Exploring potential changes, progress and/or compliance relative to treatment and other case management goals and objectives; and/or
- 4) Making collaborative case management decisions about a client with other partners and stakeholders.

**Section 1905.80 Treatment Interventions**

- a) Sexual abuser-specific treatment is designed to assist clients with effectively managing thoughts, fantasies, feelings, attitudes and behaviors associated with their potential to sexually abuse or their risk for sexual re-offense and to develop a prosocial lifestyle that is inconsistent with offending. Sexual abusers are a heterogeneous population, with risk levels and treatment needs that can differ markedly. Therefore, sexual abuser-specific treatment services are best offered and provided along a continuum of care (from correctional, institutional, inpatient or residential facilities to community settings) and are matched to the assessed recidivism risk and treatment needs of a given client.
- b) Research indicates that treatment for criminal justice-involved populations, including adult sexual abusers, is most effective when it is delivered in accordance with the evidence-based principles of correctional intervention (risk, need and responsivity). As applied to treatment interventions for sexual abusers, this translates into the following:
  - 1) Risk: Sexual abusers presenting a higher risk of reoffending receive a greater intensity and dosage of treatment services, while lower risk sexual abusers receive less. Providing an inappropriate intensity of services may negatively affect treatment effectiveness and recidivism risk.
  - 2) Need: Treatment primarily targets research-supported dynamic risk factors that are linked to recidivism (i.e., criminogenic needs) over targets of intervention that are not empirically linked to recidivism.
  - 3) Responsivity: To address general responsivity factors, evidence-based intervention models are broadly structured, cognitive-behavioral, and skills-oriented. Unstructured, insight-oriented models typically are less

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effective in reducing sexual recidivism and do not constitute primary interventions in the treatment of sexual abusers. To address specific responsivity factors, services are delivered in a manner that accommodates client characteristics, such as level of intellectual functioning, learning style, personality characteristics, culture, mental and physical disabilities, and motivation level. Services also build upon client strengths, which may include motivation, ability to read and write, lifestyle stability, prosocial support systems, and willingness to comply with supervision requirements.

- c) Treatment effectiveness for sexual abusers is also enhanced when providers engage clients in the treatment process and interact with clients in a respectful, directive and empathic manner. For some adult sexual abusers, complementary interventions, such as psychiatric or mental health care, couples or family therapy, educational, housing or employment services, and risk management strategies such as community supervision, may contribute to public safety efforts and promote the overall stability and success of clients. Treatment providers often collaborate with other professionals who have various roles and responsibilities, agents, victim advocates, and other treatment providers, as well as positive community resources and supports. Treatment providers should remain abreast of current research and align practices accordingly. Recommended methods include structured, cognitive-behavioral, and skills-oriented treatment approaches that target dynamic risk factors. These methods have the greatest potential for reducing rates of sexual and other types of criminal reoffending in the male adult sexual abuser.

**Section 1905.90 Treatment Guidelines**

- a) Licensed treatment providers shall utilize sexual abuser-specific treatment that is guided by ethical principles and current empirical research in order to maximize treatment effectiveness, promote public safety, facilitate prosocial goals for clients, and maintain the integrity of the profession.
- 1) Treatment providers utilize sexual abuser-specific treatment in accordance with any additional ethical standards, codes, laws or other expectations for the respective profession or discipline of practice. This includes ethical standards pertaining to, but not limited to, the following:
- A) Informed consent;

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- B) Specialized training, knowledge, expertise and scope of practice;
  - C) Documentation and retention of records;
  - D) Currency of research;
  - E) Confidentiality;
  - F) Professional relationships; and
  - G) Conduct.
- 2) Treatment providers appreciate that treatment for individuals who have sexually abused or are at risk for sexually abusing others is an evolving science.
  - 3) Treatment providers remain apprised of contemporary research and engage in professional development activities to ground their provision of research-supported and evidence-based interventions for sexual abusers accordingly.
  - 4) Treatment providers encourage, support and, whenever possible, participate in ongoing empirical research efforts designed to identify and refine effective interventions for sexual abusers and those at risk to sexually abuse others.
  - 5) Treatment providers working with sexual abusers collaborate with other professionals who are involved in the management of clients, including judges, probation/parole officers, correctional and other facility staff, child welfare workers, and victim therapists in order to facilitate information sharing and further the goals of treatment. This collaboration/cooperation is consistent with and limited to activities and behavior appropriate to treatment providers' professional roles.
  - 6) Treatment providers recognize that correctional staff and community supervision practitioners who are well-trained and skilled in using evidence-based behavioral techniques and interventions (e.g., prosocial modeling, skill practice, rehearsal of strategies, redirection, positive

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reinforcement) can complement treatment activities in correctional and other facilities and post-release.

- b) Assessment-Driven Treatment  
Treatment providers shall recognize the importance of individualized, assessment-driven treatment services and deliver treatment accordingly.
- 1) Treatment providers ensure that, prior to initiating treatment services for individuals who have sexually abused or are at risk of sexually abusing others, a psychosexual evaluation of a client's recidivism risk and intervention needs has been conducted, is current and is comprehensive.
  - 2) Treatment providers rely on research-supported assessment methods that are designed to identify dynamic risk factors present for a given client.
  - 3) Treatment providers develop and implement an individualized, written treatment plan for each client, outlining clear and specific treatment goals and objectives that are consistent with the results of a current psychosexual evaluation.
  - 4) Treatment providers routinely review and update treatment plans based on multiple methods of assessment.
  - 5) Treatment providers offer treatment that is appropriate for a client's assessed level of risk and intervention needs.
  - 6) Treatment providers offer treatment only when they have the resources necessary to provide an adequate and appropriate level of intervention for a client's risk and needs.
  - 7) Treatment providers refer a potential client to other treatment providers or agencies when they cannot provide an adequate and appropriate level of intervention. This may involve a full transfer or sharing of clinical responsibility.
  - 8) Treatment providers recognize the importance of primary and secondary prevention by making treatment services available to, or making appropriate referrals for, individuals who may be at risk for engaging in sexually abusive behaviors and are seeking nonmandated assistance.

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- 9) Treatment providers recognize that some individuals may present for sexual abuser treatment in the absence of legal or other mandates and that appropriate services should be made accessible to those individuals.

**Section 1905.100 Treatment Methods**

- a) Treatment providers working with sexual abusers shall utilize empirically supported methods of intervention. Recommended methods include structured, cognitive-behavioral, and skills-oriented treatment approaches that target dynamic risk factors.
  - 1) Treatment providers deliver services to clients using a variety of modalities, including individual, family and group therapy, that are matched to each client's individual intervention needs and responsivity factors.
  - 2) Treatment providers assist clients with identifying and analyzing the individual's factors (e.g., environmental, cognitive, affective and relational) that increase the individual's vulnerability to engage in sexually abusive behaviors.
  - 3) Treatment providers use cognitive-behavioral techniques, at the earliest opportunity, to help clients develop and rehearse strategies (i.e., avoid or escape high risk situations, use adequate coping skills) to effectively manage situations that may increase their risk of sexually abusing or otherwise reoffending.
  - 4) Treatment providers use behavioral methods, such as education, prosocial modeling, skill practice, rehearsal of strategies, redirection and positive reinforcement, to teach or enhance skills that will help clients achieve prosocial goals.
  - 5) Treatment providers encourage clients to practice the skills they learned in treatment and ensure that these skills generalize to clients' environments.
  - 6) Treatment providers assist clients in developing individualized strategies and plans for effectively managing their risk of sexual abuse or other harmful or illegal behaviors. These plans include specific strategies for

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avoiding or limiting access to potential victims, recognizing and coping with risk factors, and building social support systems.

- 7) Treatment providers assist clients with identifying and enhancing prosocial interests, skills and behaviors that the clients themselves seek to enhance or attain (i.e., approach goals that are oriented toward a nonoffending lifestyle), as opposed to strictly focusing on managing inappropriate thoughts, interests, behaviors and risky situations (i.e., avoidance goals).
- b) Dynamic Risk Factors  
Treatment providers shall focus treatment interventions primarily on research-supported dynamic risk factors that are linked to sexual and nonsexual recidivism (i.e., criminogenic needs) over factors that have not been shown to be associated with recidivism, as outlined in this subsection (b).
- 1) General Self-regulation
    - A) Treatment providers assist clients in learning to self-manage emotional states that support or contribute to their potential to sexually abuse.
    - B) Treatment providers assist clients in learning and practicing problem-solving and impulse control skills.
    - C) Treatment providers assist clients in obtaining appropriate services for evident problems related to the clients' mental health and substance use patterns.
  - 2) Sexual Self-regulation
    - A) Treatment providers use cognitive-behavioral, behavioral and/or pharmacological techniques to promote healthier sexual interests and arousal, fantasies and behaviors oriented toward age-appropriate and consensual partners.
    - B) Treatment providers use cognitive-behavioral, behavioral and/or pharmacological techniques known to be associated with:

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- i) reductions in sexual preoccupation (paraphilic and nonparaphilic) and deviant sexual interests and arousal; and
  - ii) improvements in the management and control of sexual impulses.
- C) Treatment providers target cognitions that are supportive of age-inappropriate and nonconsensual sexual interest, arousal and behavior in order to assist clients in enhancing their sexual self-regulation.
- D) Treatment providers help clients find effective ways to minimize contact with persons or situations that evoke or increase clients' deviant interests and arousal.
- 3) Attitudes Supportive of Sexual Abuse
- A) Treatment providers recognize that client attitudes and beliefs that are tolerant of sexual abuse (e.g., women enjoy being raped, children should be able to make up their own mind about having sex with adults) are important treatment targets.
- B) Treatment providers:
- i) use established cognitive therapy techniques to strengthen attitudes, beliefs and values that support prosocial sexual behaviors; and
  - ii) help clients manage or decrease those that support sexually abusive behavior.
- C) Treatment providers are aware that, although clients may hold attitudes, beliefs and values that are unconventional but unrelated to their risk for sexually abusive or criminal behaviors, these attitudes, beliefs and values are not deemed appropriate primary treatment targets.
- 4) Intimate Relationships

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- A) Treatment providers assist the client in the development of skills that can enable the experience of prosocial intimate relationships with adults. Treatment providers orient their interventions so that they build on strengths in the client's existing relationships, when appropriate.
  - B) Treatment providers aim, when possible and appropriate, to include adult romantic partners in treatment in order to maximize treatment gains and enhance prosocial lifestyles.
- 5) Social and Community Supports
- A) Treatment providers encourage and assist clients in identifying appropriate, prosocial individuals who can act as positive support persons.
  - B) Treatment providers encourage family members and other support persons to actively participate in the treatment process and to help clients achieve and maintain prosocial lifestyles.
  - C) Treatment providers assist clients who are transitioning to the community or are already in the community to develop and maintain stable prosocial lifestyles, which are characterized by stable and appropriate housing, employment and leisure activities.
  - D) Treatment providers recognize that developing a support network may be contraindicated with clients who have a history of violence toward support persons and have not been violence-free for a significant amount of time. Hence, treatment providers encourage clients to make small and gradual changes and closely monitor these changes to ensure clients are receiving or have received interventions to address these issues and reduce the risk for violence.
- 6) Treatment providers may, as warranted for a given client based on a comprehensive assessment, also include treatment targets that are not clearly established by research to be dynamic risk factors (e.g., denial and minimization, low self-esteem) but that, when addressed, enhance therapeutic alliance, treatment engagement and treatment responsiveness.

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- c) Treatment Engagement and Goal Setting
- 1) Treatment providers shall strive to foster clients' engagement and internal motivation at the onset, and throughout the course of, sexual abuser-specific treatment, recognizing that these process-related variables enhance treatment responsiveness and outcomes.
  - 2) Treatment providers recognize that, although many clients present for sexual abuser-specific treatment as direct result of legal or other mandates, external motivators alone are generally insufficient for producing long-term change among clients.
  - 3) Treatment providers provide services in a respectful, directive and humane manner and facilitate a therapeutic climate that is conducive to trust and candor.
  - 4) Treatment providers recognize that client engagement may increase, and resistance may decrease, when the treatment provider and client are in relative agreement about treatment goals and objectives. To the extent possible, treatment providers involve clients in the development of their treatment plans and in the identification of realistic goals and objectives.
  - 5) Treatment providers clarify, at the onset of sexual abuser-specific treatment, the client's understanding of the problems for which the client referred to treatment and that primary treatment objectives are often specific to modifying deviant sexual attitudes, interests, arousal and behaviors.
  - 6) Treatment providers are aware that clients present with differing levels of internal motivation to change (and varied types and levels of denial and minimization related to sexually abusive behavior, interests, arousal and attitudes and beliefs), but that such characteristics do not preclude access to treatment.
  - 7) Treatment providers recognize that denial and minimization may impact the client's engagement in treatment, but that the influence of denial and minimization on sexual recidivism risk has not yet been clearly established and may vary among client groups.

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- 8) Treatment providers support the client in being honest in discussing the client history and functioning, but acknowledge that it is not the role of treatment providers to attempt to determine or verify a client's legal guilt or innocence or to coerce confessions of unreported or undetected sexually abusive behaviors.
- 9) Treatment providers are aware that attempting to provide treatment for problems that a client persistently denies having results in limitations in making reliable clinical recommendations about the individual's treatment progress and re-offense risk, and that this has ethical implications.
- 10) Treatment providers routinely seek and explore the client's perspectives and offer feedback on the client's engagement, motivation and progress in treatment, or lack thereof.

**Section 1905.110 Treatment Progress and Completion**

Treatment providers shall recognize and communicate that successful completion of a sexual abuser treatment program/regimen indicates that a client has demonstrated sufficient progress in meeting the specified series of goals and objectives of an individualized treatment plan designed to significantly reduce and reasonably manage the individual's risk to reoffend. Completion of treatment should be understood as meaning the successful completion of treatment, and not as the cessation of court-ordered, offense-specific treatment or the completion of the sentence imposed by the court or the Prisoner Review Board. Successful completion of treatment may not end the sex offender's need for ongoing rehabilitation or elimination of risk to the community.

- a) Treatment providers develop written treatment contracts/agreements (e.g., treatment consent forms) to ensure clarity and agreement between the provider and clients. The contracts address, at minimum, the following:
  - 1) The nature, goals and objectives of treatment;
  - 2) The expected frequency and duration of treatment;
  - 3) Rules and expectations of treatment program participants;
  - 4) Rewards and incentives for participation and progress;

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- 5) Consequences of noncompliance with program rules and expectations; and
  - 6) Criteria used for assessing progress and determining program completion.
- b) Treatment providers routinely utilize multiple methods in an effort to objectively and reliably gauge treatment progress, particularly with respect to dynamic risk factors. These methods include:
- 1) Structured, research-supported tools and inventories;
  - 2) Specialized behavioral/psychophysiological tools;
  - 3) Client self-report; and
  - 4) Collateral reports.
- c) Treatment providers routinely review the client's individual treatment plan and clearly document in treatment records the specific and observable changes in factors associated with the client's risk to recidivate, or the lack of changes.
- d) Treatment providers recognize that a client who has successfully completed treatment has generally:
- 1) Acknowledged the problems for which the client was referred in sufficient enough detail for treatment staff to have developed a treatment plan that, if implemented properly, could be reasonably expected to reduce the risk to reoffend;
  - 2) Demonstrated an understanding of the thoughts, attitudes, emotions, behaviors and sexual interests linked to sexually abusive behavior and can identify these when they occur in the client's present functioning; and
  - 3) Demonstrated changes in managing these thoughts, attitudes, emotions, behaviors and sexual interests that are sufficiently sustained to create a reasonable assumption that the client reduced the risk to reoffend.

AGENCY NOTE: Offenders under conditional release, parole or probation may have additional specific indicators to enable the treatment provider to assess treatment completion to include completion of levels of supervision (this may

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include various components such as compliance with conditions of supervision, lack of sanctions, employment, progress in treatment, etc.), polygraph examinations and/or plethysmographs, etc. The decision to successfully terminate a supervised offender from treatment should be made by the multidisciplinary team.

- e) Treatment providers evaluate a client's treatment progress within the context of a thorough understanding of the client's individual capacities, abilities, vulnerabilities and limitations. Associated recommendations should reference these factors and aim to stay within the bounds of what is likely or possible for the individual client.
- f) Treatment providers providing community-based treatment recommend:
  - 1) more intensive treatment and/or supervision if a client experiences significant difficulties managing the risk for sexual abuse in a way that jeopardizes community safety; and
  - 2) gradual adjustments to the intensity of services as the client consistently demonstrates stability and positive gains.
- g) Treatment providers prepare their clients for treatment completion, which may include a gradual reduction in frequency of contacts over time as treatment gains are made, booster sessions to reinforce and assess maintenance of treatment gains, and consultation to any future service providers.
- h) Treatment providers are clear when communicating with clients, other professionals, and the public that some clients may require ongoing management of their risk and treatment needs.
- i) Treatment providers utilize the client, support persons and appropriate professionals involved in ongoing case management with written information that includes follow-up recommendations for maintaining treatment gains.
- j) Treatment providers immediately notify appropriate authorities if a legally mandated client discontinues treatment or violates a mandated condition of parole, probation or treatment.

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- k) Treatment providers hold nonmandated clients to the same treatment expectations as mandated clients.

**Section 1905.120 Responsivity Factors and Special Populations**

Treatment providers shall acknowledge the diversity among individuals who sexually abuse others and that responsiveness to sexual abuser-specific treatment can vary as a function of client characteristics such as demographics, language, development, capabilities, functioning and motivation to change.

- a) Treatment providers recognize that not all treatments have been developed or evaluated with various subpopulations of sexual abusers (e.g., individuals with intellectual and developmental disabilities, clients with serious mental illness, those with varied cultures and other demographics). The limitations of treatments with these populations should be identified prior to initiating treatment services.
- b) Treatment providers appreciate that treatment for sexual abusers is more effective when responsivity factors are addressed and recognize the potential for unintended collateral consequences when services fail to take into account responsivity factors.
- c) Treatment providers assess and identify responsivity factors, such as comprehension, cognitive capabilities, adaptive functional level, psychiatric stability, and other factors that may impact a client's ability to maximally benefit from sexual abuser-specific treatment.
- d) Treatment providers strive to adjust approaches to interventions and match clients to appropriate services based on identified responsivity factors in order to facilitate clients' maximum benefit from services. This includes, for example, the provision of language interpreters, services for deniers, services for clients with cognitive or developmental limitations, and culturally competent programming.
- e) Treatment providers strive to equip themselves with the knowledge and skills necessary to adequately address clients' responsivity factors and/or special needs by participating in professional development activities.
- f) Treatment providers recognize their own strengths and limitations with respect to their ability to provide adequately responsive services to clients and refer clients

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to qualified providers skilled in addressing specific responsivity factors, when necessary.

- g) Treatment providers understand that, for some subpopulations of sexual abusers, sexual abuser-specific treatment services are best provided subsequent to or in concert with other psychiatric, behavioral or responsivity-oriented interventions. Treatment providers offering sexual abuser-specific treatment collaborate with the providers of those services to ensure that sexual abuser-specific services are complementary and not contraindicated.
- h) Treatment providers providing sexual abuser-specific treatment work closely with a client's partner, family members and other community support persons who can facilitate successful treatment outcomes because of their abilities to attend to a given client's specific responsivity factors.

**Section 1905.130 Risk Reduction and Risk Management in the Community**

- a) Many adult sexual abusers residing in the community are supervised under the jurisdiction of the courts, correctional departments, probation or parole divisions or mental health agencies. Approaches to reducing and managing risk in the community may involve imposing various supervision conditions, expectations and requirements; monitoring and tracking; linking clients to appropriate programs and services; facilitating successful reentry to and stability in the community following release from correctional or other facility custody; promoting continuity of care within and across facility-based programs and services and community-based services; educating and engaging the public and communities; using and encouraging other system partners to use empirically informed assessment information to guide interventions and strategies; and engaging positive community support networks, which may include trained volunteers. Some strategies are explicitly designed to reduce the recidivism risk of sexual abusers by assisting them with developing and enhancing prosocial attitudes, skills and behaviors; increasing healthy and appropriate interests; effectively managing risk factors; developing positive and prosocial community supports; and enhancing other protective factors. Other strategies are primarily designed to promote accountability, deterrence and risk management.
- b) Research indicates that focusing supervision activities primarily or exclusively on risk management is not effective in reducing recidivism, whereas using risk-reducing interventions, such as treatment and other skill-building interventions, to

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complement risk management-based supervision strategies leads to better outcomes. To support a balance of risk reduction and risk management efforts, contemporary trends involving sexual abusers in the community often emphasize multidisciplinary and multi-agency collaborations. These collaborative efforts are part of contemporary practices in the treatment and supervision of sexual abusers, as supported by the extant literature. It may include communication and partnerships among professionals, such as sexual abuser-specific treatment providers and other treatment providers (e.g., substance abuse, mental health, marital and family therapists), probation or parole officers, case managers, child welfare professionals, victim advocates, law enforcement officials, polygraph examiners and others.

- c) In many jurisdictions, collaboration occurs through multidisciplinary case management teams, the composition of which may vary depending on the risk, needs and circumstances of a given client. Key elements of effective collaboration include a clear delineation of roles and responsibilities, complementary policies and procedures, ethically sound communication and information-sharing mechanisms, and a shared community safety goal. Through effective partnerships, early intervention can be exercised to reduce the risk posed by sexual abusers prior to behaviors that are not yet criminal in nature and to facilitate the exchange of information to develop appropriate treatment plans, inform risk management decisions, make recommendations regarding victim contact, and increase the overall stability and success of clients in the community.
- d) In cases in which a client will be released from a correctional, inpatient or other institutional setting, the transition to the community is likely to be more successful when collaboration exists among professionals with case management responsibilities in the facility and in the community. Transition and reentry planning should be initiated well in advance of the client's release in order to identify any current and ongoing intervention needs, promote continuity of care, explore and begin to address potential barriers to reentry in the community (e.g., housing or employment challenges), clarify any post-release conditions and expectations, and facilitate access to community resources and services, which may include community-based sexual abuser-specific treatment.
- e) Research on correctional populations, including sexual abusers, demonstrates that interventions are most effective when guided by evidence-based principles of correctional intervention (i.e., risk, need and responsivity). Therefore, community-based risk reduction and risk management strategies involving sexual

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abusers are ideally matched accordingly and may change over time, based on current and empirically informed assessment information. Although higher risk/higher need clients may require supervision, monitoring and treatment of greater intensity and dosage, less intensive supervision and other risk management and risk reduction strategies may be more effective and sufficiently adequate for sexual abusers with lower recidivism risk, fewer intervention needs and greater protective factors.

- f) Overarching Risk Reduction and Risk Management Considerations
- 1) Treatment providers recognize that the community management of sexual abusers generally involves a variety of interventions, strategies and mechanisms.
  - 2) Treatment providers appreciate that sex offender-specific public policies and practices have varied goals (e.g., deterrence, retribution, risk management, risk reduction, prevention) and may reflect different interests and priorities for stakeholders. Some may complement sexual abuser-specific treatment, other risk-reducing interventions and prevention strategies; others may not.
  - 3) Treatment providers recognize that some interventions and strategies used to promote risk management and risk reduction with clients have more empirical support than others.
  - 4) Treatment providers remain apprised of the current research pertaining to the impact and effectiveness of various risk management and risk reduction policies and strategies utilized with clients in the community.
  - 5) Treatment providers are encouraged to work with researchers to assess the impact and effectiveness of community-based risk management and risk reduction strategies utilized with clients.
  - 6) Treatment providers play a role in educating stakeholders regarding the current empirical support for various strategies and encourage the use of research-supported principles and practices to promote effective risk reduction and risk management with clients in the community.

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- 7) Treatment providers appreciate that the application of empirically informed assessments of risk and need can enhance the potential effectiveness of risk management and risk reduction strategies for sexual abusers in the community and support the use of those assessments system-wide.
  - 8) Treatment providers strive to ensure that collaborative partners and other stakeholders have access to current, empirically informed assessments to guide decision making regarding risk management and risk reduction of sexual abusers in the community.
- g) Multidisciplinary Collaboration
- 1) Treatment providers recognize that effectively reducing and managing risk among sexual abusers in the community often involves collaboration across multiple agencies, entities and disciplines.
  - 2) Treatment providers appreciate that their respective roles and responsibilities with clients are part of a broader system of community management.
  - 3) Treatment providers strive to engage stakeholders, such as the judiciary, treatment providers, probation and parole officers, correctional staff, victim advocates, law enforcement agents, employers, landlords and housing officials, civic organizations, mentors, the faith community, and other community supports, in contributing to risk reduction, risk management and prevention activities.
  - 4) Treatment providers recognize that collaborative partnerships are more effective at increasing community safety when the various stakeholders are appropriately trained and knowledgeable about working with sexual abusers. Therefore, treatment providers promote education and training of the involved professionals and nonprofessionals (e.g., family members, community supports).
  - 5) Treatment providers ensure that information-sharing and collaboration occur within the parameters of confidentiality provisions, informed consent and other ethical standards.

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- h) Collaborating with Probation/Parole or Other Community Supervision Professionals
- 1) Treatment providers working with sexual abusers shall collaborate with probation and parole officers, correctional and other facility staff, case managers, and post-release aftercare professions to support successful public safety and client outcomes.
  - 2) For clients who are under court-mandated or other formal supervision in the community (e.g., probation, parole, aftercare/step-down from an inpatient treatment facility), treatment providers strive to obtain supervision- and treatment-related information from the appropriate authorities. This minimally includes copies of:
    - A) presentence investigations, prerelease evaluations, previous sexual abuser-specific evaluations, treatment summaries, and conditions of probation/parole or post-release placement in the community; and
    - B) when possible, documents regarding the investigation of the offenses.
  - 3) Treatment providers working with sexual abusers review with the probation officers/parole agents and other case managers the specific conditions that are designed for risk reduction and management purposes and discuss the rationale with the clients. These conditions often include, but are not limited to, the following:
    - A) Abstaining from alcohol and/or illegal drugs, when substance use is a risk factor;
    - B) Adhering to treatment expectations (e.g., participation, compliance with program rules and individual treatment plans);
    - C) Practicing healthy sexual attitudes and behaviors;
    - D) When appropriate, disclosing offense history, risk factors and effective coping strategies to professionals who are involved with the client and the client's significant others;

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- E) Making plans for work, social and leisure activities to enhance quality of life and reduce possible exposure to cues or situations associated with the client's risk of reoffending;
  - F) Complying with other conditions of supervision, such as restricted internet access, employment, volunteering, polygraph examinations and electronic/GPS monitoring; and
  - G) Complying with restrictions on contact with children or other vulnerable parties (e.g., adults with developmental limitations), as deemed necessary for a given individual.
- 4) Treatment providers working with sexual abusers establish and clarify the appropriate parameters (e.g., timing, type of content) and mechanisms (e.g., written, verbal, face-to-face) for reciprocal information-sharing with the probation/parole officer or other relevant case management professionals in order to promote well-informed decision making. This minimally includes the following:
- A) Attendance in treatment;
  - B) Overall participation in treatment;
  - C) Specific changes in dynamic and protective risk factors;
  - D) Progress toward specific goals in treatment;
  - E) Engagement and compliance with supervision;
  - F) Referrals to and/or participation in additional programs and services; and
  - G) Adjustments to level of supervision or supervision strategies.
- 5) Treatment providers report, to the appropriate professionals with the authority and responsibility for supervision, in a timely manner, any violations of their clients' conditions of supervision and significant adverse changes in dynamic risk factors.

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- i) Treatment providers shall recognize the distinct but potentially complementary roles and responsibilities of treatment providers and supervision officers, clarify these roles and responsibilities to clients and other professionals, and actively strive to maintain these professional boundaries.
  - 1) Treatment providers are aware of the ethical concerns related to dual relationships and adhere to any licensing, discipline-specific, ethical or other credentialing standards and guidelines regarding dual relationships and conflict of interest.
  - 2) While supporting complementary risk reduction and risk management efforts with clients, treatment providers strive to ensure that:
    - A) Sexual abuser-specific treatment providers limit their role to that of a clinician and do not attempt to assume the roles of supervision officers or law enforcement agents, or represent themselves as such.
    - B) Probation/parole officers do not represent themselves as specialized sexual abuser-specific treatment providers unless they possess the requisite education, training, supervision, licensure and continuing education;
    - C) Probation/parole officers who deliver "general" cognitive and/or behavioral interventions to promote skill-building and behavior change among clients are well-trained and appropriately supervised to deliver those interventions with fidelity; and
    - D) Probation/parole officers do not assume specialized clinical responsibilities within treatment programs for sexual abusers with clients for whom they have supervision responsibility.
  - 3) In order to promote a collaborative treatment approach, treatment providers are encouraged, when clinically appropriate, to allow probation/parole officers to observe clinical treatment sessions in programs for sexual abusers. However, the following guidelines should be taken into consideration:

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- A) Treatment providers recognize that these observations can:
    - i) help educate officers about individuals who sexually abuse and the nature and approach to treatment for sexual abusers; and
    - ii) help officers obtain information that may enhance their supervision of a given client.
  - B) Treatment providers recognize that these observations can impact client confidentiality, inhibiting client participation and disclosure; disrupt continuity of the treatment process; and blur clients' perceptions of officers' roles.
  - C) If allowing these observations, treatment providers:
    - i) Ensure that officers identify themselves by position and work responsibilities and clarify to session participants their roles and responsibilities as supervision officers;
    - ii) Review and clarify the purpose and possible impact of having officers present;
    - iii) Obtain appropriate informed and voluntary consent from clients; and
    - iv) Ensure that officers are aware of and adhere to professional ethics, including, but not limited to, confidentiality limits and boundaries.
- j) Engaging Community Supports
- 1) Treatment providers shall recognize that an appropriate support person can assist professionals and clients with risk reduction, risk management and other successful outcomes for clients, victims and communities.
  - 2) Treatment providers collaborate with clients and other professionals to identify and engage community support persons in the supervision and treatment processes, when appropriate and feasible.

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- 3) Treatment providers acknowledge that appropriate support persons are able and willing to:
  - A) Appreciate that clients are responsible for having engaged in sexually abusive behavior;
  - B) Recognize that recidivism risk can increase and decrease over time;
  - C) Maintain routine contact with the individual who has engaged in sexually abusive behavior;
  - D) Understand, recognize, intervene and report when risk factors are present;
  - E) Maintain, model and assist clients with practicing prosocial attitudes and behaviors;
  - F) Support adherence to supervision, treatment and other expectations pertaining to risk reduction and risk management;
  - G) Participate in the development and implementation of safety plans for victims and other vulnerable persons as applicable; and
  - H) Communicate routinely and effectively with the professionals responsible for assessing, supervising and providing treatment to sexual abusers.
- 4) Treatment providers establish and clarify appropriate parameters (e.g., timing, nature, limits, methods) of reciprocal information-sharing with support persons.
- 5) Treatment providers take appropriate steps to ensure that support persons are equipped with knowledge and skills regarding risk factors for reoffending, strategies for effectively reducing and managing clients' risk for recidivism, and the strengths and limitations of strategies in place.
- 6) Treatment providers:

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- A) educate clients and identified support persons regarding the roles, responsibilities, expectations and risks and benefits associated with serving as part of a collaborative support network; and
  - B) elicit informed consent accordingly.
- k) Collaborating with Child Protective/Child Welfare Professionals
- This Section pertains to clients whose sexually abusive behaviors, interests, preferences, or arousal involve children and the potential for these clients to have planned or unplanned contact with children (e.g., children in their own families, the children of new romantic partners, friends, coworkers, or neighbors). It is important to note that contact is not limited to the client's close physical proximity with a child or adolescent, but also includes one-to-one interactions such as telephone calls, emails, written notes and communications through third parties.
- 1) Treatment providers shall prioritize the rights, well-being and safety of children when making decisions about client contact with minors.
  - 2) Treatment providers take reasonable steps to support a client's adherence to any no contact orders or other restrictions that have been imposed by the courts or other entities statutorily authorized to impose restrictions for that client.
  - 3) When contact with children is at issue under the terms of any legal disposition (e.g., court order, probation/parole order), treatment providers may provide written assessment-driven recommendations regarding an individual client's acceptable level of contact with children that range from no contact to supervised or unsupervised contact.
  - 4) Treatment providers' recommendations regarding contact with minors should be minimally informed by the following:
    - A) Empirically informed assessments of recidivism risk and protective factors;
    - B) The client's history of deviant sexual interests, fantasies and behaviors involving children;

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- C) The nature, extent and duration of the offending behaviors of the client;
  - D) The client's engagement and progress in sexual abuser treatment, particularly with respect to general and sexual self-regulation, sexual preoccupations and extent of sexual deviance variables; the abuser-victim relationship; and offense-related motivations, grooming patterns, attitudes and offense-specific variables;
  - E) The presence of positive prosocial supports for the client who can serve as chaperones;
  - F) The client's engagement and compliance with supervision expectations and conditions;
  - G) The ability, skills and willingness of nonoffending parents or guardians to provide an environment that is appropriately conducive to maintaining the child's emotional and physical safety;
  - H) The availability and professional opinions of a qualified child advocate, mental health or child welfare professional to whom the child and family are therapeutically engaged, and the confidence that the child will be able to articulate interests and concerns regarding the potential for contact with the client;
  - I) The child's reported interests for contact or no contact, or if contact would not be in the best interests of the child; and
  - J) The extent to which community strategies are currently in place to provide adequate mechanisms and resources to ensure adequate child safety plans for victims and other minors.
- 5) Treatment providers collaborate with the proper authorities or professionals to support restrictions that prohibit clients from having contact with a child if the child does not want contact or if contact would not be in the best interests of the child or other vulnerable persons.

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- 6) Treatment providers consider the impact that the client's contact with siblings may have on the victim and approve contact that minimizes distress to the victim.
- 7) Treatment providers work collaboratively with child welfare/child protection agencies, victim advocates and others (e.g., treatment providers, probation/parole officers) to develop safety plans for victims and other vulnerable children.
- 8) Treatment providers obtain informed consent from a child's nonoffending parent or legal guardian before approving a client's contact with that child, while adhering to the parameters of any legal or other restrictions.
- 9) Treatment providers may support structured and/or supervised contact with children when the following occur:
  - A) the client is making acceptable progress in treatment and/or supervision;
  - B) he/she is effectively managing dynamic risk;
  - C) appropriate safety precautions are in place; and
  - D) contact is assessed to be in the best interest of the child by the appropriate/designated professionals working with those responsible for child welfare decisions, taking into account the expressed interests of the child.
- 10) Within the bounds of confidentiality, treatment providers regularly exchange information in a timely manner with child welfare workers involved in a client's case and with child welfare workers involved in monitoring the safety of children with whom the client is having or considering having contact, unless otherwise specified by law. Information may include, but is not limited to, the following:
  - A) Client's treatment progress;
  - B) Significant changes in dynamic risk factors; and

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- C) Significant barriers and social services agreements in place with goals and objectives that have to be met by all in order to promote contact or reunification.
- 11) Treatment providers familiarize themselves with restrictions related to client-victim contact and abide by those restrictions in a therapeutic manner.
  - 12) Treatment providers ensure that, as warranted for a given client, contact with children is addressed as part of a comprehensive community risk management plan and should be linked to the client's re-offense risk, progress in treatment, and/or compliance with supervision, as applicable.
  - 13) Treatment providers document all decisions about a client's contact with children, including whether contact is recommended, the type of contact that is recommended, the preparations made with children and chaperones, and information obtained during the ongoing monitoring process.
- 1) Addressing Family Reunification and Visitation
    - 1) Treatment providers shall collaborate with child welfare workers to address family reunification efforts when clients have abused children in their own families and wish to have contact with them, or they seek to begin relationships with individuals who have children.
    - 2) Treatment providers recognize that family reunification, in many cases, is not an advisable goal because of the risk and potential for harm that may be unmanageable (e.g., high risk, lack of appropriate caregiver supervision, nature of the victimization, impact on family and victim). However, family reunification may be one of the many ways that victims and families attempt to resolve issues generated by the offender's abuse and may be beneficial for other reasons in some circumstances.
    - 3) Treatment providers are aware that reunification is a gradual and well-supervised procedure in which a sexual abuser is allowed to reintegrate into the familial network where the victims or potential victims are present.

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- 4) Before providing recommendations regarding family reunification, treatment providers collaborate with professionals from a range of disciplines who have different agency missions and mandates, which may include child welfare professionals, family therapists, victim services providers or advocates, treatment providers, supervision officers, and other community supports.
- 5) Treatment providers ensure that any child contact decisions within the context of family reunification efforts should be informed by a thorough assessment of the client's risk, the child's safety plan, and consultation with other members of the community risk management team, such as collaborative partners and stakeholders.
- 6) Treatment providers ensure that, as appropriate and indicated, contact with the client's children, his/her current partner's children, or children of family members are also discussed as part of the reunification process.
- 7) Treatment providers do not recommend the involvement of the victims or potential victims in family reunification efforts unless that involvement is likely to benefit the victims or potential victims and unlikely to cause them inordinate levels of distress.
- 8) Treatment providers, if necessary, recommend that the client be removed from the residence of the victims or potential victims rather than removing the victims or potential victims.
- 9) Treatment providers consider the wishes of the victims or potential victims with regard to family reunification, taking into account their ability to understand the ramifications of their decisions.
- 10) Treatment providers ensure that a child has access to a responsible adult chaperone trusted by that child before recommending the client be allowed to have contact with that child.
- 11) Treatment providers may make recommendations for a client to have contact with interfamilial victims and other family members under 18 (or otherwise vulnerable persons) only when the following are present:

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- A) A nonoffending parent or another responsible adult who is adequately prepared to supervise the contact;
  - B) The victim or minor is judged to be ready for the contact by a professional who can monitor the victim's or minor's safety; and
  - C) The client has made acceptable progress in treatment.
- 12) Treatment providers ensure that appropriate safety plans are developed and monitored during the family reunification process. Safety plans should include explicit and nonnegotiable rules and boundaries, as well as the method to address infractions.
- m) Engaging Chaperones and Community Supports
- 1) Treatment providers shall exercise prudence and caution when involved with the selection and education of responsible adult chaperones for contacts between clients and children and other vulnerable parties who may be unable to give consent.
  - 2) Treatment providers recommend as potential chaperones only adults who:
    - A) Accept and understand the client's history of sexually abusive behavior;
    - B) Appreciate that the client is solely responsible for decisions to act in a sexually abusive manner (i.e., chaperones do not place responsibility on victims or external circumstances);
    - C) Recognize the potential for risk and intervention needs to change over time, either increasing or diminishing;
    - D) Appreciate the need for the client to have prosocial supports; and
    - E) Accept the role and responsibilities of being an effective chaperone.

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- 3) Treatment providers ensure that clients educate potential chaperones candidly about the clients' sexually abusive behaviors, antecedent and ongoing risk factors, and treatment and/or supervision conditions.
  - 4) Treatment providers ensure that chaperones fully understand the safety plan for the children and appropriate reporting procedures for violations of the safety plan.
  - 5) Treatment providers monitor authorized contacts between the client and children through interviews with the client, the chaperone and/or the child's therapist/support person, and through other supervision options.
- n) Continuity of Care
- 1) Treatment providers shall recognize that continuity of care is necessary to support effective risk management and risk reduction of sexual abusers in the community.
  - 2) Treatment providers facilitate, in a timely manner, the seamless access to and provision of follow-up services for clients who transition from one program to another. This may include transition from:
    - A) Institutional to community-based treatment;
    - B) Community-based treatment to treatment in a correctional, inpatient or other institutional setting;
    - C) Programming within a facility/institution or within the community, at a lateral level of transfer; or
    - D) The current jurisdiction/place of residence to a new jurisdiction of residence, due to relocation or transfer of supervision.
  - 3) Treatment providers seek information, through appropriate release of information when necessary, regarding treatment progress and take this into consideration when initiating treatment services for a client who has been receiving services elsewhere or in another setting in order to prevent duplication of efforts and promote timely, assessment-driven, well-informed treatment planning.

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- 4) Treatment providers, to the greatest degree possible, include the client, institutional caseworker, institutional treatment staff, community supervision staff, community treatment staff, family members, and support persons in release planning meetings. When this is not possible, electronic alternatives, such as teleconferencing or videoconferencing, may be used.
- 5) Treatment providers providing services to clients prepare written treatment/discharge summaries for clients who change programs, transition from an institution to the community, or transition from the community to an institution (i.e., lesser level of care or increased level of care/security). These summaries usually include the following elements:
  - A) Assessment of risk to sexually harm others, including individualized risk factors and indicators of imminent risk;
  - B) Assessment of dynamic risk factors and protective factors/client strengths (e.g., prosocial support systems);
  - C) Description of offending pattern;
  - D) Description of sexual and nonsexual criminal history;
  - E) Identification of relevant problems and continuing interventions needs (including medication);
  - F) Level of participation in programming; and
  - G) Recommendations for community supervision, treatment and support services to guide post-release case management decisions.
- 6) When appropriate and within ethical parameters, bounds of confidentiality, and other information-sharing statutes or professional regulations, treatment providers working in correctional facilities or inpatient/other institutional settings provide community-based providers, supervision officers/case managers, aftercare workers, and other appropriate support persons with information that can be used to inform appropriate post-release or transitional treatment, supervision and management in the community

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**Section 1905.140 Pharmacological Interventions**

Treatment providers shall recognize that the usage of pharmacological interventions may be beneficial to the offender and support effective risk management and risk reduction.

- a) For adult sex offenders, when used in combination with other treatment approaches, biological interventions like testosterone-lowering hormonal treatments may be linked to greater reductions in sexual arousal. Nonhormonal psychotropic medications can also be effective supplements to standard therapeutic interventions for sex offenders. Pharmacological interventions are not typically used for all sexual offenders, but are often applied to those with paraphilias or offense-specific patterns of sexual arousal that could be altered through the use of these interventions. Further, the interventions should be integrated into a comprehensive treatment program that addresses other static and dynamic risk factors that contribute to sexual offending.
- b) **Hormonal Agents for Managing Sexually Abusive and Paraphilic Behaviors**  
A number of hormonal agents have been introduced as pharmacological treatments for reducing testosterone and sexual drive in individuals with paraphilias and/or who have engaged in sexually abusive behaviors. Primary examples include medroxyprogesterone acetate (MPA – Depo Provera), Leuprolide acetate, cyproterone acetate, and gonadotropin-releasing hormone analog. These chemical agents, referred to as antiandrogens, act by breaking down and eliminating testosterone and inhibiting the production of leutinizing hormone through the pituitary gland, which in turn inhibits or prevents the production of testosterone. Because testosterone is associated with sexual arousal, the use of these agents generally results in a reduction of sexual arousal. This reduction in sexual arousal is assumed to also reduce the motivation for sexual offending in individuals predisposed to those behaviors.
- c) **Nonhormonal Agents for Managing Sexually Abusive and Paraphilic Behaviors**
  - 1) Despite there being no double-blind placebo-controlled treatments of the efficacy of selective serotonin reuptake inhibitors (SSRI) for the treatment of sexual offenders, SSRI have been reported to be the most commonly prescribed agents for sexual offenders, at least in the United States and Canada. (i.e., 50.3% of community and 55.3% of residential programs in the United States, and 47.4% of community and 75% of residential

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programs in Canada, treating adult male sex offenders prescribe SSRI for clients).

- 2) As is the case with hormonal agents, the prescriptive use of nonhormonal pharmacological agents to treat sexual offenders will not address all etiologies and risk factors and should therefore be combined with psychotherapy specific to sexual offenders.
- d) Pharmacological Treatment of Comorbid Psychiatric Conditions
- 1) Studies of sexual offenders, men with paraphilias, and those with nonparaphilic expressions of "hypersexuality" suggest that mood disorders (dysthymic disorder, major depression and bipolar spectrum disorders), certain anxiety disorders (especially social anxiety disorder and childhood-onset posttraumatic stress disorder), psychoactive substance abuse disorders (especially alcohol abuse), Attention-Deficit/Hyperactivity Disorder (ADHD), and neuropsychological conditions (e.g., schizophrenia, Asperger's syndrome, head injury) may occur more frequently than expected in sexually impulsive men, including sexual offenders.
  - 2) Empirically established effective pharmacological treatments for mood disorders, ADHD and impulsivity are well documented. These conditions affect prefrontal/orbital frontal executive functioning and are associated with impulsivity; therefore, amelioration of those conditions could certainly affect, if not markedly ameliorate, the propensity to be sexually impulsive.
- e) Practice Guidelines
- 1) Nonphysician treatment providers do not make specific recommendations about what medications should be prescribed. It is appropriate for treatment providers to refer clients to physicians who have experience working with individuals who sexually offend as possible candidates for pharmacological therapy. They can provide information about the role of pharmacological therapy in sexual deviancy treatment to the consulting doctor. Nonphysician treatment providers could consider referring clients to a physician for possible pharmacological therapy if these clients have relatively high levels of deviant sexual arousal, are considered to be at

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moderate to high risk for reoffending, or have not been able to achieve control over their deviant sexual arousal using sexual arousal conditioning procedures. Clients who repeatedly engage in impulsive or compulsive behavior, or who report a persistent inability to control deviant sexual fantasies, arousal or behavior may also be reasonable candidates for pharmacological therapy. Motivated and informed clients are often the best candidates for pharmacological therapy.

- 2) A physician prescribes medications only after a comprehensive sexual abuser evaluation has been completed. It is important to individualize medical treatment for the patient based on the patient's particular need, response, medical history and personal agreement with the treatment offered. Pharmacological therapy is linked to appropriate treatment and supervision and is medically monitored. As with any treatment, appropriate informed consent is obtained when pharmacological therapy is implemented. Informed consent includes a discussion of medication options, targeted symptoms, potential side effects, and the expected course of pharmacological therapy.
  - 3) The use of medication may help clients manage their risk for sexually abusive behavior, but medications do not "cure" deviant sexual interests or fully eliminate the risk of reoffending.
- f) Ethical Considerations  
Research support for the effectiveness of pharmacological treatments such as testosterone-reducing agents is mixed. Without clear data regarding the efficacy of pharmacological treatments, providers should be sure to balance the risks of the interventions with potential benefits of treatment.

**Section 1905.150 Psychophysiological Tools**

Treatment providers and evaluators shall recognize that the usage of psychophysiological tools may be utilized in the assessment of offenders in relation to treatment progress, compliance with supervision, and support effective risk management and risk reduction. The following will detail each type of psychophysiological tool.

- a) Phallometry

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- 1) Phallometry is a specialized form of assessment used in treatment with individuals who have committed sexual offenses. Responsible use of phallometry results requires at least a rudimentary understanding of how phallometry works and its advantages and limitations. As with any instrument or procedure, treatment providers are familiar with current literature and obtain appropriate training before using or interpreting phallometric testing results. Examiners receive training in phallometric testing in order to become knowledgeable about the technical aspects of the equipment and the appropriate protocols for conducting phallometric testing specific to the equipment being used. Examiners are also familiar with the research evidence on the reliability and validity of phallometric testing.
- 2) Phallometric testing using penile plethysmography involves measuring changes in penile circumference or volume in response to sexual and nonsexual stimuli. Circumferential measures (measuring changes in penile circumference) are much more common than volumetric measures (measuring changes in penile volume), which are used in only a few laboratories worldwide. However, there is good agreement between circumferential and volumetric measures once a minimal circumference response threshold is reached. Therefore, circumferential measures are the focus of this subsection (a).
- 3) Phallometric testing provides objective information about male sexual arousal and is therefore useful for identifying deviant sexual interests during an evaluation, increasing client disclosure, and measuring changes in sexual arousal patterns over the course of treatment.
- 4) Phallometric test results are not used as the sole criterion for determining deviant sexual interests, estimating risk for engaging in sexually abusive behavior, recommending that clients be released to the community, or deciding that clients have completed treatment programs. Phallometric test results are interpreted in conjunction with other relevant information (for example, the individual's offending behavior, use of fantasy and pattern of masturbation) to determine risk and treatment needs. Phallometric test results are not to be used to draw conclusions about whether an individual has committed a specific sexual crime. As well, there are limited data available regarding the use of plethysmography with clients who have developmental disabilities and clients with an acute

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major mental illness. Therefore, treatment providers need to exercise caution in using phallometry with these populations and in interpreting and reporting phallometric results.

- 5) Prior to testing, examiners screen clients for potentially confounding factors such as medical conditions, prescription and illegal drug use, recent sexual activity, and sexual dysfunction. Clients with active, communicable diseases, particularly sexually transmittable diseases, are not to be tested until their symptoms are in remission.
- 6) Specific informed consent for the testing procedure and release forms for reporting test results are obtained at the beginning of the initial appointment. Laboratories have a standard protocol for fitting gauges, presenting stimuli, recording data and scoring.
- 7) Examiners use the appropriate stimulus set to assess sexual interests that are the subject of clinical concern. For example, examiners use a stimulus set with depictions of children and adults to test clients who have child victims or who are suspected of having a sexual interest in children. At a minimum, examiners have at least two examples of each stimulus category. Stimuli that are more explicit appear to produce better discrimination between individuals who sexually offend and control subjects than less explicit stimuli. It is important to ensure that the stimuli are good quality and avoid any distracting elements.
- 8) Treatment providers are aware of the applicable legislation in their jurisdiction regarding the possession of sexually explicit materials. If permitted to use visual stimuli for testing of sexual interest in children, examiners use a set of pictures depicting males and females at different stages of physical development, ranging from very young, prepubertal children to physically mature adults. The use of neutral stimuli, such as pictures of landscapes without people present, may increase the validity of the assessment. The inclusion of the neutral stimuli serves as a validity check because responses to sexual stimuli that are lower than responses to neutral stimuli might indicate faking attempts. Faking tactics include looking away from or not listening to stimuli. Audiotaped stimuli may also be used to assess sexual interest in children; if used, these stimuli clearly specify the age and sex of the depicted individuals.

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- 9) For testing of sexual arousal to nonconsenting sex and violence, examiners using audiotapes include stimuli describing consenting sex, rape and sadistic violence. Stimuli depicting neutral, nonsexual interactions are also included. Stimuli can depict males or females, children or adults.
- 10) The phallometric testing report includes a description of the method used for collecting data, the types of stimuli used, an account of the client's cooperation and behavior during the testing, and a summary and description of the client's profile of responses. Client efforts to fake or other potential problems with the validity of the data or the interpretation of results are also reported.
- 11) The three most common means of scoring plethysmograph data are standardized scores, percentage of full erection, and millimeter of circumference change. Those using phallometric assessment are aware of the advantages and disadvantages of each scoring method. Research has found that standardized scores (e.g., z scores) increase discrimination between groups. Transforming raw scores to standardized scores for subjects who show little discrimination between stimuli can, however, magnify the size of small differences between stimuli. Raw scores, millimeter of circumference change, or scores converted to percentage of full erection may be clinically useful in the interpretation of results.
- 12) Deviance indices can be calculated by subtracting the mean peak response to nondeviant stimuli from the mean peak response to deviant stimuli. For example, a pedophilic index could be calculated by subtracting the mean peak response to stimuli depicting adults from the mean peak response to stimuli depicting prepubescent children. Thus, greater scores indicate greater sexual arousal to child stimuli.
- 13) Because the sensitivity of phallometric testing is lower than its specificity, the presence of deviant sexual arousal is more informative than its absence. Results indicating no deviant sexual arousal may be a correct assessment or may indicate that a client's deviant sexual interests were not detected during testing.
- 14) Research indicates that initial phallometric assessment results are linked with recidivism. Repeated assessments can be helpful to monitor

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treatment progress and to provide information for risk management purposes.

## b) Viewing Time

- 1) Viewing time is a specialized form of assessment used in the treatment of individuals who have committed sexual offenses. Responsibly using the results of viewing-time measures requires treatment providers to have at least a rudimentary understanding of how viewing time measures work, as well as their advantages and limitations. As with any instrument or procedure, treatment providers should be familiar with current literature and obtain appropriate training before using or interpreting viewing time testing results.
- 2) Unobtrusively measured viewing time is used as a measure of sexual interest. The relative amount of time clients spend looking at pictures of children (who can be clothed, semiclothed or nude) is compared to the time that the same adult spends looking at pictures of adults. Research suggests that, as a group, individuals who have offended against children look relatively longer at stimuli depicting children than adults. Unobtrusively measured viewing time correlates significantly with self-reported sexual interests and congruent patterns of phallometric responding among nonoffending subjects. Little is known, however, about the value of retesting using viewing time as a measure of treatment progress.
- 3) As with any test, specific informed consent for the test procedure and release forms for reporting results are obtained prior to beginning testing. Examiners have a standardized protocol for presenting the stimuli, recording and scoring. Examiners are familiar with the reliability and validity of the test. In particular, it is important that examiners know the degree to which the viewing time measure being used has been validated for the client population being assessed. This technology has primarily been used to identify sexual interest in gender and age. As well, there is limited information specific to the use of viewing time with clients with developmental disabilities.
- 4) For testing sexual interest in children, examiners have a set of pictures depicting males and females at different stages of development, ranging

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from very young children to physically mature adults. It is important that stimuli are of good quality and avoid any distracting elements. Treatment providers who use sexually explicit stimuli are aware of applicable legislation in their jurisdiction about possession of these materials.

- 5) The test report includes a description of the method used for collecting data, the types of stimuli used, an account of the client's cooperation and behavior during testing, and a summary and description of the client's responses. Client efforts to fake or other potential problems with the validity of the data or the interpretation of results are also included.
- 6) As noted in this subsection (b), viewing time is not to be used as the sole criterion for determining deviant sexual interests, estimating a client's risk for engaging in sexually abusive behavior, recommending whether a client be released to the community, or deciding whether a client has completed a treatment program. Viewing time test results are interpreted in conjunction with other relevant information (for example, the individual's offending behavior, use of fantasy, the pattern of masturbation) and are never to be used to make inferences about whether an individual has committed a specific sexual crime.

AGENCY NOTE: Viewing time is a more accepted practice with juveniles and less intrusive than phallometry or polygraphy.

- c) Polygraphy
  - 1) Polygraph testing involves a structured interview during which a trained examiner records several of an examinee's physiological processes. Following this interview, the examiner reviews the charted record and forms opinions about whether the examinee was nondeceptive or attempting deception when answering each of the relevant questions.
  - 2) Post-conviction Sex Offender Polygraph Testing is a specialized form of general polygraph testing that has come into widespread use in the United States. Although all principles applicable to general polygraph testing also apply to post-conviction sex offender testing, its unique circumstances generate additional challenges. Using post-conviction sex offender testing responsibly requires treatment providers to have at least a rudimentary understanding of how polygraphy works, its advantages and

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limitations, and special considerations related to its integration into sex offender work. This subsection (c)(2) serves as a brief introduction to these issues. As with any instrument or procedure, treatment providers should be familiar with current literature and obtain appropriate training before using or interpreting polygraph results.

- 3) Post-conviction sex offender testing is intended to serve two objectives:
  - A) To generate information beyond what can be obtained from other self-reported measures; and
  - B) To explore and support compliance and gauge progress with respect to supervision expectations and treatment expectations and goals.
- 4) Some research indicates that the polygraph exam can lead to clients providing increased information regarding their offending; however, test validity and reliability often vary widely across studies. Therefore, it is important for providers to become informed about types of tests that produce the most accurate findings. As well, it is possible that some of the information obtained through post-conviction sex offender testing might be fictitious, representing an accommodation to pressure for disclosures. The second objective of post-conviction sex offender testing (enhanced supervision and treatment compliance) has received only limited empirical attention.
- 5) The American Polygraph Association, the National Association of Polygraph Examiners, and other polygraph associations have developed standards for certifying polygraph examiners who work in sex offender management and treatment, as well as standards for administering sex offender tests. Some states also regulate post-conviction sex offender testing standards and procedures. Treatment providers are familiar with laws, state regulations, and association guidelines governing post-conviction sex offender testing where they practice. Treatment providers work with examiners who meet certificate requirements and adhere to procedures recommended by a relevant polygraphists' organization.
- 6) Four types of post-conviction polygraph exams are commonly performed with sex offenders:

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- A) Instant/Index Offense Tests are designed to explore and clarify discrepancies between the offender's and the victim's descriptions of the conviction offenses.
  - B) Sexual History Disclosure Tests are designed to facilitate a client's disclosure to their treatment providers of sexual history information, which may include sexually abusive or offense-related behaviors.
  - C) Maintenance/Monitoring Tests are designed to explore potential charges, progress and/or compliance relative to treatment, supervision and other case management goals, objects and expectations.
  - D) Specific Issue Tests are generally designed to explore a client's potential involvement in a specific prohibited behavior, such as unauthorized contact with a victim at a particular time.
- 7) Polygraph test accuracy is believed to be greatest when examiners focus on highly specified (i.e., single issue, narrow and concrete) questions. Treatment providers cooperate with examiners in structuring tests that are responsive to program needs without unnecessarily compromising accuracy considerations.
- 8) Limits of confidentiality are fully disclosed to clients prior to polygraph testing. Clients are informed in writing about how the results of polygraph exams will be used and who will receive the results. Clients are informed about the possible consequences to them as a result of the polygraph exam.
- 9) There is very limited empirical research on the use of polygraph with clients who have developmental disabilities and clients with low/borderline IQs. Therefore, additional caution is advised if treatment providers use polygraph in the management and treatment of these clients.
- 10) Polygraph charts are not the only means of monitoring offenders' behavior and are not to be the sole basis for significant case decisions. Examiner and examinee characteristics, treatment milieu, instrumentation,

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procedures, examination type, base rates of attempted deception in the populations being tested, and other idiosyncratic factors can affect accuracy and usefulness. Likewise, when questions are not highly specific, there is reason for concern regarding the results of polygraph testing for monitoring purposes.

- 11) Treatment providers' primary purpose for collecting sexual history information is the increased ability to design clinical interventions and other management strategies. The usefulness of post-conviction sex offender polygraph testing as a clinical tool derives from its ability to elicit historical information, allowing psychosexual behavioral patterns to be more fully revealed, better understood and, therefore, more effectively managed and changed. Client disclosures of potentially incriminating information to mandated reporters can, however, lead to future prosecution. Treatment providers inform clients, in writing, of this potential dilemma and how it is addressed in their jurisdiction and program.
- 12) Polygraphy is not used as the sole criterion for determining deviant sexual interests, estimating a client's risk for engaging in sexually abusive behavior, recommending whether a client be released to the community, or deciding whether a client has completed a treatment program. Polygraph results are interpreted in conjunction with other relevant information to make these decisions. Polygraph results should be one of the many variables for treatment providers to utilize when changing a client's status in treatment.

## DEPARTMENT OF INSURANCE

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Accident and Health Reserves
- 2) Code Citation: 50 Ill. Adm. Code 2004
- 3) Section Number: 2004.10                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing Section 353a and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/353a and 401]
- 5) Effective Date of Rule: July 22, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including any material incorporated by reference, is on file in the principal office of the Department of Insurance and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 5802; April 8, 2016
- 10) Has JCAR issued a Statement of Objection to this Rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? None were made.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: The amendment to Part 2004 requires all companies transacting in this State the kinds of business enumerated in clause (b) of Class 1 and clause (a) of Class 2 of Section 4 of the Code [215 ILCS 5/4] to use the current Accounting Practices and Procedures (APPM) standards found within the most recent version of the APPM manual, which is updated on an annual basis. The Part had provided that companies refer to the applicable standards prescribed by the APPM as of

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March 2015. It is necessary that Section 2004 reflect the current standards referenced in the 2016 version of the APPM.

- 16) Information and questions regarding this adopted rule shall be directed to:

Susan Berry, Actuary I  
Life Actuarial Section  
Department of Insurance  
320 West Washington Street  
Springfield IL 62767-0001

217/782-1759

The full text of the Adopted Amendment begins on the next page:

## DEPARTMENT OF INSURANCE

## NOTICE OF ADOPTED AMENDMENT

TITLE 50: INSURANCE  
CHAPTER I: DEPARTMENT OF INSURANCE  
SUBCHAPTER z: ACCIDENT AND HEALTH INSURANCEPART 2004  
ACCIDENT AND HEALTH RESERVES

## Section

2004.5	Authority
2004.7	Definitions
2004.10	Application and Effective Date
2004.20	Active Life Reserves – Individual Policies
2004.30	Active Life Reserves – Group Policies
2004.40	Claim Reserves – Present Value of Amounts Not Yet Due on Claims
2004.50	Policies Issued Prior to Operative Date of Section 353a

**AUTHORITY:** Implementing Section 353a and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/353a and 401].

**SOURCE:** Filed December 14, 1965, effective December 28, 1965; codified at 7 Ill. Reg. 4219; amended at 26 Ill. Reg. 3074, effective February 19, 2002; transferred from the Department of Insurance to the Department of Financial and Professional Regulation pursuant to Executive Order 2004-6 on July 1, 2004; amended at 30 Ill. Reg. 19360, effective November 29, 2006; amended at 32 Ill. Reg. 13191, effective July 25, 2008; recodified from the Department of Financial and Professional Regulation to the Department of Insurance pursuant to Executive Order 2009-04 at 39 Ill. Reg. 2804; amended at 40 Ill. Reg. 211, effective December 31, 2015; amended at 40 Ill. Reg. 10471, effective July 22, 2016.

**Section 2004.10 Application and Effective Date**

- a) This Part applies to all companies transacting in this State the kinds of business enumerated in clause (b) of Class 1 and clause (a) of Class 2 of Section 4 of the Code [215 ILCS 5/4], and it applies to all accident and health policies for which reserve standards are prescribed under Section 353a of the Code. The original standards created in this Part applied through 2001. Starting in 2002, the applicable standards have been those prescribed by the National Association of Insurance Commissioners (NAIC) in the Accounting Practices and Procedures Manual (APPM) (2301 McGee Street, Suite 800, Kansas City MO 64108-2662). The incorporations by reference of the APPM included in subsection (b) include

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no later amendments or editions.

- b) APPM Applicability Dates
- 1) Policies issued and claims incurred on or after January 1, 2002 and before November 29, 2006 are subject to the standards prescribed in the March 2001 APPM.
  - 2) Policies issued and claims incurred on or after November 29, 2006 and before July 25, 2008 are subject to the standards prescribed in the March 2006 APPM.
  - 3) Policies issued and claims incurred on or after July 25, 2008 and before December 31, 2015 are subject to the standards prescribed in the March 2008 APPM.
  - 4) Policies issued and claims incurred on or after December 31, 2015 are subject to the standards prescribed in the March ~~2016~~<sup>2015</sup> APPM.
- c) For claims incurred on or after January 1, 2002 and before December 31, 2015, the insurer may elect to calculate reserves for all open claims using a more recent standard required by subsection (b), but once a more recent standard is elected, all future valuations must be on that basis.

(Source: Amended at 40 Ill. Reg. 10471, effective July 22, 2016)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Cock Pheasant, Hungarian Partridge, Bobwhite Quail, and Rabbit Hunting
- 2) Code Citation: 17 Ill. Adm. Code 530
- 3) Section Number: 530.110                      Adopted Action: Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.13, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.13, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29]
- 5) Effective Date of Rule: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6305; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citation:</u>
530.20	Amendment	40 Ill. Reg. 9943; July 22, 2016
530.70	Amendment	40 Ill. Reg. 9943; July 22, 2016
530.80	Amendment	40 Ill. Reg. 9943; July 22, 2016

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## NOTICE OF ADOPTED AMENDMENT

530.95                      Amendment                      40 Ill. Reg. 9943; July 22, 2016

- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close state-owned or -managed sites, and amend procedures at state sites.
- 16) Information and questions regarding this adopted rule shall be directed to:

Anne Mergen, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendment begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 530  
COCK PHEASANT, HUNGARIAN PARTRIDGE,  
BOBWHITE QUAIL, AND RABBIT HUNTING

Section	
530.10	Statewide General Regulations
530.20	Statewide Cock Pheasant, Hungarian Partridge, Bobwhite Quail, and Cottontail and Swamp Rabbit Regulations
530.30	Statewide Hungarian Partridge Regulations (Repealed)
530.40	Statewide Bobwhite Quail Regulations (Repealed)
530.50	Statewide Rabbit Regulations (Repealed)
530.60	Statewide Crow Regulations (Repealed)
530.70	Permit Requirements for Fee Hunting of Pheasant, Quail and Rabbit at Controlled Permit Hunting Sites
530.80	Regulations for Fee Hunting of Pheasant, Quail and Rabbit at Controlled Permit Hunting Sites
530.85	Youth Pheasant Hunting Permit Requirements
530.90	Illinois Youth Pheasant Hunting Sites Permit Requirements (Repealed)
530.95	Youth Pheasant Hunting Regulations
530.100	Illinois Youth Pheasant Hunting Regulations (Repealed)
530.105	Regulations for Fee Hunting of Pheasant, Hungarian Partridge, Quail and Rabbit at Controlled Daily Drawing Pheasant Hunting Sites (Repealed)
530.110	Regulations for Non-Fee Hunting of Cock Pheasant, Hungarian Partridge, Quail, and Rabbit at Various Department-Owned or -Managed Sites
530.115	Regulations for Hunting by Falconry Methods at Various Department-Owned or -Managed Sites
530.120	Regulations for Hunting Crow at Various Department-Owned or -Managed Sites (Repealed)

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.13, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.13, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29].

**SOURCE:** Adopted at 5 Ill. Reg. 8777, effective August 25, 1981; codified at 5 Ill. Reg. 10634; amended at 6 Ill. Reg. 10667, effective August 20, 1982; amended at 7 Ill. Reg. 10755, effective

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August 24, 1983; amended at 8 Ill. Reg. 21574, effective October 23, 1984; amended at 9 Ill. Reg. 15846, effective October 8, 1985; amended at 10 Ill. Reg. 15579, effective September 16, 1986; emergency amendment at 10 Ill. Reg. 18822, effective October 16, 1986, for a maximum of 150 days; emergency expired March 15, 1987; amended at 11 Ill. Reg. 10546, effective May 21, 1987; amended at 12 Ill. Reg. 12016, effective July 7, 1988; amended at 13 Ill. Reg. 12796, effective July 21, 1989; emergency amendment at 13 Ill. Reg. 12985, effective July 31, 1989, for a maximum of 150 days; emergency expired December 28, 1989; amended at 13 Ill. Reg. 17348, effective October 27, 1989; amended at 14 Ill. Reg. 10775, effective June 20, 1990; emergency amendment at 14 Ill. Reg. 18324, effective October 29, 1990, for a maximum of 150 days; emergency expired March 28, 1991; amended at 15 Ill. Reg. 9924, effective June 24, 1991; emergency amendment at 15 Ill. Reg. 16124, effective October 25, 1991, for a maximum of 150 days; emergency expired March 23, 1992; amended at 15 Ill. Reg. 18138, effective December 6, 1991; amended at 16 Ill. Reg. 12470, effective July 28, 1992; amended at 16 Ill. Reg. 18951, effective December 1, 1992; amended at 17 Ill. Reg. 15534, effective September 10, 1993; amended at 18 Ill. Reg. 12628, effective August 9, 1994; amended at 19 Ill. Reg. 12615, effective August 29, 1995; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 20 Ill. Reg. 12397, effective August 30, 1996; amended at 21 Ill. Reg. 9042, effective June 26, 1997; amended at 22 Ill. Reg. 14762, effective August 3, 1998; amended at 23 Ill. Reg. 9012, effective July 28, 1999; amended at 24 Ill. Reg. 12496, effective August 7, 2000; amended at 25 Ill. Reg. 11119, effective August 21, 2001; amended at 26 Ill. Reg. 16210, effective October 18, 2002; amended at 27 Ill. Reg. 15381, effective September 18, 2003; amended at 28 Ill. Reg. 12835, effective September 1, 2004; amended at 29 Ill. Reg. 13813, effective August 26, 2005; amended at 30 Ill. Reg. 14478, effective August 24, 2006; amended at 31 Ill. Reg. 9175, effective June 18, 2007; amended at 32 Ill. Reg. 17455, effective October 24, 2008; amended at 33 Ill. Reg. 13871, effective September 21, 2009; amended at 34 Ill. Reg. 16429, effective October 8, 2010; amended at 35 Ill. Reg. 15212, effective September 2, 2011; amended at 36 Ill. Reg. 14704, effective September 21, 2012; amended at 37 Ill. Reg. 16394, effective October 3, 2013; amended at 38 Ill. Reg. 22722, effective November 18, 2014; amended at 39 Ill. Reg. 11331, effective August 3, 2015; amended at 40 Ill. Reg. 10475, effective July 20, 2016.

**Section 530.110 Regulations for Non-Fee Hunting of Cock Pheasant, Hungarian Partridge, Quail, and Rabbit at Various Department-Owned or -Managed Sites**

- a) General Site Regulations
  - 1) All regulations in 17 Ill. Adm. Code 510 – General Hunting and Trapping – apply in this Section, unless this Section is more restrictive.

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- 2) Only flu flu arrows may be used by bow and arrow hunters; broadheads are not allowed.
  - 3) On sites that are indicated by (1), hunters must check in and/or sign out. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (5).
  - 4) On sites that are indicated by (2), only nontoxic shot approved by the U.S. Fish and Wildlife Service of size #3 steel or #5 bismuth shot or smaller may be used or possessed with a shot size of #3 steel or tin, #4 bismuth, #5 tungsten-iron, tungsten-polymer, tungsten-matrix or smaller may be used.
  - 5) Site specific rules or exceptions are noted in parentheses after each site.
- b) Site Specific Regulations
- 1) Statewide regulations apply at the following sites:
    - Alvah Borah State Habitat Area (5)
    - Anderson Lake State Conservation Area (1)
    - Apple River Canyon State Park – Salem and Thompson Units (rabbits only; closed during firearm deer hunting) (5)
    - Argyle Lake State Park (closed during firearm deer hunting) (5)
    - Banner Marsh State Fish and Wildlife Area (opens the day after the close of the central zone duck season) (1)
    - Big Bend State Fish and Wildlife Area (hunting for bobwhite quail will terminate at the close of legal shooting hours on December 14) (1)
    - Big River State Forest (closed during firearm deer hunting) (5)
    - Buffalo Prairie Pheasant Habitat Area (site will be open to Youth Hunting Only (hunters <16 years old accompanied by a non-hunting adult) for the first 2 weeks of the Upland Game

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Season; the site will be open to upland game hunting with statewide regulations after the first 2 weeks of season) (1) (2)

Cache River State Natural Area (1)

Campbell Pond State Wildlife Management Area (5)

Cape Bend State Fish and Wildlife Area (1)

Carlyle Lake State Lands and Waters (Corps of Engineers Managed Lands)

Carlyle Lake State Fish and Wildlife Area (subimpoundment area closed 7 days prior to and during the southern zone waterfowl season) (5)

Chauncey Marsh State Natural Area (5)

Clinton Lake State Recreation Area (4:00 p.m. daily closing) (5)

Copperhead Hollow State Fish and Wildlife Area (rabbit hunting only) (5)

Crawford County State Fish and Wildlife Area (1)

Cypress Pond State Natural Area (1)

Deer Pond State Natural Area (1)

Devil's Island State Fish and Wildlife Area

Dog Island State Wildlife Management Area (5)

Double T State Fish and Wildlife Area (opens the day after the close of the Central Illinois Zone goose season) (1)

Eagle Creek State Park (open only January 16-22)

Eldon Hazlet State Park (north of Allen Branch and west of

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Peppenhorst Branch only) (~~5~~)

Embarras River Bottoms State Habitat Area (2) (5)

Ferne Clyffe State Park (1)

Fort de Chartres State Historic Site (hunting with muzzleloading  
shotgun or bow and arrow only) (1)

Ft. Massac State Park (5)

Fox Ridge State Park (4:00 p.m. daily closing; closed during  
firearm deer hunting) (5)

Giant City State Park (1)

Hamilton County State Conservation Area (5)

Hanover Bluff State Natural Area (closed during firearm deer  
hunting (rabbit only)) (5)

Hidden Springs State Forest (no hunting during firearm deer  
hunting; 4:00 p.m. daily closing) (5)

Horseshoe Lake State Conservation Area (Alexander County)  
(Public Hunting Area) (~~5~~)

Horseshoe Lake State Conservation Area (Controlled Hunting  
Area; closed prior to and during the Canada goose season) (1)

Horseshoe Lake State Park (Madison County) – Gabaret,  
Mosenthein, Chouteau Island Unit (all hunters must obtain a free  
site permit)

Jim Edgar Panther Creek State Fish and Wildlife Area – Open Unit  
(5)

Jim Edgar Panther Creek State Fish and Wildlife Area – Controlled  
Unit (rabbit hunting only open Monday following the close of the

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controlled pheasant hunting season through the [close of rabbit season](#)~~next following January 22~~) (5)

Jubilee College State Park (hunting for pheasant and quail will terminate at sunset on the Sunday after Thanksgiving; closed during all site firearm deer hunting) (1) (2)

Kaskaskia River State Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 7 days prior to and during duck season; the defined Baldwin Lake Waterfowl Rest Area is closed) (1)

Kickapoo State Recreation Area (4:00 p.m. daily closing; closed during firearm deer hunting) (5)

Kinkaid Lake State Fish and Wildlife Area (1)

Marseilles State Fish and Wildlife Area (closed during all site firearm deer hunting; rabbit hunting closes at the end of the pheasant and quail season; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may only enter the site from designated parking lots) (1)

Marshall State Fish and Wildlife Area (closed during firearm deer hunting) (5)

Mazonia State Fish and Wildlife Area (upland season does not open until the day after the close of the site's waterfowl season; the site is closed Mondays, Tuesdays, Christmas Day and New Year's Day) (1)

Meeker State Habitat Area (5)

Mermet Lake State Fish and Wildlife Area (5)

Middle Fork State Fish and Wildlife Area (4:00 p.m. daily closing; closed during firearm deer hunting) (5)

Mississippi River Pools 16, 17, 18

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Mississippi River State Fish and Waterfowl Management Area  
(Pools 25 and 26)

Mississippi River Pools 21, 22, 24

Moraine View State Park (rabbit hunting permitted Mondays and  
Tuesdays during the site controlled hunting season; hunting hours  
are 8:00 a.m. to 4:00 p.m. only) (5)

Mt. Vernon Game Propagation Center (hunting from January 1 to  
the end of season; rabbits only) (5)

Nauvoo State Park (Max Rowe Unit only) (5)

Newton Lake State Fish and Wildlife Area (closed during firearm  
deer hunting) (5)

Oakford State Conservation Area

Peabody River King State Fish and Wildlife Area (West and North  
Subunits only) (1)

Pyramid State Park (5)

Pyramid State Park – Galum Unit (5)

Rall Woods State Natural Area (closed during firearm deer hunting  
(rabbit only)) (5)

Ramsey Lake State Park (8:00 a.m. to 4:00 p.m.; rabbits and quail  
only may be hunted on Mondays and Tuesdays during the fee  
pheasant season) (5+)

Randolph County State Conservation Area (1)

Ray Norbut State Fish and Wildlife Area (5)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (5)

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Red Hills State Park (5)

Rend Lake Project Lands and Waters

Sahara Woods State Fish and Wildlife Area (5)

Saline County State Conservation Area (5)

Sam Dale Lake State Conservation Area (5)

Sam Parr State Park (8:00 a.m. to 4:00 p.m.) (1)

Sangamon County State Conservation Area

Sanganois State Fish and Wildlife Area (5)

Shawnee National Forest, Oakwood Bottoms (2)

Shelbyville State Fish and Wildlife Area (4:00 p.m. daily closing)  
(5)

Sielbeck Forest State Natural Area (5)

Siloam Springs State Park – Buckhorn Unit (opens December 5;  
closed during Late-Winter Deer Season) (5)

Skinner Farm State Habitat Area (1)

Snakeden Hollow State Fish and Wildlife Area (opens the day after  
the close of the Central Illinois zone goose season) (1) (2)

Spoon River State Forest (5)

Stephen A. Forbes State Park (8:00 a.m. to 4:00 p.m.) (5)

Tapley Woods State Natural Area (closed during firearm deer  
hunting and muzzleloading rifle deer seasons; rabbit only) (5)

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Ten Mile Creek State Fish and Wildlife Area (areas designated as Waterfowl Rest Areas are closed to all access during the regular Canada goose season only) (nontoxic shot only on posted waterfowl rest areas) (5)

Trail of Tears State Forest (1)

Turkey Bluffs State Fish and Wildlife Area (1)

Union County State Conservation Area (Firing Line Unit Management Area only) (1) (2)

Washington County State Conservation Area (1)

Weinberg-King State Park (5)

Weinberg-King State Park (Cecil White Unit) (5)

Weinberg-King State Park (Scripps Unit) (5)

Weinberg-King State Park (Spunky Bottoms Unit) (5)

Weldon Springs/Piatt County Unit (closed during first and second firearm deer hunting) (5)

Wildcat Hollow State Forest (5)

Winston Tunnel State Natural Area (closed during firearm deer hunting (rabbit only) (5)

Wise Ridge State Natural Area

Witkowsky State Wildlife Area (rabbit only; opens after second firearm deer hunting) (closed during firearm deer hunting) (5)

Wolf Creek State Park (open only January 16-22)

- 2) Hunting is permitted on the following areas only on the dates listed in parentheses; or on sites indicated by (3), hunting will be permitted on the

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first and second day of the statewide upland game season and on each subsequent Wednesday and Saturday in November, and on each Thursday and Sunday in December, through December 24. On sites indicated by (4), hunting will be permitted on the first and second day of the statewide upland game season and on each subsequent Wednesday and Saturday in November and on each Thursday and Sunday in December, through December 24, except closed during the firearm deer seasons and open December 27 and 29. Daily hunting permits filled by drawing through DNR Permit Office. Procedures for application and drawings will be publicly announced. Illinois residents will have preference. Only one permit per person will be issued. Each permit authorizes the holder to bring the number of additional hunting partners listed in parentheses for the day's hunt. The permit must be returned and harvest reported by February 15 or permit holders will forfeit hunting privileges at the sites covered in this Section for the following year:

Birkbeck Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Bradford Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Clifton Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Coffeen Lake State Fish and Wildlife Area – Upland Management Area (open every Wednesday during the upland season; daily limit of bobwhite quail is 4; permits issued for dates after the close of the pheasant and quail season are for rabbit hunting only; each permit authorizes the holder to bring 3 hunting partners)

Dublin Highlands Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Eagle Creek State Park (each permit authorizes the holder to bring 3 hunting partners) (3)

Edward R. Madigan State Park (open on Mondays from the opening of upland game season until Christmas Day; each permit

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authorizes the holder to bring 3 hunting partners; check in required before hunting)

Finrock State Habitat Area (each permit authorizes the holder to bring 5 hunting partners) (3)

Freeman Mine Habitat Area (open every Wednesday in November and December starting with opening day of upland game season except during firearm deer hunting and December 24 and 25; each permit authorizes holder to bring 3 hunting partners; hunting hours 8 a.m. to 4 p.m.; daily bag limit is 2 cock pheasants, 4 quail, and 2 rabbits)

Franklin Creek State Natural Area – Nachusa Prairie Sand Farm (each permit authorizes the holder to bring 3 hunting partners) (3)

Gifford Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Green River State Wildlife Area (open every Monday, Wednesday and Thursday in November and December beginning with the Monday after the opening of the statewide upland season through the seventh Monday following; closed during the November and December firearm deer hunting; each permit authorizes the holder to bring 5 hunting partners) (1) (2)

Hallsville Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Harry "Babe" Woodyard State Natural Area (each permit authorizes the holder to bring 3 hunting partners; 8 a.m. to 4 p.m. hunting hours) (4)

Herschel Workman Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Hindsboro Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

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Ilo Dillin State Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (2) (3)

Jim Edgar Panther Creek State Fish and Wildlife Area (Upland Game Management Area) (open every Tuesday and Saturday ~~in~~ during the upland game season, in November, December and January starting with opening day of upland game season, except during firearm deer season and December 24 and 25; permits issued for dates after the close of the pheasant and quail season are for rabbit hunting only; each permit authorizes holder to bring 3 hunting partners)

Larry D. Closson Habitat Area (each permit authorizes the holder to bring 3 partners) (3)

Little Rock Creek Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Loda Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Mackinaw State Fish and Wildlife Area (each permit authorizes the holder to bring 5 hunting partners) (4)

Manito Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Mautino State Fish and Wildlife Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Maytown Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Milks Grove Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Paul C. Burrus State Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (4)

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Perdueville Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Pyramid State Park – Captain Unit (open every Saturday and Wednesday starting with opening day through the close of statewide quail season (South Zone); closed during firearm, muzzleloader and late winter deer seasons and any day that conflicts with a scheduled field trial; each permit authorizes the holder to bring 2 hunting partners)

Pyramid State Park – Denmark Unit (open every Saturday and Wednesday starting with opening day through the close of statewide quail season (South Zone); closed during firearm, muzzleloader and late winter deer seasons and any day that conflicts with a scheduled field trial; each permit authorizes the holder to bring 2 hunting partners)

Pyramid State Park – East Conant Unit (open every Saturday and Wednesday starting with opening day through the close of statewide quail season (South Zone); closed during firearm, muzzleloader and late winter deer seasons and any day that conflicts with a scheduled field trial; each permit authorizes the holder to bring 2 hunting partners)

Sand Prairie Pheasant Habitat Area (each permit authorizes the holder to bring 5 hunting partners) (3)

Sand Ridge State Forest (Sparks Pond Land and Water Reserve Area) (open on Saturdays and Tuesdays from the opening of the upland game season through the end of December except during firearm deer hunting; each permit authorizes holder to bring 3 hunting partners)

Sangchris Lake State Park (open every Wednesday and Saturday in November and December after the opening day of upland game season except the Saturday of the second firearm deer season and December 24 and 25; each permit authorizes holder to bring 3 hunting partners; hunting hours 11:00 a.m. to sunset; check in required before hunting)

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Saybrook Pheasant Habitat Area (each permit authorizes the holder to bring 5 hunting partners) (3)

Sibley Pheasant Habitat Area (each permit authorizes the holder to bring 5 hunting partners) (3)

Steward Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Victoria Pheasant Habitat Area (each permit authorizes the holder to bring 5 hunting partners) (3)

Whitefield Pheasant Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Willow Creek State Habitat Area (each permit authorizes the holder to bring 3 hunting partners) (3)

Wolf Creek State Park (each permit authorizes the holder to bring 3 hunting partners) (4)

- 3) The following sites will be open for pheasant, quail, rabbit and partridge hunting following the site's controlled pheasant hunting season; pheasants of either sex may be taken; all hen pheasants must be tagged by DNR before leaving sites; hunting hours are 8:00 a.m.-4:00 p.m.; hunting dates are noted in parentheses:

Chain O'Lakes State Park (open Wednesday through Friday following permit pheasant season) (1)

Des Plaines State Conservation Area (dates are 5 days following the close of the site's permit pheasant season excluding Mondays, Tuesdays and Christmas) (1)

Eldon Hazlet State Park (no quail or rabbit hunting; controlled pheasant hunting area and for 5 consecutive days only) (1)

Iroquois County State Wildlife Management Area (open

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Wednesday through Sunday following permit pheasant season, excluding Christmas and New Year's Day) (5)

Kankakee River State Park (no quail hunting)

Moraine View State Park (open Monday following the close of the controlled pheasant hunting season through the close of the North Zone season) (5)

Silver Springs State Park (dates are 5 days following the close of the site's permit pheasant season, excluding Mondays and Tuesdays) (1)

- c) Violation of a site regulation is a petty offense (see 520 ILCS 5/2.6, 2.7, 2.13 or 2.27).

(Source: Amended at 40 Ill. Reg. 10475, effective July 20, 2016)

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- 1) Heading of the Part: Duck, Goose and Coot Hunting
- 2) Code Citation: 17 Ill. Adm. Code 590
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
590.20	Amendment
590.60	Amendment
590.80	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7 and 3.8 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7 and 3.8] and Migratory Bird Hunting (50 CFR 20)
- 5) Effective Date of Rules: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6322; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No

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- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close state-owned or -managed sites, and amend procedures at State sites.
- 16) Information and questions regarding these adopted rules shall be directed to:

Anne Mergen, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendments begins on the next page:

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TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 590  
DUCK, GOOSE AND COOT HUNTING

Section	
590.10	Statewide Regulations
590.15	Duck, Goose and Coot General Hunting Regulations on Department-Owned and -Managed Sites Listed in Sections 590.40 and 590.50
590.20	Permit Controlled Department Sites Only – Duck, Goose and Coot Hunting
590.25	Illinois Youth Waterfowl Hunting Permit Requirements (Repealed)
590.26	Illinois Youth Duck Hunting Permit Requirements (Repealed)
590.30	Duck, Goose and Coot General Hunting Regulations on all Department-Owned and -Managed Sites (Repealed)
590.40	Check Station Department Sites Only – Duck, Goose and Coot Hunting
590.50	Non-Check Station Department Sites Only – Duck, Goose and Coot Hunting
590.60	Various Other Department Sites – Duck, Goose and Coot Hunting
590.70	Ohio River
590.80	Early and Late Goose (all species) Hunting Regulations on Department Sites
590.EXHIBIT A	The Non-Toxic Shot Zones of Illinois (Repealed)

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7 and 3.8 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.19, 2.20, 2.23, 2.33, 3.5, 3.6, 3.7 and 3.8] and Migratory Bird Hunting (50 CFR 20).

SOURCE: Adopted at 5 Ill. Reg. 8857, effective August 25, 1981; emergency amendment at 5 Ill. Reg. 11386, effective October 14, 1981, for a maximum of 150 days; codified at 5 Ill. Reg. 10638; Part repealed at 6 Ill. Reg. 9647, effective July 21, 1982; new Part adopted at 6 Ill. Reg. 11865, effective September 22, 1982; amended at 7 Ill. Reg. 13229, effective September 28, 1983; emergency amendment at 7 Ill. Reg. 13948, effective October 6, 1983, for a maximum of 150 days; emergency expired March 3, 1984; amended at 8 Ill. Reg. 18968, effective September 26, 1984; amended at 9 Ill. Reg. 14242, effective September 5, 1985; peremptory amendment at 9 Ill. Reg. 15062, effective September 25, 1985; emergency amendment at 9 Ill. Reg. 15928, effective October 8, 1985, for a maximum of 150 days; emergency expired March 5, 1986; amended at 10 Ill. Reg. 16588, effective September 22, 1986; emergency amendment at 10 Ill. Reg. 17773, effective September 26, 1986, for a maximum of 150 days; emergency expired

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February 23, 1987; amended at 11 Ill. Reg. 10560, effective May 21, 1987; emergency amendment at 11 Ill. Reg. 15242, effective August 28, 1987, for a maximum of 150 days; emergency expired January 25, 1988; amended at 12 Ill. Reg. 12200, effective July 15, 1988; emergency amendment at 12 Ill. Reg. 16233, effective September 23, 1988, for a maximum of 150 days; emergency expired February 20, 1989; emergency amendment at 12 Ill. Reg. 22244, effective December 7, 1988, for a maximum of 150 days; emergency expired May 6, 1989; amended at 13 Ill. Reg. 10525, effective June 20, 1989; amended at 13 Ill. Reg. 14925, effective September 7, 1989; emergency amendment at 13 Ill. Reg. 16579, effective October 4, 1989, for a maximum of 150 days; emergency expired March 3, 1989; amended at 13 Ill. Reg. 17354, effective October 27, 1989; amended at 14 Ill. Reg. 638, effective January 2, 1990; amended at 14 Ill. Reg. 13529, effective August 13, 1990; emergency amendment at 14 Ill. Reg. 17029, effective September 26, 1990, for a maximum of 150 days; emergency expired February 23, 1991; amended at 15 Ill. Reg. 1487, effective January 22, 1991; amended at 15 Ill. Reg. 13293, effective September 3, 1991; emergency amendment at 15 Ill. Reg. 16745, effective November 5, 1991, for a maximum of 150 days; emergency expired April 3, 1992; amended at 16 Ill. Reg. 570, effective December 31, 1991; amended at 16 Ill. Reg. 12491, effective July 28, 1992; emergency amendment at 16 Ill. Reg. 16672, effective October 15, 1992, for a maximum of 150 days; emergency expired March 9, 1993; emergency amendment at 16 Ill. Reg. 18851, effective November 17, 1992, for a maximum of 150 days; emergency expired April 11, 1993; emergency amendment at 17 Ill. Reg. 1658, effective January 20, 1993, for a maximum of 150 days; emergency expired June 14, 1993; amended at 17 Ill. Reg. 16443, effective September 27, 1993; emergency amendment at 17 Ill. Reg. 18867, effective October 14, 1993, for a maximum of 150 days; emergency expired March 13, 1994; amended at 18 Ill. Reg. 10023, effective June 21, 1994; emergency amendment at 18 Ill. Reg. 15161, effective September 27, 1994, for a maximum of 150 days; emergency expired February 23, 1995; amended at 19 Ill. Reg. 13209, effective September 11, 1995; amended at 20 Ill. Reg. 754, effective December 29, 1995; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 20 Ill. Reg. 12417, effective August 30, 1996; amended at 21 Ill. Reg. 578, effective December 30, 1996; amended at 21 Ill. Reg. 11713, effective August 12, 1997; amended at 22 Ill. Reg. 2182, effective January 2, 1998; amended at 22 Ill. Reg. 15961, effective August 24, 1998; amended at 22 Ill. Reg. 21881, effective December 3, 1998; emergency amendment at 23 Ill. Reg. 3092, effective March 10, 1999, for a maximum of 150 days; emergency expired August 6, 1999; amended at 23 Ill. Reg. 11195, effective August 26, 1999; emergency amendment at 23 Ill. Reg. 14640, effective December 13, 1999, for a maximum of 150 days; emergency expired May 10, 2000; amended at 24 Ill. Reg. 12517, effective August 7, 2000; amended at 25 Ill. Reg. 14131, effective October 22, 2001; amended at 26 Ill. Reg. 16238, effective October 18, 2002; amended at 27 Ill. Reg. 15409, effective September 18, 2003; amended at 28 Ill. Reg. 13562, effective September 24, 2004; amended at 29 Ill. Reg. 9654, effective June 24, 2005; emergency amendment at 29 Ill. Reg.

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13900, effective August 30, 2005, for a maximum of 150 days; amended at 29 Ill. Reg. 18924, effective November 4, 2005; amended at 30 Ill. Reg. 15694, effective September 18, 2006; amended at 31 Ill. Reg. 13128, effective August 30, 2007; amended at 32 Ill. Reg. 14761, effective August 27, 2008; amended at 33 Ill. Reg. 14671, effective October 13, 2009; amended at 34 Ill. Reg. 16457, effective October 8, 2010; amended at 35 Ill. Reg. 13161, effective July 26, 2011; amended at 37 Ill. Reg. 19208, effective November 14, 2013; amended at 38 Ill. Reg. 22735, effective November 18, 2014; amended at 39 Ill. Reg. 11387, effective August 3, 2015; amended at 40 Ill. Reg. 10492, effective July 20, 2016.

**Section 590.20 Permit Controlled Department Sites Only – Duck, Goose and Coot Hunting**

- a) Sites covered in this Section, which allow hunting by permit only, are:

Anderson Lake State Fish and Wildlife Area

Banner Marsh State Fish and Wildlife Area

Clinton Lake State Recreation Area – Salt Creek Waterfowl Management Area  
[\(2\)](#)

Double T State Fish and Wildlife Area

[Embarras River Bottoms State Habitat Area \(2\)](#)

Horseshoe Lake State Fish and Wildlife Area

Kidd Lake State Natural Area (west of railroad tracks only)

Larry D. Closson State Habitat Area [\(2\)](#)

Marshall State Conservation Area – Duck Ranch Unit [\(2\)](#)

Rice Lake State Fish and Wildlife Area – Walk-in Units

Snakeden Hollow State Fish and Wildlife Area

Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit

Union County State Fish and Wildlife Area

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- b) Permit Requirements
- 1) Permit applications shall be accepted starting August 16. Initial acceptance dates and methods for making applications will be publicly announced. A hunter can obtain up to 5 permits for duck hunting and 5 permits for goose hunting as follows: Only applications submitted by Illinois residents will be processed during the first lottery to apply for up to one duck permit and one goose permit. Non-residents and residents who did not receive a permit or did not apply in the first lottery will be eligible to participate in the second lottery to apply for their first duck and goose permit. Residents will have preference in the 2<sup>nd</sup> lottery. Residents and non-residents can apply for a 2<sup>nd</sup> permit for duck and goose hunting in the 3<sup>rd</sup> lottery. Residents will have preference in the 3<sup>rd</sup> lottery. Residents and non-residents can apply for a 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> duck and goose permit during the phone-in reservation period to be held after the 3<sup>rd</sup> lottery. Successful applicants will be sent confirmation via email or can access the Reservation Inquiry System to see if they were awarded a permit.
  - 2) Permits shall be issued until the daily quota is filled. The daily quota is determined by the formula: one hunter per 10 to 40 huntable acres. Huntable acres are determined by, but not limited to, the biological studies on the number of the species available; the condition, topography, and configuration of the land at the site; the condition of the roads at the site; the number of employees available to work at the site; and the number of blinds which can be established on a site as set forth in Section 3.8 of the Wildlife Code [520 ILCS 5/3.8]. [Hunting locations \(blind or stake number\) shall be assigned randomly by the permit office and listed on the permit at sites that do not have a check station, but have multiple hunting locations.](#)
  - 3) The permit shall be for the use of the entire blind or staked site/area.
    - A) It shall be the responsibility of the permit holder to bring one hunting partner or one non-hunting partner (non-hunting partners are defined as persons under 21 years of age accompanying the hunter in the blind) or 2 non-hunting partners (3 persons per blind but not more than 2 hunters per blind) for:

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Snakeden Hollow State Fish and Wildlife Area

Horseshoe Lake State Fish and Wildlife Area

Union County State Fish and Wildlife Area

- B) It shall be the responsibility of the permit holder to bring 2 partners (hunters or non-hunters; 3 persons per stake/area) for:

Rice Lake State Fish and Wildlife Area – Walk-in Unit

Kidd Lake State Natural Area – units west of the railroad tracks only

- C) It shall be the responsibility of the permit holder to bring 3 partners (hunters or non-hunters; 4 persons per blind or staked site/area) for:

Anderson Lake State Fish and Wildlife Area

Banner Marsh State Fish and Wildlife Area

Double T State Fish and Wildlife Area

[Embarras River Bottoms State Habitat Area](#)

Larry D. Closson State Habitat Area

Marshall State Conservation Area – Duck Ranch Unit

Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit

Clinton Lake State Recreation Area – Salt Creek Waterfowl Management Area

Unallocated blinds shall be filled by a drawing at the sites.

- 4) Permits are not transferrable.

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- 5) Permits will be issued from the Springfield Permit Office for permit-controlled sites. For other information write to:

Illinois Department of Natural Resources  
Permit Office – Waterfowl  
P.O. Box 19457  
Springfield IL 62794-9457

c) General Regulations

- 1) All use other than permit hunting as defined in subsection (b)(3) is prohibited at:
- A) Snakeden Hollow State Fish and Wildlife Area from two weeks before duck season through close of Central Zone Canada goose season.
  - B) Double T State Fish and Wildlife Area from October 1 through the close of the Central Zone Duck hunting season.
- 2) Hours, Permits and Stamp Charges
- A) Hunting hours are from legal opening time until 1:00 p.m., except at Horseshoe Lake State Fish and Wildlife Area and Union County State Fish and Wildlife Area, which close at 12 noon. Marshall State Fish and Wildlife Area – Duck Ranch Unit will have statewide hours for early and late goose seasons.
  - B) At Snakeden Hollow State Fish and Wildlife Area from opening day through November 30, all hunters must register at the check station by 5:00 a.m. Permits are void after 5:00 a.m. From December 1 through December 31, all hunters must register at the check station by 5:30 a.m. Permits are void after 5:30 a.m. From January 1 through the close of goose season, all hunters must register at the check station by 6:00 a.m. Permits are void after 6:00 a.m.
  - C) At Banner Marsh State Fish and Wildlife Area, Horseshoe Lake

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State Fish and Wildlife Area, Rice Lake State Conservation Area – Walk-in Units and Union County State Fish and Wildlife Area hunters with permit reservations are required to check in at the check station between 4:30 a.m. and 5:00 a.m. Permits are void after 5:00 a.m. A drawing shall be held to allocate blind sites at all sites.

- D) At Anderson Lake State Fish and Wildlife Area and Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit, hunters are required to check in at the check station no later than one hour before legal shooting time; after that time, permits are void.
- E) At Double T State Fish and Wildlife Area, hunters must check in by 4:30 a.m. at the Rice Lake check station. Permits are void after 4:30 a.m. Check out is required at all sites listed in this Section.
- F) At Clinton Lake State Recreation Area – Salt Creek Waterfowl Management Area, hunting hours are the same as those in effect statewide. Permit hunters have sole access to the blind sites for the day and may occupy or leave the site as desired during legal access hours.
- G) At Kidd Lake State Natural Area, hunters may arrive at hunt sites 1 hour prior to legal shooting time until 1:00 p.m. when shooting must cease. Hunters must remove all hunting materials and vacate the area by 2:00 p.m. Only hunters with Public Duck and Goose Hunting Area Permits and their partners may hunt the site.
- H) A \$15 Daily Usage Stamp must be purchased at Snakeden Hollow State Fish and Wildlife Area. Partners between 16 and 20 years of age must pay daily usage stamp fee. Partners under 16 are not required to purchase a daily usage stamp.
- I) A \$10 Daily Usage Stamp must be purchased at Banner Marsh State Fish and Wildlife Area, Marshall State Conservation Area – Duck Ranch Unit, Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit, Horseshoe Lake State Fish and Wildlife Area, Union County State Fish and Wildlife Area. Non-hunting partners between 16 and 20 years of age must pay

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daily usage stamp fee. All partners under 16 are not required to purchase a daily usage stamp.

J) At Embarras River Bottoms State Habitat Area, hunters may arrive at hunt sites 1 hour prior to legal shooting time until 1:00 p.m. when shooting must cease. Hunters must remove all hunting materials and vacate the area by 3:00 p.m. Only hunters with Public Duck and Goose Hunting Area Permits and their partners may hunt the site.

- 3) Hunting shall be done from assigned locations (blinds, stakes, areas or pits) only and hunters shall not move from assigned location to another location or leave the assigned location and return.
- 4) Guns must be unloaded and encased at all times when not hunting. Except at Union County and Horseshoe Lake State Fish and Wildlife Areas, all hunting parties shall hunt over a spread of at least 12 decoys during duck season and Canada goose season. The decoys shall be staked, placed or floating, be individually visible, be at least 8 inches long, and not be within a boat, blind or container.
- 5) The legal hunting seasons for Horseshoe Lake State Fish and Wildlife Area and Union County State Fish and Wildlife Area are the dates of the South Zone duck and goose hunting seasons except that these areas shall be closed on Mondays, Tuesdays (except for the Illinois Youth Waterfowl Hunt) and December 24 through 28. (These sites shall be open only for the Illinois Youth Waterfowl Hunt on December 28, pursuant to Section 685.110.)
- 6) The legal hunting season at Snakeden Hollow State Fish and Wildlife Area is the dates of the Central Zone goose hunting season except that the area shall be closed on Mondays, Tuesdays, Wednesdays, and December 24, 25 and 26.
- 7) The legal hunting season at Banner Marsh State Fish and Wildlife Area and Rice Lake State Fish and Wildlife Area – Walk-in Units is the dates of the Central Zone duck hunting season.

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- 8) The legal hunting season at Spring Lake State Fish and Wildlife Area – Spring Lake Bottoms Unit is the opening day of the Central Zone duck hunting season and every Tuesday, Thursday and Sunday of the Central Zone duck hunting season, except the second Sunday in November, which is closed due to the Youth Hunt.
- 9) The legal permit hunting season at Double T State Conservation Area will be every Wednesday, Saturday and Sunday of the Central Zone duck hunting season.
- 10) The legal hunting season at Marshall State Conservation Area – Duck Ranch Unit is every Tuesday, Thursday, Saturday and Sunday during the Central Zone duck season.
- 11) At Horseshoe Lake State Fish and Wildlife Area and Union County State Fish and Wildlife Area, during duck season hunters shall not possess more than 25 shot shells. When duck season is closed, hunters shall not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit. During the Conservation Order Light Goose Season hunters may possess 25 shot shells at Horseshoe Lake State Fish and Wildlife Area. At Snakeden Hollow State Fish and Wildlife Area, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit.
- 12) At Horseshoe Lake State Fish and Wildlife Area and Union County State Fish and Wildlife Area hunters may bring up to 3 dozen decoys per party. No full bodied or supermagnum shell decoys are allowed.
- 13) At Horseshoe Lake State Fish and Wildlife Area hunters cannot take guns from the blind to retrieve crippled waterfowl.
- 14) Hunters must be at least 16 years of age (except for the Illinois Youth Goose/Duck Hunt) to draw for a pit or blind. Each person under 16 years of age must be accompanied by a supervising adult.
- 15) At Rice Lake State Fish and Wildlife Area – Walk-in Units, hunting shall be by walk-in or boats without motors only.

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- 16) The legal hunting season for Clinton Lake State Recreation Area – Salt Creek Waterfowl Management Area will be every Tuesday, Thursday and Saturday of the Central Zone regular duck and Canada goose season.
- 17) The permit dates for Anderson Lake State Fish and Wildlife Area will be every Tuesday, Thursday and Saturday of the waterfowl hunting zone the site is in (Central Zone). Permit holders will have first choice of West Point Walk-in area stakes or unclaimed yearly allocation blinds that would otherwise go in the daily drawing. All site specific regulations apply.
- 18) The legal hunting season for Larry D. Closson State Habitat Area will be every ~~Sunday~~Saturday in October and November and every ~~Saturday~~Sunday in December and January of the regular Illinois duck hunting season in the waterfowl hunting zone in which the site is located(~~Central Zone~~).
- 19) The legal hunting season for Kidd Lake State Natural Area – units west of the railroad tracks only will be every Tuesday, Thursday and Saturday of the regular Illinois duck hunting season in the waterfowl hunting zone in which the site is located(~~Southern Zone~~).
- 20) The legal hunting season for Embarras River Bottoms State Habitat Area will be Tuesday, Thursday and Saturday of the regular Illinois duck hunting season (except for the youth waterfowl season) in the Waterfowl Hunting Zone in which the site is located. There will be no waterfowl hunting during shotgun deer and deer muzzleloader seasons.

d) Violation of this Section is a petty offense (see 520 ILCS 5/2.20).

(Source: Amended at 40 Ill. Reg. 10492, effective July 20, 2016)

**Section 590.60 Various Other Department Sites – Duck, Goose and Coot Hunting**

The sites listed in this Section conform to Statewide Regulations (Section 590.10) and the following regulations, except as noted.

- a) Regulations
  - 1) Hunting hours are from legal opening to 1:00 p.m., except hunting shall be

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permitted until sunset on those sites indicated by (1) following the location in subsection (b). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (2).

- 2) No permanent blinds allowed, except for Department constructed blinds; all blinds must be of a portable nature and constructed with natural vegetation at the blind site and no pits can be dug. All materials must be removed or dismantled at the end on the day's hunt.
  - 3) Portable boat blinds must have been completed, including final brushing, before entering the water and must be removed at the end of the day's hunt.
  - 4) Waterfowl hunters must maintain a distance of 200 yards between hunting parties, except for Department constructed blinds or staked locations.
  - 5) No hunting is permitted within 200 yards of developed recreation areas, public use facilities, and construction or industrial sites.
  - 6) No check station is operated nor is any check in/check out required, except as indicated in the remainder of this Section.
  - 7) It shall be unlawful to trespass upon areas designated as waterfowl rest areas or refuges from 2 weeks prior to the start of regular duck season through the close of regular duck and Canada goose season except as indicated in the remainder of this Section.
  - 8) It shall be unlawful to trespass upon the designated waterfowl hunting area during the 7 days prior to the regular duck season unless otherwise posted at the site.
- b) Site Specific Regulations
- 1) Boston Bay (Mississippi River Pool 18)  
No permanent blinds may be built; temporary blinds only; 200 yards apart.
  - 2) Cache River State Natural Area (hunters must sign in prior to hunting and sign out and report their harvest at the end of each day) (1)

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- 3) Campbell Pond State Wildlife Management Area (2)
- 4) Cape Bend State Fish and Wildlife Area (1)
- 5) Carlyle Lake Project Lands and Waters
  - A) No one may enter the subimpoundment area to hunt waterfowl before 4:30 a.m. each day of the waterfowl hunting season, or remain in the area after 3:00 p.m. each day of the waterfowl hunting season, except during the last 3 days of the Canada goose season and during any goose seasons that occur before or after Canada goose season, hunters must be out of the area by one hour after sunset and not return until 4:30 a.m. The subimpoundment area is defined as that area bordered by the Kaskaskia River on the east and south and extending north and west to the Carlyle Lake project boundary, and includes impoundment areas 1, 2, 3, and 4 and within the impoundments on the East Side Management Area located east of the Kaskaskia River.
  - B) The waters of Carlyle Lake are defined as the lake and that portion of the Kaskaskia River, North Fork, East Fork, Peppenhorst Branch and Allen Branch north of the buoys only, and Hurricane Creek that are within the boundaries of the Carlyle Lake property.
  - C) Walk-in hunting shall be permitted in subimpoundment areas. Boats with no motors are allowed in the subimpoundments. Department personnel will designate boat launching locations.
  - D) When the water level in the subimpoundment area is too high (due to flooding) to allow walk-in hunting, Department personnel shall post that the area is open to boats with motors of 10 hp or less and will designate boat launching locations.
  - E) Known eagle protection areas will be posted by the Site Superintendent and will be closed to waterfowl hunting.
  - F) Each hunting party is required to hunt over a minimum of 12 decoys. Decoys shall not be left out unattended or after 3:00 p.m. each day of the waterfowl season, except during the last 3 days of

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the Canada goose season and during any goose seasons that occur after Canada goose season, decoys shall not be left out unattended or later than one hour after sunset.

- G) All waterfowl hunters must register prior to hunting each day of the waterfowl hunting season at the nearest accessible registration box. All hunters must sign out and record their harvest daily before they exit the area.
  - H) The Army Corps of Engineers may build blinds on Corps managed lands and waters for management purposes only.
  - I) During the last 3 days of Canada goose season, hunting hours shall close at sunset daily.
  - J) The following rules apply to North Allen Branch Waterfowl Management Area (Eldon Hazlet State Park) only:
    - i) Three designated blind sites are available on a first come-first served basis. Walk-in hunting only is permitted with a maximum of 4 hunters per site. All hunting must be from one blind site located between identically numbered stakes.
    - ii) Hunters must sign in prior to hunting, and sign out and report their harvest at the end of each day. All hunters must be checked out by 2:00 p.m. daily, except the last 3 days of the Canada goose season, and during any goose seasons that may occur after the Canada goose season, hunters must be checked out by one hour after sunset.
    - iii) Decoys shall not be left out unattended.
    - iv) When the lake floods this area and designated blind sites are not usable for walk-in hunting, the Department, by public announcement and/or posting, will open the affected area to hunting from boats per Carlyle Lake Project Lands and Waters' rules.
- 6) Chauncey Marsh State Natural Area (21)

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~~Permit required, may be obtained at Red Hills State Park Headquarters and must be returned by February 15.~~

- 7) Clinton Lake State Recreation Area (1) (2)
- ~~A)~~ ~~Hunters must obtain a free site hunting permit and windshield card from the site office prior to hunting. While hunting, the windshield card must be visible in the windshield with the permit number clearly visible. Site hunting permits must be in the hunter's possession while in the field. Hunters must return the permit and report harvest by February 15 of the following year, or hunting privileges for the following season shall be forfeited.~~
- AB) Except as described in subsections (b)(8)(C) and (D), hunting is allowed only from anchored portable blinds, except that no waterfowl hunting is permitted in the area extending from a line between the west side boat ramp and the southern-most point of the central peninsula to the Davenport Bridge.
- BC) Waterfowl hunting is also permitted from the shore in designated walk-in hunting areas on a first-come, first-served basis. Walk-in or boat hunting only. No more than 4 hunters per party are permitted.
- CD) Hunting from permanent land-based blinds is permitted only from Disabled Hunting Program and Salt Creek Waterfowl Management Area blinds.
- DE) Each party must hunt over a minimum of 12 decoys. Decoys must be removed from the sites following each day's hunt. Decoys must not be left unattended.
- EF) Except for the Handicap Hunting Program facilities and Salt Creek Waterfowl Management Area, blinds must be portable or built from material brought in or available at the blind site. Blinds must be dismantled and removed at the end of each day's hunt. No trees or bushes may be cut.
- FG) There will be no hunting within 200 yards of developed areas or

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construction zones and 300 yards of electrical power lines.

GH) Hunting within the Salt Creek Waterfowl Management Area will, on designated days, be available only through a drawing conducted by the Springfield Permit Office. Procedures for applying for a permit at the site will be publicly announced.

- 8) Coffeen Lake State Fish and Wildlife Area
  - A) Hunters must sign in prior to hunting and sign out, reporting harvest at the end of each day.
  - B) Hunting from staked sites only.
  - C) No permanent blinds.
  - D) Hunting by boat access only.
  - E) No cutting vegetation on site.
  - F) Hunting north of railroad tracks only.
  - G) Hunting hours from legal opening to 1 p.m. Fishing allowed between the railroad tracks and the county road after 1:00 p.m.
  - H) Four hunters per blind site.
  - I) No hunting during firearm deer seasons.
  - J) All hunters must be checked out at sign in box by 2:00 p.m.
- 9) Copperhead Hollow State Wildlife Area (1) (2)
- 10) Cypress Pond State Natural Area (1)

Hunters must sign in prior to hunting and sign out reporting harvest at the end of each day.
- 11) Deer Pond State Natural Area (1)

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Hunters must sign in prior to hunting and sign out reporting harvest at end of each day.

- 12) Devil's Island State Fish and Wildlife Area (1)
- 13) Dog Island State Wildlife Management Area (~~2~~)  
~~Hunters must sign in prior to hunting and sign out reporting harvest at end of each day.~~
- 14) Donnelley State Wildlife Area
  - A) Hunting is prohibited on Tuesdays and Wednesdays except open on opening day and on the first Sunday immediately preceding the first firearm deer season as set forth in 17 Ill. Adm. Code 650.10 except as indicated in Section 590.25.
  - B) Goose hunting is prohibited after the close of the duck season.
  - C) All hunting shall be from designated blinds only. Refilling or changing blinds is not permitted.
  - D) All hunters must report to the check station to fill out an information card and turn in hunting licenses or valid photo identification (example: Firearm Owner's Identification Card, driver's license) before proceeding to blinds.
  - E) A hunter may bring one or 2 hunting partners under the age of 21.
  - F) \$10 daily usage stamp must be purchased to hunt this area. Non-hunting partners between 16 and 20 years of age must pay daily usage stamp fee. Non-hunting partners under 16 are not required to purchase a daily usage stamp.
  - G) No outboard motors are allowed by public – only by authorized DNR personnel.
  - H) No more than 3 persons shall occupy a blind at any one time.
  - I) All parties are required to report to check station within one hour

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after termination of hunt or no later than 2:00 p.m.

- J) All parties must hunt over a minimum of 12 decoys and a maximum of 48 decoys can be used, which must be removed upon the termination of the hunt.
  - K) The first weekend and the third Saturday of the regular duck season shall be designated as youth hunt days. This shall consist of youth or youths 15 and under plus one adult per blind. There shall be no charge for the youth on these days. Those blinds not allocated to youths shall be available to adults on those days.
  - L) One blind shall be made available by priority claim to "disabled" persons (as defined in Section 2.33 of the Wildlife Code).
- 15) Fort de Chartres State Historic Site (1)
- A) Hunting is allowed from anchored, portable boat blinds only on a first come-first served basis.
  - B) Each hunting party is required to hunt over a minimum of 12 decoys which must be removed at the end of each hunting day.
  - C) No hunting is allowed during firearm deer season.
- 16) Fox Ridge State Park (1) (2)  
Hunting restricted to Embarras River and its flood waters.
- 17) Fox River (1)
- A) Waterfowl hunting is prohibited on that portion of the Fox River running from the Kendall-Kane County line downstream to a line extending from the intersection of Route 71 and Douglas Street in Oswego, across the Fox River to the intersection of Hickory Lane and Riverview Drive.
  - B) Waterfowl hunting shall be from Department designated sites only on that portion of the Fox River downstream from the line extending from the intersection of Route 71 and Douglas Street in

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Oswego, across the Fox River to the intersection of Hickory Lane and Riverview Drive downstream to the Fox River Drive Bridge. Hunting at the designated sites will be on a first come-first served basis. Statewide regulations shall be in effect with no other Sections of this Part being applicable.

- 18) Fox River – Chain of Lakes (Lake and McHenry Counties) (1)  
Waterfowl blind regulations of the Fox Waterway Agency are in full force and effect on those public waters under their jurisdiction. Failure to comply with such regulations constitutes a violation of this Section.
- 19) Freeman Mine State Habitat Area  
Hunting regulations will be publicly announced.
- 20) Heidecke State Fish and Wildlife Area, Braidwood State Fish and Wildlife Area and Powerton Lake State Fish and Wildlife Area
  - A) Blind sites shall be allocated on a daily draw basis conducted at the check stations 60 minutes before hunting time. Hunters shall register as parties for the drawing; each party drawn shall be allowed to select blind site in order drawn; only those hunters registered in party shall be allowed to hunt with their party; no more than 3 hunters per party; persons under the age of 16 shall not be allowed to hunt unless accompanied by an adult.
  - B) Blind sites not selected during the drawing shall be allocated on a first come-first served basis. Vacant blind sites shall not be allocated after the drawing until one hour after legal hunting time. No blind sites shall be allocated after 10:00 a.m. Hunters wishing to move to another blind site must report this move to the check station attendant in person before such a move.
  - C) Access to water blind sites must be by boat only and from designated boat launch sites.
  - D) All hunting must be from portable boat blinds, within 10 yards of the assigned numbered stake or buoy. No more than 3 persons shall use one blind.

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- E) Upon vacating blind sites, all hunters must report to the check station within one hour. At this time, waterfowl bagged must be checked in and displayed to the station operator and hunting licenses returned.
- F) Each hunting party is required to hunt over a minimum of 12 decoys. Decoys must be picked up immediately after the hunt is over.
- G) Heidecke Lake and Braidwood Lake shall be closed to all fishing and boat traffic except for legal waterfowl hunters from 10 days prior to regular duck season until the close of the regular duck and Canada goose season. Powerton Lake shall be closed to boat traffic from 7 days prior to opening of regular duck season until February 15, except for legal waterfowl hunters, and closed to all unauthorized entry during the regular duck season.
- H) No hunting on Monday and Tuesday at Heidecke and Braidwood Lakes. No hunting at Powerton Lake on Monday through Thursday except hunting permitted on State holidays.
- I) It is unlawful to hunt waterfowl on the water area in any watercraft less than 16 feet long and 60 inches in beam and without a gas-powered motor.
- J) No guns may be carried from water blinds to retrieve waterfowl that fall on land.
- K) Hunting is closed on Christmas Day and New Year's Day.
- L) All water areas not posted with blind site numbers shall be refuge and are closed to all boat traffic except by authorized personnel.
- M) It is unlawful to shoot across any dike.
- N) Waterfowl hunting shall close with the conclusion of the duck season at Powerton Lake. At Heidecke and Braidwood Lakes, waterfowl hunting closes at the end of duck or goose season, whichever is later. No goose hunting is allowed prior to duck

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season.

- 21) Henderson Creek State Fish and Wildlife Area (2)
- 22) Hidden Springs State Forest (hunting restricted to Richland Creek and its floodwaters) (1) (2)
- 23) Horseshoe Lake (Alexander County) Public Hunting Area
  - A) Closed to waterfowl hunting on Mondays and Tuesdays.
  - B) When duck season is closed, goose hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit.
- 24) Horseshoe Lake Refuge  
No hunting allowed, no boat motors except trolling motors will be allowed on Horseshoe Lake from October 15 to March 1.
- 25) Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein, Chouteau Island Unit  
Site permit required.
- 26) Jim Edgar Panther Creek State Fish and Wildlife Area
  - A) Waterfowl hunting on Prairie Lake will be allowed on Wednesdays and Saturdays starting November 1 each year and ending no later than January 15 of each year.
  - B) Staked hunting sites shall be allocated on a daily draw basis conducted at 5:00 a.m. at the site office. Hunters shall register as parties for the drawing; each party drawn shall be allowed to select a hunt stake in order drawn; only those hunters registered in the party shall be allowed to hunt with the party; no more than 4 hunters per party; persons under the age of 16 shall not be allowed to hunt unless accompanied by an adult.
  - C) Hunting hours will be legal opening shooting hours for Jim Edgar Panther Creek's respective Illinois waterfowl zone to 12:00 p.m.

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- D) Access to water hunt stakes must be by boat only and from designated boat launch sites.
  - E) Upon vacating hunt stakes, all hunters must report to the site office within one hour to sign out and report harvest.
  - F) Each hunting party is required to hunt over a minimum of 12 decoys. Decoys must be picked up immediately after the hunt is over.
  - G) Hunting shall take place from boats anchored within 10 yards of Department assigned hunt stakes only. Hunters must occupy hunt stakes within one hour after registering at the check station. No guns may be carried from hunt stakes to retrieve waterfowl that fall on land.
  - H) Hunting is closed Christmas Day (December 25).
  - I) Hunting parties may move to unoccupied hunting stakes after 10:00 a.m. Hunting location moves need to be recorded when hunters check out after the hunt.
  - J) When it is deemed necessary, the Department shall remove, move or close hunt stakes in order to carry out the operations of the overall management program.
- 27) Kaskaskia River State Fish and Wildlife Area (1)  
The last 3 days of both the duck season and the regular Canada goose season.
- A) No waterfowl hunters may remain in the area after 3:00 p.m. For those lands lying south of Illinois Route 154 and north of Illinois Route 13, the legal hunting hours shall be from statewide opening hour until statewide closing hour.
  - B) All waterfowl hunting parties must use at least 12 decoys. Hunting is allowed on a first come-first served basis.

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- C) It is unlawful to leave duck and goose decoys unattended. Decoys must be picked up at the end of each day's hunt.
- D) All waterfowl hunters must register prior to hunting each day of the waterfowl season at the nearest check station, and must sign out and record their harvest daily before they exit the area.
- E) The following regulations apply to the Doza Creek Waterfowl Management Area:
- i) No waterfowl hunters may enter the area before 4:30 a.m. each day of the waterfowl hunting season. No waterfowl hunters may remain in the area after 3:00 p.m.
  - ii) Only waterfowl, coot, archery deer and fall archery turkey hunting (as provided by 17 Ill. Adm. Code 670 and 720) allowed in this area during the duck hunting season.
  - iii) For the first 4 days of the duck season, all waterfowl hunting must occur within 10 yards of an assigned, numbered stake. Staked hunting locations shall be allocated on a daily draw basis at the Highway 154 Boat Ramp at 4:00 a.m. Hunters shall register as parties for the drawing; each party drawn shall be allowed to select a staked location in order drawn; only those hunters registered in a party shall be allowed to hunt with their party; no less than 2 hunters and no more than 4 hunters per party; moving from staked location to staked location is not allowed. Staked locations not allocated during the drawing will not be hunted that day. Starting on day 5 and for the remainder of the waterfowl season, hunting is allowed on a first come-first served basis and hunting need not occur by a stake. Waterfowl hunters must maintain a distance of 200 yards between hunting parties.
  - iv) Electric trolling motors only may be used. All other motors must be removed or made inoperable.
- F) Handicapped accessible waterfowl hunting blind (Dry Lake Access

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Area)

- i) Application for hunting dates should be received at the site office September 1-10 and will be allocated on a first request basis or via a drawing, if needed.
- ii) Three hunters are allowed in the blind. At least one hunter must have a P-2 handicapped certification.
- iii) Hunters must sign in/out and report harvest at check station after hunting.

28) Kickapoo State Recreation Area (2)

- A) Hunting permitted only from staked sites. ~~Hunters must sign in prior to hunting and sign out and report harvest at the end of each day's hunt.~~
- B) Hunters must register and hunt as parties. No more than 4 hunters per party are permitted. No non-hunting partners.
- ~~C)~~ ~~Upon vacating their blinds, all hunters must take their completed harvest cards, issued daily on site, and place them in the collection box at the designated check station.~~
- ~~CD)~~ Each hunting party must hunt over a minimum of 12 decoys.
- ~~DE)~~ Waterfowl hunting is permitted only during the first 7 weekdays of the November portion of the Central Zone Canada goose season.
- ~~EF)~~ Hunting from staked sites only. Hunting must be within 10 feet of the staked location. All hunting must be from one portable blind or one anchored boat blind. Electric motors only for all boats.
- ~~FG)~~ Blind material must be brought in and taken out each day. No vegetation may be cut at the site.
- ~~GH)~~ Hunting hours are from legal opening to 1:00 p.m. Hunters must be out of the field by 2:00 p.m.

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H4) Hunters wishing to move to another vacant blind location may do so on a first come-first served basis, provided they include the blind change on the harvest card and report their harvest for each blind.

- 29) Kinkaid Lake State Fish and Wildlife Area (1)
- 30) Lake Michigan (1)
- 31) Mermet Lake State Fish and Wildlife Area
- A) No fishing on the area during duck season.
- B) Hunting hours are from legal opening until 1:00 p.m. each day, except the last 3 days of duck season, when hunting shall be allowed until sunset.
- C) Manned check station will be closed Christmas Day and every Sunday and Monday during regular duck hunting season. Walk-in hunting will be allowed on Sundays and Mondays.
- D) Blind/pool sites shall be allocated on a daily drawing basis at the manned waterfowl check station 90 minutes before legal hunting time (except Sunday and Monday when the manned check station is closed). One additional drawing will be held at the manned check station at 9 a.m. for any unoccupied waterfowl blinds/pools.
- E) Hunters shall register as a party/group of up to 4 hunters for the drawing (except on the statewide youth waterfowl hunting day, as authorized in 17 Ill. Adm. Code 685.110(c) when 5 people may occupy a blind/pool at one time if the party includes 2 youth hunters); each party/group drawn shall be allowed to select a blind/pool in the order drawn; only those hunters registered in that party/group shall be allowed to hunt with the party.
- F) Upon allocation of blinds/pools, all hunting parties/hunters must accept and hunt the blind/pool chosen, or reject the allocation of the blind/pool immediately. All those rejecting the allocation of a

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blind/pool shall be ineligible to hunt within the blind/pool area for the remainder of that day. Individual hunters, or hunting parties, can only be allocated one blind/pool per day.

- G) Hunters must occupy their blinds/hunting area within one hour after registering at the manned check station.
- H) Waterfowl hunters must have their waterfowl hunting tag filled out with the date and blind/stake number or hunting location. The card must be in possession of the hunter while hunting. All waterfowl harvested must be reported on the waterfowl hunting tag and returned daily to the drop box at the hunter check station no later than 2:00 p.m.
- I) All hunters must park in designated areas only. All areas are marked with corresponding numbers or area designations. Only one vehicle per hunting party will be allowed, unless approval is granted by check station operator.
- J) Within the blind/pool area, a minimum of 12 decoys per hunting party are required while hunting waterfowl. No decoys are required within the walk-in areas. All decoys must be removed from the area at the end of the day's hunt.
- K) A 25 shotgun shell limit per hunter, per day, applies on this area. It is unlawful for a hunter to have in his or her possession more than 25 shotgun shells while on the site.
- L) Hunting must be from allocated blind (or within 10 yards of blind) or pool location. Hunters may hunt other designated waterfowl hunting areas that do not have blinds or pools; however, they must maintain a minimum distance of 200 yards from the nearest blind/pool or other hunting parties.
- M) Attempts to claim a blind/pool by any manner other than actual occupation shall be considered in violation of this Part and shall be cause for arrest. Insertion of a boat into a boat hide and/or the spread of decoys before a blind/pool shall not be considered legal occupation of a blind/pool.

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- N) Due to safety factors, persons under 16 years of age shall not hunt, or attempt to hunt, unless accompanied by a parent, legal guardian, or person designated by the parent or guardian who is 18 years of age or older.
  - O) Claiming or attempting to claim any blind/pool that is legally occupied and/or harassing, in any manner, the occupants of a blind/pool that is legally occupied is unlawful.
  - P) Boats without motors may be used within the walk-in areas.
- 32) Newton Lake State Fish and Wildlife Area
- A) Blind sites shall be allocated by a daily drawing to be conducted at 4:30 a.m. Blind sites not selected during the drawing (or in the event that personnel are not available to conduct drawing) shall be allocated on a first come-first served basis until one hour before shooting time; and then after 9:00 a.m. All hunters must register before entering the hunting area. Hunting hours end at 1:00 p.m.; all hunters must be off the water or out of the field by 2:30 p.m. daily.
  - B) Upon vacating their blinds, all hunters must place their completed harvest cards in the collection box located at the boat ramp or site headquarters.
  - C) There will be duly posted waterfowl refuges. These areas shall be closed to all boat traffic and boat fishing during the waterfowl season.
  - D) No more than 4 persons shall occupy a blind at one time.
  - E) The west arm of the lake shall be closed to all waterfowl hunting.
  - F) Blind sites shall be determined by the Department of Natural Resources and marked with numbered stakes. When it is deemed necessary, the Department shall remove, move or close blind sites in order to carry out the operations of the overall management

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program.

- G) Hunters wishing to move to another vacant blind location may do so on a first come-first served basis, providing they include the blind change on the harvest card and report their kill for each blind. If hunters do not occupy the stake they have drawn by legal shooting time, they forfeit the right to the staked hunting location.
- H) Access to water blind sites shall be by boat only and from the east side boat ramps. Access to land sites shall be by walk-in only and from nearby hunter parking lots. No parking is allowed along county roads.
- I) All water hunting must be from one portable blind or one anchored portable boat blind located between the assigned numbered stakes, no more than 10 yards from shore. All land hunting must be done from a position within 50 feet of the assigned numbered stake.
- J) Crippled waterfowl that fall on land, other than areas designated as refuge, shall be retrieved by foot. However, no gun may be carried while attempting to recover such birds.
- K) Blind site water: A position between 2 like numbered stakes where a blind may be located. Blind site land: A position within 50 feet of numbered stakes where a hunter may set up or a temporary blind may be located.
- L) Fishing shall be prohibited in the east arm of the lake during the waterfowl season.
- M) Each party must hunt over a minimum of 12 decoys, and all decoys must be removed at the end of each day's hunt.
- N) When it is deemed necessary for public safety reasons, such as flooding, high winds, or heavy fog, the Department will close the lake area to all fishing and all boating activity except for non-water hunting programs.
- O) This site is closed to all users except firearm deer hunters during

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the firearms deer seasons.

- P) During the last 3 days of Canada Goose season, hunting hours shall close at sunset daily.
- 33) Oakford State Conservation Area (~~2~~1)
- 34) Pyramid State Park – Captain Unit (2)
- ~~A)~~ ~~All vehicles must have a site hunting permit displayed in windshield if not participating in a daily lottery. Permits must be returned by February 15.~~
- ~~AB)~~ Hunting hours are from legal opening to 1:00 p.m.; hunters must be out of the field by 2:00 p.m.
- ~~BC)~~ Each hunting party is required to hunt over a minimum of 12 decoys; all decoys must be picked up at the end of each day's hunt.
- ~~CD)~~ Hunters participating in daily lottery must register as a group not to exceed 4 hunter names per card. Waterfowl hunters not hunting at a staked site allocated through daily lottery may not exceed 4 hunters per party. All hunters must register as a group not to exceed 4 names per card. A hunter's name may only appear on one lottery card.
- ~~DE)~~ Blind sites will be allocated by daily drawing during duck season only at the Galum Unit Office beginning at 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January. All hunting must occur within 10 yards of an assigned, numbered stake, except for stakes identified at the check station where hunters may hunt from any place in the wetland in which the stake is located. There will be no moving to staked locations after initial drawing.
- ~~EF)~~ Successful participants must have their lottery card stamped with the date and blind number. The card must be in the possession of the hunter or group while hunting. Waterfowl harvested must be reported on blind selection card and returned daily to a hunter check station box.

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- FG) Waterfowl hunters not participating in daily draw must report their harvest on site hunting permit by February 15.
- GH) Waterfowl hunters not participating in the daily lottery for staked sites may not access Pyramid State Park property until 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January.
- HI) Waterfowl hunters may not hunt on main lakes other than staked locations. Hunters may hunt crop fields and wetlands that have not been staked; however, they must be a minimum of 200 yards from the nearest staked location or another hunter.
- IJ) No waterfowl hunting is allowed within 200 yards of the Captain Unit Waterfowl Rest Area or within 100 yards of any private property boundary.
- JK) The land and water portion of the Captain Unit Waterfowl Rest Area is closed to all entry from October 28 through February 28. The location of the Captain Unit Waterfowl Rest Area is described as follows: All land and water west of Panda Bear Road north to Northern Haul Road, then south on Beltline Road to Western Haul Road, then east on Pyatt-Cutler Road.
- KL) After duck season is closed and during the Canada goose hunting season, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag.
- LM) The area is closed to waterfowl hunting on Mondays and December 25.
- 35) Pyramid State Park – Denmark Unit (2)
- AN) ~~All vehicles must have a site hunting permit displayed in windshield if not participating in a daily lottery. Permits must be returned by February 15.~~
- AB) Hunting hours are from legal opening to 1:00 p.m.; hunters must be out of the field by 2:00 p.m.

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- BE) Each hunting party is required to hunt over a minimum of 12 decoys; all decoys must be picked up at the end of each day's hunt.
- CD) Hunters participating in daily lottery must register as a group not to exceed 4 hunter names per card. Waterfowl hunters not hunting at a staked site allocated through daily lottery may not exceed 4 hunters per party.
- DE) Blind sites will be allocated by daily drawing during duck season only at the Galum Unit office beginning at 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January. All hunting must occur within 10 yards of an assigned, numbered stake, except for stakes identified at the check station where hunters may hunt from any place in the wetland in which the stake is located. There will be no moving to staked locations after initial drawing.
- EF) Successful participants must have their lottery card stamped with the date and blind number. The card must be in the possession of the hunter or group while hunting. Waterfowl harvested must be reported on blind selection card and returned daily to a hunter check station box.
- FG) Waterfowl hunters not participating in daily draw must report their harvest on site hunting permit by February 15.
- GH) Waterfowl hunters not participating in the daily lottery for staked sites may not access Pyramid State Park property until 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January.
- HI) Waterfowl hunters may not hunt on main lakes other than staked locations. Hunters may hunt crop fields and wetlands that have not been staked; however, they must be a minimum of 200 yards from the nearest staked location or another hunter.
- IJ) No waterfowl hunting within 200 yards of Denmark Unit Waterfowl Rest Area and 100 yards of any private property boundary.

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- ~~JK~~) The land and water portion of the Denmark Unit Waterfowl Rest Area is closed to all entry from October 28 through February 28. The location of the Denmark Unit Waterfowl Rest Area is described as follows: All land and water east of field DM 72 following Pipestone Creek, north and then east along Seven Island Trust Property Boundary, then east to Eastern Haul Road, then north to Pyatt-Cutler Road.
- ~~KL~~) After duck season is closed and during the Canada goose hunting season, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag.
- ~~LM~~) The area is closed to waterfowl hunting on Mondays and December 25.
- 36) Pyramid State Park – East Conant Unit (2)
- ~~A~~) ~~All vehicles must have a site hunting permit displayed in windshield if not participating in a daily lottery. Permits must be returned by February 15.~~
- ~~AB~~) Hunting hours are from legal opening to 1:00 p.m.; hunters must be out of the field by 2:00 p.m.
- ~~BC~~) Each hunting party is required to hunt over a minimum of 12 decoys; all decoys must be picked up at the end of each day's hunt.
- ~~CD~~) No more than 4 hunters to a party.
- ~~DE~~) No waterfowl hunting within 100 yards from any private property boundary.
- ~~EF~~) After duck season is closed and during the Canada goose hunting season, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag.
- ~~FG~~) Waterfowl hunters may not access Pyramid State Park property until 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January.

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- GH) Hunters may hunt crop fields and wetlands; however, they must be a minimum of 200 yards from the nearest staked location or another hunter.
- HF) The area is closed to waterfowl hunting on Mondays and December 25.
- 37) Pyramid State Park – Galum Unit (2)
- A) ~~All vehicles must have a site hunting permit displayed in windshield if not participating in a daily lottery. Permits must be returned by February 15.~~
- AB) Hunting hours are from legal opening to 1:00 p.m.; hunters must be out of the field by 2:00 p.m.
- BC) Each hunting party is required to hunt over a minimum of 12 decoys; all decoys must be picked up at the end of each day's hunt.
- CD) Hunters participating in daily lottery must register as a group not to exceed 4 hunter names per card. Waterfowl hunters not hunting at a staked site allocated through daily lottery may not exceed 4 hunters per party.
- DE) Blind sites will be allocated by daily drawing during duck season only at the Galum Unit Office beginning at 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January. All hunting must occur within 10 yards of an assigned, numbered stake, except for stakes identified at the check station where hunters may hunt from any place in the wetland in which the stake is located. There will be no moving to staked locations after initial drawing.
- EF) Successful participants must have their lottery card stamped with the date and blind number. The card must be in the possession of the hunter or group while hunting. Waterfowl harvested must be reported on blind selection card and returned daily to a hunter check station box.

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- FG) Waterfowl hunters not participating in daily draw must report their harvest on site hunting permit by February 15.
- GH) Waterfowl hunters not participating in the daily lottery for staked sites may not access Pyramid State Park property until 4:30 a.m. in November, 5:00 a.m. in December and 5:30 a.m. in January.
- HI) Waterfowl hunters may not hunt on main lakes other than staked locations. Hunters may hunt crop fields and wetlands that have not been staked; however, they must be a minimum of 200 yards from the nearest staked location or another hunter.
- IJ) No waterfowl hunting within 100 yards of any private property boundary.
- JK) After duck season is closed and during the Canada goose hunting season, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag.
- KL) The area is closed to waterfowl hunting on Mondays and December 25.
- 38) Ray Norbut State Fish and Wildlife Area (1) (2)
- 39) Rend Lake Project Lands and Waters
- A) All waterfowl hunters and all boats must be out of the Casey Fork and Big Muddy subimpoundments by 2:00 p.m. each day of the waterfowl season and not return until 4:30 a.m., except during the last 3 days of the Canada goose season, hunters must be out of the areas by one hour after sunset and not return until 4:30 a.m.
- B) No hunting permitted from the subimpoundment dams.
- C) While waterfowl hunting, no one may have in his/her possession any tool or device designed to cut brush or limbs, except common hunting knives and pocket knives.
- D) No waterfowl hunting permitted within 200 yards of the refuge

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boundary, or within 100 yards of any private property boundary.

- E) All boat traffic is prohibited from entering the subimpoundments from the closing of youth waterfowl season until opening day of regular waterfowl season.
- F) All waterfowl hunters must sign in prior to hunting and sign out and report their harvest at the end of each day's hunt.
- G) Air boats will not be allowed in the Casey Fork Subimpoundment, the Big Muddy subimpoundment, and the impoundments on Corps of Engineers' managed areas such as Atchison Creek, Gun Creek and Rend City Wetland during the regular duck and Canada goose seasons. When ice conditions do not allow access at boat ramps by normal watercraft, then air boats can be used in the Casey Fork and Big Muddy subimpoundment.
- H) Permanent blinds at the Whistling Wings Access Area shall be regulated as follows:
  - i) During goose season, a separate drawing will be held for the pits at Whistling Wings. This drawing will be held at the Cottonwood check station following the drawing for staked hunting sites. Hunters may not register for more than one drawing per day. Unsuccessful hunters in the drawing for Whistling Wings pits may select any unclaimed staked location after the drawings.
  - ii) Hunters who wish to hunt together must register as a hunting party and be present at the drawing.
  - iii) All hunters must have the registration card from the check station in their possession while hunting.
  - iv) Hunting parties can only hunt from the pit location that they chose in that day's drawing. No moving to or hunting from any other pit location is allowed.
  - v) No more than 6 dozen decoys may be used per pit.

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- vi) No more than 4 hunters will be allowed in a pit or hunting party.
- I) Each hunting party is required to hunt over a minimum of 12 decoys at each blind site, and all decoys must be picked up at the end of each day's hunt.
- J) During the last 3 days of Canada goose season, hunting hours shall close at sunset daily.
- K) The land and water portion of the Rend Lake Refuge is closed to trespassing during waterfowl season. The location of the Rend Lake Refuge is described as follows:
  - i) Bounded on the south by a buoy line, approximating the Jefferson-Franklin County Line.
  - ii) Bounded on the east by a buoy line and/or signs approximating the channel of the Casey Fork Creek.
  - iii) Bounded on the west by a buoy line and/or signs approximating the channel of the Big Muddy River.
  - iv) Bounded on the north portion of the Big Muddy River by a buoy line and/or signs approximating a line which would extend west from Ina, Illinois.
  - v) Bounded on the north portion of the Casey Fork Creek by the Casey Fork Subimpoundment Dam.
  - vi) Bounded on Nason Point by refuge boundary signs at project limits.
- L) After the close of regular duck season, goose hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit.
- M) Staked Hunting Areas – Those areas designated as a staked hunting

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area will be publicly announced and the following regulations will apply:

- i) All hunting must occur within 10 yards of an assigned, numbered stake except for stakes identified at the check station where hunters may hunt from any place in the field in which the stake is located.
- ii) Stakes will be assigned via a daily drawing held at 4:00 a.m. during November, 4:30 a.m. in December and 5:00 a.m. in January.
- iii) Check station at the Bonnie Dam Access Area will be operated on a daily basis through the second weekend of the waterfowl season. Thereafter, Bonnie Dam check station will only be open on weekends and holidays as posted at the check station. Cottonwood Access Area will be operated on a daily basis throughout the waterfowl season for both Bonnie Dam and Cottonwood Hunting Areas. Hunters who wish to hunt together at a staked location must register as a hunting party and be present for the drawing. Only those persons in that party may hunt at the assigned stake. No more than 5 persons shall be in a hunting party.
- iv) All hunters must register at the check station. Hunters arriving at the check station after the initial draw will have the opportunity to select any stakes that are still available up to one hour before legal shooting time. Hunters may enter the subimpoundment up to ½ hour before legal shooting time or between 9:00 a.m. and 9:30 a.m.
- v) Hunting parties can only hunt from the staked hunting location that they chose in that day's drawing. No moving to or hunting from any other staked hunting location is allowed. Once a staked hunting location is killed out, no other hunting party may hunt from that stake for the remainder of that day.

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- vi) When hunting parties have killed their legal daily bag limit of ducks (not including coots and mergansers) and/or Canada geese in respect to the legal hunting season dates they must vacate the hunting site.
  - vii) Hunters must sign in and out and report their harvest on the cards at the access area where they launch.
- 40) Saline County State Conservation Area (1) (2)
- A) Waterfowl hunting is allowed north of the township road only.
  - B) Walk-in hunting only.
- 41) Sam Dale Lake State Fish and Wildlife Area (1) (2)
- 42) Sand Ridge State Forest (Sparks Pond Land and Water Reserve) (2)
- A) Hunting is permitted on Tuesdays and Saturdays during the duck season. ~~Permits are issued on a first come first served basis.~~
  - B) Two hunters are allowed per blind. At least one hunter must have a P2a handicapped certification (see Section 590.40(a)(14)).
  - C) Hunters must report harvest to site office.
- 43) Sanganois State Fish and Wildlife Area
- A) Hunters using the main walk-in hunting area from opening day of the Central Zone duck season through the first Sunday of the Central Zone duck season must have a permit issued from the site office. Procedures for issuance of permits will be publicly announced.
  - B) Hunters using the walk-in area shall use the check station at the headquarters area located 8 miles northwest of Chandlerville just off Route 78 or the check station on the west side of the Illinois River one mile north of Browning near Route 100.

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- C) Walk-in waterfowl hunting shall be permitted only in the area posted for this purpose.
- D) All hunters using a walk-in area must report to the check station to fill out information cards and to turn in hunting licenses or valid photo identification (example: Firearm Owner's Identification Card, driver's license) before proceeding to area.
- E) Topper's Hole is a walk-in area accessed by boat only, no check-in, check-out, no permanent blinds, hunting parties must stay at least 200 yards apart, hunting parties shall hunt over no less than 12 decoys, daily hunting hours are legal shooting hours through 1:00 p.m. CST.
- F) The Baker tract is a lottery-draw walk-in area with 4 separate hunting compartments. One party of hunters (up to 4 hunters per party) will be permitted to hunt in each hunting compartment. The allocation of the 4 Baker tract hunting compartments will be by drawing the morning of the hunt, 1 hour and 15 minutes prior to legal shooting hours on Tuesday, Thursday and Saturday of the Central Zone waterfowl season, except during firearm deer season, at which time the Baker tract is closed to waterfowl hunting. Parties must register for the draw together on the same card.
- G) Upon the completion of hunting, hunters must report to the check station within one hour.
- H) Fishing is prohibited in the impoundment areas during the duck season, except that walk-in only access for fishing from the bank is permitted after 1:00 p.m.
- I) No person shall trespass on the Barkhausen Refuge during the period from October 1 through end of goose season.
- J) No person shall trespass on the Marion-Pickerel Waterfowl Refuge during the period from October 1 through the last day of the waterfowl season, unless prior permission for a specific reason (such as access to private land or to retrieve dead or wounded game) is granted by the site superintendent.

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- K) When the Central Zone goose season extends beyond the duck season, goose hunting shall be permitted with statewide hunting hours in effect. Hunters need not occupy a blind. All hunting must be conducted within non-refuge areas.
  - L) No hunting permitted from the walk-in area subimpoundment levee.
  - M) Hunters may use boats without motors in the walk-in area; the construction and/or use of permanent blinds in the walk-in area is prohibited.
- 44) Sangchris Lake State Park
- A) During the last 3 days of the regularly scheduled Canada goose season, hunting hours will close at statewide closing.
  - B) Blind sites shall be allocated by a daily drawing to be conducted 90 minutes prior to hunting time. Blind sites not selected during the drawing (or in the event that personnel are not available to conduct the drawing) shall be allocated on a first come-first served basis. (During that portion of the Canada goose season which follows the duck season, the west side goose pit area, the west arm blind sites and east arm blind sites south of power lines shall be available for goose hunting and shall be allocated on a daily drawing basis to be held at 5:30 a.m. daily.)
  - C) During that portion of the light goose season which follows the regular Canada goose season, the west-side goose pit area blinds, and designated fields west of the west boat ramp shall be available daily on a first come-first served basis. Hunters must sign in at the appropriate parking area no earlier than 5 a.m.
  - D) All hunting must be from registered blind sites only and hunters must occupy their blinds within one hour after registering at the check station.
  - E) Upon vacating their blinds, hunters must place their completed

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harvest cards in the collection boxes located at either the east or west boatdock.

- F) There will be a duly posted waterfowl refuge. These areas shall be closed to all boat traffic (except as allowed in subsection (b)(45)(K)) and boat fishing during the waterfowl season. Bank fishing along the dam shall be permitted.
- G) No more than 4 persons shall occupy a blind at one time.
- H) The center arm of the lake shall be closed to all waterfowl hunting.
- I) Blind sites shall be determined by the Department of Natural Resources and marked with a numbered stake. When it is deemed necessary, the Department of Natural Resources shall remove, move or close blind sites in order to carry out the operations of the overall management program.
- J) Hunters wishing to move to another blind location may do so after 10 a.m. providing they include the blind change on the harvest card and report their kill for each blind.
- K) Access to water blind sites shall be by boat only and from designated boat launch sites. Corridors located along the edges of the existing refuge will be established to provide access to all available blind sites as designated by site superintendent when conditions warrant.
- L) All hunting must be from one portable blind or one anchored portable boat blind located within a numbered cove and between the assigned numbered stakes or from one Department designated blind or pit.
- M) Crippled waterfowl that fall on land, other than areas designated as refuge, shall be retrieved by foot. However, no gun may be carried while attempting to recover such birds.
- N) No unauthorized pits or blinds shall be built on State managed land.

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- O) Blind sites: A position between 2 like numbered stakes within a cove or other Department designated site where a blind may be located.
- P) Fishing shall be prohibited in the east and west arms of the lake during the period from 10 days prior to the duck season through the end of the duck season, unless the youth waterfowl hunt is more than 10 days before the regular duck season, then the east and west arms will be closed to accommodate the youth waterfowl hunt. Fishing shall be prohibited in the west arm of the lake and the east arm of the lake south of the power lines during that portion of the Canada goose season that follows the duck season.
- Q) Each party must hunt over a minimum of 12 decoys, and all decoys must be removed at the end of each day's hunt.
- R) When it is deemed necessary for public safety reasons, such as flooding, high winds, or heavy fog, the Department of Natural Resources will close the lake area to all fishing and all boating activity except for non-water hunting programs.
- S) During flood conditions, waterfowl hunters may hunt the tailwaters of Sangchris Lake dam including Clear Creek and the South Fork of the Sangamon River. Decoys must be removed at the end of each day's hunt.
- T) West-side goose pit area blinds will be available every day each week except Tuesday and Wednesday, through the regular Canada goose season, except for the Tuesday and Wednesday preceding the last day of the Canada goose season.
- U) Hunters in the west-side goose pit area may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit after the close of the Central Zone duck season.
- V) All blinds will be closed during the first day of the second firearm deer season; hunting hours will be from statewide hunting hours until 10:00 a.m. the remaining days of the second firearm deer

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season.

- 45) Shawnee National Forest, Upper and Lower Bluff Lakes  
Goose hunting is prohibited at Lower Bluff Lake. Legal entry time is 4:30 a.m. and exit time is 2:00 p.m. for all hunters in flooded management compartments.
- 46) Shawnee National Forest, LaRue Scatters  
All hunting must be by walking in or in boats without motors. Legal entry time is 4:30 a.m. and exit time is 2:00 p.m. for all hunters in flooded management compartments.
- 47) Shawnee National Forest, Oakwood Bottoms (Green Tree Reservoir west of the Big Muddy levee)
- A) All hunting must be by walking into the area.
  - B) Each hunting party must hunt over a minimum of 12 decoys in Compartments 19, 20 and 21.
  - C) No person shall tamper with or attempt to manipulate any of the gates, pumps or structures in the subimpoundment area.
  - D) Legal entry time is 4:30 a.m. and exit time is 2:00 p.m. for all hunters in flooded management compartments.
- 48) Shelbyville State Fish and Wildlife Area (2)
- A) Waterfowl hunting shall be permitted as described in this subsection (b)(49) except in duly posted restricted and "No Hunting" areas.
  - B) Waterfowl hunting in the Fish Hook, North Dunn, McGee, and Jonathan Creek Waterfowl Areas shall be allotted by a daily drawing for the first 2 days of the regular waterfowl season. Parties must register for drawings between 3:00 a.m. and 4:00 a.m. Central Standard Time at the check station on those days. Each party drawn shall be allowed to choose one of the staked sites in the waterfowl area. Parties must select sites in the order they are

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drawn. Maximum party size is 4 persons. In addition, the following regulations shall apply.

- i) All parties must hunt within 10 yards of their assigned stake.
  - ii) All parties must be in place by ½ hour before hunting time.
  - iii) All parties are required to report their harvest by 2:00 p.m. following each hunt.
- C) Hunting in the Jonathan Creek, North Dunn and McGee Waterfowl Areas shall be restricted to designated, staked sites on a first come-first served basis except as noted in this subsection (b)(49)(C). Hunting in the Fish Hook Area shall be restricted to designated, staked sites on a first come-first served basis for the first 14 days of the Illinois Central Zone duck season, except as noted in this subsection (b)(49)(C). A hunting party must hunt within 10 yards of the stake.
- D) Each hunting party in the Fish Hook, Dunn, Jonathan Creek and McGee Waterfowl Areas is required to hunt over a minimum of 12 decoys.
- E) Motors of over 10 horsepower shall not be operated in the Fish Hook, Jonathan Creek, Dunn and McGee Waterfowl Areas.
- F) Waterfowl hunting only is permitted in the Fish Hook, Dunn, Jonathan Creek and McGee Waterfowl Areas during the regular waterfowl season, except that pheasant, rabbit and quail hunting is permitted after 1:00 p.m. daily beginning the day after the close of the Central Zone Duck Season.
- G) During the regular waterfowl season, only licensed waterfowl hunters with valid site waterfowl permits who are in the pursuit of waterfowl are permitted on the Kaskaskia River from the Strickland Boat Access north to the Illinois Central Railroad bridge from ½ hour before sunrise until 1:00 p.m.

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- 49) Sielbeck Forest State Natural Area (1) (2)
- 50) Stephen A. Forbes State Recreation Area
- A) On the main lake hunting is allowed from a boat blind only in the designated areas.
  - B) Only walk-in hunting is allowed in the subimpoundment.
  - C) Hunting shall be allowed on a first-come, first-served basis. All hunters must use 12 decoys, minimum.
  - D) Hunters must sign in and out and report harvest.
- 51) Ten Mile Creek State Fish and Wildlife Area (1) (2)
- A) Each hunting party is required to hunt over a minimum of 12 decoys at each blind site, and all decoys must be picked up at the end of each day's hunt.
  - B) Areas designated as Rest Areas are closed to all access during the Canada Goose Season only. Rest Area designation has been given to that part of the Belle Rive unit that lies south of Auxier Creek and is posted as a Rest Area.
- 52) Turkey Bluffs State Fish and Wildlife Area (1)  
All hunters must sign in and out and report kill.
- 53) Union County State Fish and Wildlife Area (Firing Line Waterfowl Management Area)
- A) Blind sites shall be allocated on a daily draw basis at the site shop building 60 minutes prior to hunting time. Hunters shall register as parties for the drawing; each party drawn shall be allowed to select a blind site in order drawn; only those hunters registered in a party shall be allowed to hunt with their party; no less than 2 hunters and no more than 4 hunters per party; persons under the age of 16 shall not be allowed to hunt unless accompanied by an adult.

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- B) Blinds not allocated during the drawing will not be hunted that day. Moving from blind to blind is not allowed.
  - C) Access to blind sites is from Clear Creek Levee only.
  - D) Each hunting party must hunt over a minimum of 12 decoys. Decoys must be picked up immediately after the hunt is over.
  - E) Hunting hours end at 1:00 p.m. and all hunters must be out of the area by 2:00 p.m. Daily entry into the area is restricted until after the drawing for hunting sites.
  - F) When duck season is closed, hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit.
- 54) Weinberg-King State Park – Spunky Bottoms Unit (1) (2)
- 55) Wise Ridge State Natural Area (1)

(Source: Amended at 40 Ill. Reg. 10492, effective July 20, 2016)

**Section 590.80 Early and Late Goose (all species) Hunting Regulations on Department Sites**

- a) During goose hunting seasons that begin before or extend beyond the regular duck season, statewide regulations and site specific regulations for goose hunting, as indicated in Sections 590.40, 590.50 and 590.60, shall apply to all sites (except those closed in subsections (c), (d), (e) and (f)) with the following exceptions:
  - 1) Check in and check out (or sign in and out) is required only at sites with an asterisk (\*). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (2).
  - 2) No fees will be charged for hunting for seasons before duck season or for seasons after the regular Canada goose season.
  - 3) No sites are closed to fishing during seasons before the regular duck season or for seasons after the regular Canada goose season.

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- 4) Hunting from a completed blind or staked site is waived during seasons held before the regular duck season or for seasons held after the regular Canada goose season at sites marked with an @.
  - 5) Hunting from a staked site (blind need not be completed) is required during seasons held before the regular duck season at sites marked with a #.
  - 6) During goose seasons held prior to regular duck season, no hunting is allowed in designated dove management fields or within 100 yards of such fields.
  - 7) During goose seasons held after the Canada goose season all restrictions regarding the use of decoys or the number of shotgun shells that hunters can possess are no longer in force.
  - 8) During goose seasons held after Canada goose season, statewide hunting hours apply.
- b) The following sites will be open to all goose hunting seasons:
- Cache River State Natural Area \*
  - Carlyle Lake Project Lands and Waters, including North Allen Branch Waterfowl Management Area \*
  - Chain O'Lakes State Park #
  - Chauncey Marsh State Natural Area (permit required, available at Red Hills State Park) [\(2\)](#)
  - Clinton Lake State Recreational Area – early season goose hunting in waterfowl hunting areas east of Parnell Bridge and North of Route 54 only. Any goose hunting seasons after the regular Canada goose seasons will close March 15. [\(2\)](#)
  - Des Plaines State Conservation Area [\(2\)](#) #
  - Devil's Island State Fish and Wildlife Area

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Dog Island State Wildlife Management Area [\(2\)](#) \*

[Embarras River Bottoms State Habitat Area \(2\)](#)

Fort de Chartres State Historic Site

Horseshoe Lake State Park (Madison County) (blind builders or partners must occupy their blinds by ½ hour before opening hunting hour each day in order to claim their blind for the day; attempts to claim blinds by any manner other than actual occupation shall be considered in violation of this Part and shall be cause for arrest; the insertion of a boat into the boat hide and/or the spreading of decoys before a blind shall not be considered legal occupation of a blind) # \*

Kaskaskia River State Fish and Wildlife Area (Baldwin Lake Waterfowl Rest Area is closed to hunting) \*

Kinkaid Lake State Fish and Wildlife Area

Marshall State Fish and Wildlife Area – Sparland and Duck Ranch Units @ (2)

Marshall State Fish and Wildlife Area – Spring Branch and Marshall Units (hunters must report their harvest via the online windshield card system during early Canada goose and regular Canada goose season after duck hunting is closed)  
\* @

Meredosia Lake State Fish and Wildlife Area

Mississippi River State Fish and Waterfowl Management Area (Pools 25 and 26) (no hunting is allowed in the designated Batchtown Waterfowl Rest Area, Crull Hollow Rest Area and Godar Rest Area; blind builders or partners must occupy their blinds by ½ hour before opening hunting hour each day in order to claim their blind for the day; attempts to claim blinds by any manner other than actual occupation shall be considered in violation of this Part and shall be cause for arrest; the insertion of a boat into the boat hide and/or the spreading of decoys before a blind shall not be considered legal occupation of a blind) @

Mississippi River Pools 16, 17, and 18 @

Mississippi River Pools 21, 22, and 24 @

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Oakford State Conservation Area [\(2\)](#)

Ray Norbut State Fish and Wildlife Area \* (2)

Rend Lake Project Lands and Waters (waterfowl hunters must maintain a distance of 200 yards between hunting parties) @

Saline County State Conservation Area \* (2)

Sanganois State Fish and Wildlife Area \* @

Shawnee Forest, LaRue Scatters

Shawnee Forest, Oakwood Bottoms

Shawnee Forest, Upper Bluff Lake

Shelbyville State Fish and Wildlife Area (2)

Ten Mile Creek State Fish and Wildlife Area (rest areas open to hunting during goose season before and after the regular goose season) (2)

Turkey Bluffs State Fish and Wildlife Area \*

Weinberg-King State Park – Spunky Bottoms Unit \*

Woodford State Fish and Wildlife Area \* @ (2)

- c) The following sites will be open to any goose hunting seasons that occur before the regular duck season through the end of the regular Canada goose season:

Anderson Lake State Fish and Wildlife Area (closed after regular duck season) \*  
@

Coffeen Lake State Fish and Wildlife Area (hunting north of County Road N6<sup>th</sup> only; no fishing north of County Road N6<sup>th</sup> during this season) \* #

Lake Shelbyville – West Okaw and Kaskaskia State Fish and Wildlife Area (must

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have site specific permit)

Rice Lake State Fish and Wildlife Area (season opens with teal season; sunrise until 1:00 p.m.; closed after regular duck season) \* @

Siloam Springs State Park (open prior to regular duck season only; permit issued through on-site drawing) \* #

Starved Rock State Park #

- d) The following sites will be open to all goose hunting during any Canada goose hunting seasons that occur after the regular duck season:

Banner Marsh State Fish and Wildlife Area \* @

Braidwood State Fish and Wildlife Area (when duck season is closed, goose hunters may not possess more than 5 shot shells for every Canada goose allowed in the daily bag limit) \*

Double T State Fish and Wildlife Area (hunters must check in and out at the self-check box on the site; hunting from stakes or pits only; 4 persons per stake; hunters cannot check in before 5:00 a.m. the day of the hunt; stakes or pots allocated on a first come-first served basis) \*

Freeman Mine State Habitat Area \*

Heidecke State Fish and Wildlife Area \*

Kankakee River State Park [\(2\)](#)

Lake DePue State Fish and Wildlife Area \*

Lake Sinnissippi State Fish and Wildlife Area

Mermet Lake State Fish and Wildlife Area \* @

Newton Lake State Fish and Wildlife Area [\(2\)](#) \*

Pekin Lake State Fish and Wildlife Area

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Spring Lake State Fish and Wildlife Area (hunting from registered blinds or within 10 yards of staked blind sites is permitted after the close of the duck season) \*

William W. Powers State Conservation Area

- e) The following sites will be open to any goose hunting seasons that occur after the regular Canada goose hunting season:

Double T State Fish and Wildlife Area (from pits or staked blind sites only) \*

Freeman Mine State Habitat Area \*

Horseshoe Lake State Conservation Area (controlled hunting and public hunting areas) \* @

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein, Chouteau Island Units (site permit and harvest report required)

Jim Edgar Panther Creek State Fish and Wildlife Area (Open Unit, West Open Unit, Quail Management Unit only)

Peabody River King State Fish and Wildlife Area (East Subunit only; no hunting on or adjacent to lakes or within 200 yards of roads, developed recreation areas, public use facilities and construction or industrial sites; hunting is on a first come-first served basis; no entry before 4:30 a.m.; waterfowl hunters must maintain a distance of 200 yards between hunting parties; no permanent blinds allowed; all blinds must be of a portable nature and/or constructed with natural vegetation at the blind site; no pits can be dug; all materials must be removed or dismantled at the end of the day's hunt; all waterfowl hunting parties must use at least 12 decoys that must be attended at all times and must be picked up at the end of each day's hunt) \*

Pyramid State Park – Captain Unit (no hunting in Captain Unit Waterfowl Rest Area) @ (2)

Pyramid State Park – Denmark Unit (no hunting in Denmark Unit Waterfowl Rest Area) @ (2)

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Pyramid State Park – East Conant Unit (2)

Pyramid State Park – Galum Unit @ (2)

Sangchris Lake State Park \*

Stephen A. Forbes State Recreation Area \*

Snakeden Hollow State Fish and Wildlife Area (from pits only) \*

Union County State Fish and Wildlife Area (Firing Line and Controlled Hunting Area) \* @

- f) The following sites will be closed to all goose hunting seasons that occur outside the regular duck season dates:

Donnelley State Fish and Wildlife Area

Kidd Lake State Natural Area (units west of the railroad tracks only)

Mazonia State Fish and Wildlife Area \*

Powerton Lake State Fish and Wildlife Area

Redwing Slough/Deer Lake State Natural Area

- g) Violation of this Section is a petty offense (see 520 ILCS 5/2.20).

(Source: Amended at 40 Ill. Reg. 10492, effective July 20, 2016)

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- 1) Heading of the Part: White-Tailed Deer Hunting By Use of Firearms
- 2) Code Citation: 17 Ill. Adm. Code 650
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
650.20	Amendment
650.30	Amendment
650.60	Amendment
650.66	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36]
- 5) Effective Date of Rules: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6377; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close state-owned or -managed sites, and amend procedures

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at state sites.

- 16) Information and questions regarding this adopted rule shall be directed to:

Daniel Nelson, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendments begins on the next page:

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TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 650  
WHITE-TAILED DEER HUNTING BY USE OF FIREARMS

## Section

650.10	Statewide Season and Permit Quotas
650.20	Statewide Deer Permit Requirements
650.21	Deer Permit Requirements – Landowner/Tenant Permits
650.22	Deer Permit Requirements – Special Hunts
650.23	Deer Permit Requirements – Group Hunt
650.30	Statewide <del>Firearms</del> Requirements <a href="#">for Hunting Devices</a>
650.40	Statewide Deer Hunting Rules
650.45	Reporting Harvest
650.50	Rejection of Application/Revocation of Permits
650.60	Regulations at Various Department-Owned or -Managed Sites
650.65	Youth Hunt (Repealed)
650.66	Special Hunts for Young Hunters
650.67	Special Hunts for Disabled Hunters
650.70	Special Extended Season Firearm Deer Hunt (Repealed)

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36].

SOURCE: Adopted at 5 Ill. Reg. 9771, effective September 17, 1981; codified at 5 Ill. Reg. 10640; amended at 6 Ill. Reg. 10730, effective August 20, 1982; amended at 7 Ill. Reg. 10798, effective August 24, 1983; amended at 8 Ill. Reg. 21602, effective October 23, 1984; amended at 9 Ill. Reg. 16213, effective October 10, 1985; emergency amendment at 9 Ill. Reg. 20922, effective December 18, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 4223, effective February 25, 1986; amended at 10 Ill. Reg. 16665, effective September 22, 1986; amended at 11 Ill. Reg. 3044, effective February 3, 1987; amended at 11 Ill. Reg. 9564, effective May 5, 1987; amended at 12 Ill. Reg. 8003, effective April 25, 1988; amended at 12 Ill. Reg. 12055, effective July 11, 1988; amended at 13 Ill. Reg. 12853, effective July 21, 1989; amended at 14 Ill. Reg. 12430, effective July 20, 1990; amended at 14 Ill. Reg. 19869, effective December 3, 1990; amended at 15 Ill. Reg. 10038, effective June 24, 1991; emergency amendment at 15 Ill. Reg. 15790, effective October 22, 1991, for a maximum of 150 days; emergency expired March

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21, 1992; amended at 16 Ill. Reg. 11131, effective June 30, 1992; amended at 17 Ill. Reg. 13468, effective July 30, 1993; amended at 18 Ill. Reg. 5859, effective April 5, 1994; amended at 18 Ill. Reg. 13431, effective August 23, 1994; amended at 19 Ill. Reg. 6477, effective April 28, 1995; amended at 20 Ill. Reg. 7515, effective May 20, 1996; amended at 21 Ill. Reg. 5572, effective April 19, 1997; amended at 21 Ill. Reg. 9116, effective June 26, 1997; amended at 22 Ill. Reg. 8007, effective April 28, 1998; amended at 23 Ill. Reg. 5564, effective April 26, 1999; amended at 24 Ill. Reg. 8971, effective June 19, 2000; amended at 24 Ill. Reg. 10260, effective July 1, 2000; amended at 25 Ill. Reg. 7231, effective May 22, 2001; amended at 26 Ill. Reg. 9319, effective June 17, 2002; amended at 27 Ill. Reg. 10009, effective June 23, 2003; emergency amendment at 27 Ill. Reg. 17270, effective November 10, 2003, for a maximum of 150 days; Section 650.60 of the emergency rules expired April 8, 2004; amended at 28 Ill. Reg. 353, effective December 19, 2003; amended at 28 Ill. Reg. 8039, effective May 26, 2004; amended at 29 Ill. Reg. 9718, effective June 24, 2005; emergency amendment at 29 Ill. Reg. 13025, effective August 10, 2005, for a maximum of 150 days; emergency expired January 1, 2006; amended at 30 Ill. Reg. 12155, effective June 28, 2006; amended at 31 Ill. Reg. 8169, effective May 25, 2007; amended at 32 Ill. Reg. 9300, effective June 13, 2008; amended at 33 Ill. Reg. 11534, effective July 27, 2009; amended at 34 Ill. Reg. 4800, effective March 19, 2010; amended at 35 Ill. Reg. 10710, effective June 23, 2011; amended at 36 Ill. Reg. 13419, effective August 10, 2012; amended at 37 Ill. Reg. 14888, effective August 30, 2013; amended at 38 Ill. Reg. 22742, effective November 18, 2014; amended at 39 Ill. Reg. 7643, effective May 18, 2015; amended at 40 Ill. Reg. 10545, effective July 20, 2016.

**Section 650.20 Statewide Deer Permit Requirements**

- a) All deer hunters must have a current, valid Firearm Deer Permit. Fees for deer permits are as follows:
  - 1) Illinois Resident Permits (issued by Deer Permit Office):
    - Either-sex – \$25
    - Bonus antlerless-only – \$17.50
    - Antlerless only for Special Hunt Areas with antlerless-only hunts – \$25
  - 2) Nonresident Permits (issued by Deer Permit Office):
    - Either-sex – \$300
    - Bonus antlerless-only – \$25
    - Antlerless-only for Special Hunt Areas with antlerless-only hunts – \$300
  - 3) In addition to a Special Hunt Area ~~Permit~~ permit issued under subsection (a)(1) or (a)(2), a hunter may obtain additional Special Hunt Area

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Permits~~permits~~, issued by staff at the Special Hunt Area, when unfilled permits are available.

## Fees:

Either-sex (full, 1<sup>st</sup> or 2<sup>nd</sup> season) – \$25 regardless of residency

Antlerless-only (full, 1<sup>st</sup> or 2<sup>nd</sup> season) – \$17.50 regardless of residency

One-day standby permits – \$5 regardless of residency

- 4) Over-the-Counter Permits sold by license vendors pursuant to subsection (i) (all prices in this subsection (a)(4) include vendor's issuing fee)):

Resident either-sex – \$25.50

Resident antlerless-only – \$18.00

Nonresident either-sex – \$300.50

Nonresident bonus antlerless-only (hunter has obtained a firearm either-sex permit for the current year) – \$25.50

Nonresident antlerless-only (hunter has not obtained a firearm either-sex permit for the current year) – \$100.50

- b) A permit is issued for one county or special hunt area and is valid only in the county or special hunt area stated on the permit. Only applicants who receive an either-sex permit in a county or special hunt area are eligible for an antlerless-only permit for that county or special hunt area (with the exception of special hunt areas offering antlerless-only hunts), until the Third Lottery Drawing, at which time antlerless-only permits remaining in the quota will be made available regardless of whether applicants already possess an either-sex permit. For permit applications and other information write to:

Department of Natural Resources  
(Firearm or Landowner/Tenant or Non-Resident)  
Deer Permit Office  
P.O. Box 19227  
Springfield, Illinois 62794-9227

- c) Applications from Illinois residents for participation in the First Lottery Drawing will be accepted through April 30 of the current year. Nonresidents may not apply to participate in the First Lottery Drawing. Applications received after April 30 will not be included in this lottery. Permits will be allocated in a computerized random drawing. Permits will be issued as either sex, antlerless only, or antlered

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only. A maximum of one either-sex and one antlerless-only permit shall be issued per person. Applicants for free landowner/tenant permits are not eligible to participate in the First or Second Lottery Drawings. Landowners who receive permits in the First or Second Lottery Drawing are not eligible for landowner permits. Lifetime licenses issued after August 15, 2006 shall not qualify a non-resident of Illinois for a resident deer permit.

- d) Applicants must complete all portions of the current year permit application form. Incomplete or incorrect applications will be returned along with the applicant's permit fee for correction or completion if received in the Permit Office prior to the deadline established in subsection (c).
- e) Applicants must check the second-season box if they agree to accept a second-season permit upon being rejected for a full-season permit.
- f) Applicants must check the antlerless-only box and provide the appropriate fee to apply for an additional antlerless-only permit. Antlerless-only permits will be issued until the antlerless-only quota is filled for a given county or special hunt area.
- g) Permits for counties and special hunt areas with unfilled quotas after the First Lottery Drawing will be allocated in a Second Lottery Drawing. This drawing is open only to nonresident applicants and to Illinois residents who were not previously issued firearm permits for the current hunting season. Illinois residents will be given preference for permits allocated in the Second Lottery Drawing. Applications for the Second Lottery Drawing will be accepted through June 30 of the current year. Applicants may also apply for remaining antlerless-only permits by checking the antlerless-only box and providing the appropriate fee. A list of unfilled counties and special hunt areas will be announced upon becoming available after the First Lottery Drawing. Applicants must apply on a current year Firearm Deer Permit application form. A maximum of one either-sex and one antlerless-only permit shall be issued per person.
- h) A Third Lottery Drawing will be held during which anyone (regardless of any other deer permit they may have) may apply for one or more either-sex and/or antlerless-only permits for counties or special hunt areas with unfilled quotas. Applications for the Third Lottery Drawing will be accepted through the third Friday in August of the current year. A list of unfilled counties and special hunt areas will be announced upon becoming available after the Second Lottery Drawing. Applicants must apply

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on a current year Firearm Deer Permit application form. All applications for the Third Lottery will be processed individually (i.e., no group applications will be processed).

- i) Permits remaining after the Third Lottery Drawing will be available over-the-counter (OTC) from agents designated by the Department (pursuant to 17 Ill. Adm. Code 2520) beginning the third Tuesday in October on a first-come, first-served basis. Permits will be sold until quotas are exhausted, or until the close of the firearm deer season, whichever occurs first. Persons may purchase one or more permits during this period, subject to availability. Persons purchasing OTC deer permits must supply all necessary applicant information to the agents in order to properly complete the permit.
  
- j) Hunter preference in obtaining a permit during the First Lottery Drawing will be given: to individuals that applied for an either-sex permit in the previous year's First Lottery Drawing who were rejected because the quota was depleted in their county choices; or to applicants that received, in the previous year, a second season either-sex permit in the First Lottery Drawing only. In order to be eligible for preference during the First Lottery Drawing, the second season box must have been checked on the application form of unsuccessful applicants when they were rejected. Preference will not be granted to applicants who received a full-season either-sex permit but who did not receive an antlerless-only permit. Persons with lottery preference will have first chance at receiving available either-sex permits. The following criteria must be met to obtain a preference in the First Lottery Drawing:
  - 1) The applicant must apply using the official Department application.
  - 2) The applicant must be a resident of the State, be eligible to receive a Firearm Deer Permit, and not had deer hunting privileges revoked pursuant to Section 650.50.
  - 3) The applicant must apply for the same county choices that he/she listed on the previous year's application. Preference will not be granted for special hunt areas.
  
- k) Applications may be accepted at the counter window of the permit office; however, permits for the First Lottery, Second Lottery and Third Lottery Drawing will be mailed. In-person, mail-in and electronic applications will receive equal

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treatment in the drawings.

- l) Permits are not transferable. Refunds will not be granted, unless the Department of Natural Resources has erroneously issued the permit after the quota has been depleted or where the applicant was unsuccessful in obtaining a permit.
- m) A \$3 service fee will be charged for replacement permits issued by the Department, except when permits are lost in the mail, then there will be no charge. The procedures for obtaining a replacement license are detailed in 17 Ill. Adm. Code 2520.50. Monies derived from this source will be deposited in the Wildlife and Fish Fund.
- n) The periods for accepting applications for the First and Second Lottery periods may be extended if applications are not available to the public by April 1. A news release will announce the extension of the application periods.
- o) Hunting without a valid permit is a Class B misdemeanor (see 520 ILCS 5/2.24).

(Source: Amended at 40 Ill. Reg. 10545, effective July 20, 2016)

**Section 650.30 Statewide ~~Firearms~~ Requirements for Hunting Devices**

- a) The only legal ~~hunting devices~~~~firearms~~ to take, or attempt to take, deer are:
  - 1) Shotgun, loaded with slugs only, of not larger than 10 nor smaller than 20 gauge, not capable of firing more than 3 consecutive slugs; or
  - 2) A single or double barreled muzzleloading rifle of at least .45 caliber shooting a single projectile through a barrel of at least sixteen inches in length; or
  - 3) Centerfire revolvers or centerfire single-shot handguns of .30 caliber or larger with a minimum barrel length of 4 inches; ~~or-~~
  - 4) On private land only, archery equipment as prescribed by 17 Ill. Adm. Code 670.30, except that crossbows may only be used by persons age 62 and older with a valid photo ID containing proof of age, or by a disabled person to whom the Department has issued a permit to use a crossbow as provided by 17 Ill. Adm. Code 760.

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- b) Standards and specifications for legal [firearm](#) ammunition are:
- 1) For shotguns and muzzleloading firearms, the minimum size of the projectile shall be .44 caliber. A wad or sleeve is not considered a projectile or a part of the projectile.
  - 2) For handguns, a bottleneck centerfire cartridge of .30 caliber or larger with a case length not exceeding 1.4 inches, or a straight-walled centerfire cartridge of .30 caliber or larger, both of which must be available as a factory load with the published ballistic tables of the manufacturer showing a capability of at least 500 foot pounds of energy at the muzzle.
  - 3) Non-expanding, military-style full metal jacket bullets cannot be used to harvest white-tailed deer; only soft point or expanding bullets (including copper/copper alloy rounds designed for hunting) are legal ammunition.
- c) Standards and specifications for use of muzzleloading firearms are as follows:
- 1) A muzzleloading firearm is defined as a firearm that is incapable of being loaded from the breech end.
  - 2) Only black powder or a "black powder substitute" such as Pyrodex may be used. Modern smokeless powders (nitrocellulose-based) are an approved blackpowder substitute only in muzzleloading firearms that are specifically designed for their use.
  - 3) Only percussion caps, wheellock, matchlock or flint type ignition may be used, except the Connecticut Valley Arms (CVA) electronic ignition shall be legal to use.
  - 4) Removal of percussion cap or removal of prime powder from frizzen pan with frizzen open and hammer all the way down or removal of prime powder from flashpan and wheel unwound or removal of prime powder and match with match not lit, or removal of the battery from the CVA electronic ignition muzzleloader, shall constitute an unloaded muzzleloading firearm.
- d) Violation of this Section is a Class B misdemeanor (see 520 ILCS 5/2.24).

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(Source: Amended at 40 Ill. Reg. 10545, effective July 20, 2016)

**Section 650.60 Regulations at Various Department-Owned or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510 – General Hunting and Trapping apply in this Section, unless this Section is more restrictive.
- b) It is unlawful to drive deer, or participate in a deer drive, on all Department-owned or -managed properties. A deer drive is defined as a deliberate action by one or more persons (whether armed or unarmed) whose intent is to cause deer to move within firearm range of one or more participating hunters.
- c) Only one tree stand or ground blind is allowed per deer permit holder. Tree stands and ground blinds must comply with restrictions listed in 17 Ill. Adm. Code 510.10(c)(3) and (c)(12) and must be portable. Tree stands and ground blinds must be removed at the end of each day with the exception that they may be left unattended from September 15-January 31 at those sites listed in this Section that are followed by a (1). Any tree stand or ground blind left unattended overnight must be legibly marked with the owner's name, address, and telephone number, or site assigned identification number.
- d) Check-in, check-out, and reporting of harvest is required at those sites listed in this Section that are followed by a (2). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by a (6).
- e) Only antlerless deer or antlered deer having at least four points on one side may be harvested at those sites listed in this Section that are followed by a (3).
- f) Only antlerless deer or antlered deer having at least five points on one side may be harvested at those sites listed in this Section that are followed by a (4).
- g) Statewide regulations shall apply at the following sites:
  - Alvah Borah State Habitat Area (1) (6)
  - Big Grand Pierre Glade State Natural Area (1)
  - Cache River State Natural Area (1) (2)

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Campbell Pond State Habitat Area (1) (6)

Cape Bend State Fish and Wildlife Area (1) (2)

Carlyle Lake Lands and Waters (Corps of Engineers managed lands except for Jim Hawn and East Spillway areas that are closed to firearm deer hunting)

Carlyle Lake State Fish and Wildlife Area (except subimpoundment area) (6)

Chauncey Marsh State Natural Area (1) (6)

Collier Limestone Glade State Natural Area (1)

Crawford County Fish and Wildlife Area (1) (6)

Cretaceous Hills State Natural Area (1) (6)

Cypress Creek National Wildlife Refuge

Cypress Pond State Natural Area (1) (2)

Deer Pond State Natural Area (1) (2)

Devil's Island State Wildlife Management Area

Dog Island State Wildlife Management Area (1) (6)

Ferne Clyffe State Park – Cedar/Draper Bluff Hunting Area (1) (2)

Fort de Chartres State Historic Site (muzzleloading rifles only; no in-line muzzleloading rifles or muzzleloaders with scopes allowed) (1) (2)

George S. Park Memorial Woods State Natural Area (2)

Giant City State Park (1) (2)

Hamilton County State Conservation Area (1) (6)

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Horseshoe Lake State Fish and Wildlife Area – Alexander County (all portions of the Public Hunting Area except the Controlled Goose Hunting Area) (1) (2)

Kaskaskia River State Fish and Wildlife Area, excluding Doza Creek Water Management Area and Baldwin Lake Rest Area (1) (2, except south of Highway 154 and north of Highway 13)

Kinkaid Lake State Fish and Wildlife Area (1) (2)

Lake Le Aqua Na State Park (standby hunting allowed during the first season if all blinds not filled by youth hunters)

Lusk Creek Canyon State Natural Area (1)

Meeker State Habitat Area (1) (6)

Mermet Lake State Conservation Area (1) (6)

Miller-Anderson Woods State Natural Area (Bureau County permit holders may hunt the Bureau County portion of the Area and Putnam County permit holders may hunt the Putnam County portion of the Area) (2)

Mississippi State Fish and Waterfowl Management Area – Pools 25 and 26 (Batchtown, Crull Hollow and Godar Waterfowl Rest Areas are closed to hunting beginning 14 days before the regular duck season; areas reopen to hunting the day after duck season closes; it is unlawful to trespass upon the designated duck hunting areas between sunset of the Sunday immediately preceding opening day of regular duck season through the day before regular duck season as posted at the site; no deer hunting is allowed within 200 yards of an occupied duck blind; during duck season only, deer hunters may not access the designated duck hunting areas by launching a boat at certain specifically posted boat ramps; boat ramps reopen to deer hunters the day after duck season closes; hunting is allowed at Red's Landing and Riprap Landing walk-in areas from 12:00 p.m. to ½ hour after sunset during duck season, statewide hours during remainder of the season) (1)

Mississippi River Pool 16 (1)

Mississippi River Pools 17, 18 (1)

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Mississippi River Pools 21, 22, 24 (1)

Oakford State Conservation Area

Pere Marquette State Park (1) (6)

Rend Lake State Fish and Wildlife Area and Corps of Engineers' managed areas of Rend Lake

Saline County State Fish and Wildlife Area (1) (6)

Sielbeck Forest State Natural Area (1) (6)

Skinner Farm State Habitat Area (1) (2)

Ten Mile Creek State Fish and Wildlife Area (areas designated as Waterfowl Rest Areas are closed to all access during the Canada Goose Season only) (1); Belle Rive Unit only (3) (6)

Trail of Tears State Forest (1) (2)

Turkey Bluffs State Fish and Wildlife Area (1) (2)

Union County State Fish and Wildlife Area (Firing Line Unit only) (1) (2)

Weinberg-King State Park – Spunky Bottoms Unit (6)

Wildcat Hollow State Forest (1) (6)

Wise Ridge State Natural Area (1)

- h) Statewide regulations shall apply at the following sites by special permit allocated through the regular statewide drawing. Season dates that differ from the statewide dates are in parentheses. Sites that offer standby hunting are followed by a (5). At sites offering standby hunting, permit holders must register at the check station by 5:00 a.m. each day of the hunt. Unvalidated permits are void after 5:00 a.m. Vacancies each day will be filled by a drawing held at 5:00 a.m. Vacancies may be filled by any person holding a valid hunting license, Habitat Stamp, and Firearm Owner Identification Card, unless exempt. Standby hunters

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will be issued a one-day site-specific deer permit at the check station, and charged a permit fee of \$5. All hunters must check out and report harvest. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (6). In the event that Department budget reductions or site staffing reductions make the operation of check stations or issuance of standby permits impractical, changes to check station procedures and standby permit issuance will be publicly announced and posted at the site.

Apple River Canyon State Park – Thompson and Salem Units (first or second season only) (6)

Argyle Lake State Park (2) (5) [\(6\)](#)

Big River State Forest (2) (5) [\(6\)](#)

Burning Star State Fish and Wildlife Area (6)

Butterfield Trail State Recreation Area (6)

Carlyle Lake State Fish and Wildlife Area – East Fork Unit in Clinton County

Castle Rock State Park (first or second season only) (1) (5) (6)

Cedar Glen State Natural Area (1) (6)

Chain O'Lakes State Park (first season permits only; hunting from elevated stands only, 6 feet minimum above the ground except for designated accessible blinds; firearms must be fully enclosed in a case, except while the hunter is in an elevated stand or as otherwise authorized by an employee of the Department; all hunters must attend a site lottery drawing for designated hunter stations) (1) (2) [\(5\)](#)

Clinton Lake State Recreation Area (only in the area between County Highway 14 and State Route 48 – both sides of lake) (6)

Coffeen Lake State Fish and Wildlife Area [\(6\)](#)

Copperhead Hollow State Fish and Wildlife Area (1) (6)

Des Plaines State Conservation Area (first season only) (2) (5)

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[Embarras River Bottoms State Habitat Area \(1\) \(6\)](#)

Ferne Clyffe State Park – Ferne Clyffe Hunting Area (1) (2)

Flag Pond State Natural Area (1) [\(6\)](#)

Fort Massac State Park (6)

Fox Ridge State Park (1) (6)

Franklin Creek State Natural Area (first or second season only) (5) (6)

French Bluff State Natural Area (1) (6)

Goose Lake Prairie State Natural Area/Heidecke State Fish and Wildlife Area  
(first or second season only) (2) (5)

Green River State Wildlife Area (first or second season only) (1) (5) (6)

Hanover Bluff State Natural Area (first or second season only) (6)

Harry "Babe" Woodyard State Natural Area (3) (6)

Henry Allan Gleason State Natural Area (2)

Hidden Springs State Forest (1) (6)

Horseshoe Lake State Fish and Wildlife Area – Refuge (Alexander County)  
(hunting only on the third Friday and Saturday of October) (2)

Iroquois County State Conservation Area (first season only) (5) (6)

Iroquois County State Conservation Area (second season only; no hunting in the  
controlled pheasant hunting area) (5) (6)

Jim Edgar Panther Creek State Fish and Wildlife Area (1) (3) [\(6\)](#)

Jubilee College State Park (first or second season only; hunting is prohibited in

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marked zones (handicapped hunt area and areas within 300 yards of an inhabited dwelling); tree stands may be erected the day before the first season and must be removed by the day after the end of the second season) (2) (5)

Kaskaskia River Fish and Wildlife Area (Baldwin Lake Rest Area; first or second season only; hunting from elevated stands only; six feet minimum above ground; hunting must occur within 20 yards of an assigned, numbered stake; an inhouse drawing will be held in mid-October for such assignments; hunters will be notified by mail of their hunting location; no hunters may enter the area before 5:00 a.m.) (1) (2) (5 – last 2 days of second season)

Kickapoo State Recreation Area (6)

Kishwaukee River State Fish and Wildlife Area (first or second season only) (6)

Lake Shelbyville State Fish and Wildlife Area (must have valid permit for Lake Shelbyville Project Lands – Moultrie County) (6)

Lowden-Miller State Forest (first or second season only) (1) (5) (6)

Mackinaw River State Fish and Wildlife Area (1) (2) (5)

Marseilles Fish and Wildlife Area (first or second season only) (all tree stands must be removed no later than the last day of the archery deer season; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may enter the site only from designated parking lots) (1) (2) (5)

Marshall State Fish and Wildlife Area (2) (5)

Middle Fork State Fish and Wildlife Area (6)

Mississippi Palisades State Park (first season only) (1) (5) (6)

Momence Wetlands State Natural Area

Moraine Hills State Park (first or second season permits only; hunting from elevated stands only, 6 feet minimum above ground except for designated accessible blinds; firearms must be fully enclosed in a case, except while the

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hunter is in an elevated stand or as otherwise authorized by an employee of the Department) (2) (5)

Morrison-Rockwood State Park (first season only) (5)

Newton Lake State Fish and Wildlife Area (6)

Paul C. Burrus State Habitat Area (6)

Peabody River King State Fish and Wildlife Area

Prairie Ridge State Natural Area (Jasper County) (6)

Pyramid State Park (3) (6)

Pyramid State Park – Captain Unit (3) (6)

Pyramid State Park – Denmark Unit (3) (6)

Pyramid State Park – East Conant Unit (3) (6)

Pyramid State Park – Galum Unit (3) (6)

Rall Woods State Natural Area (first or second season only) (6)

Ray Norbut State Fish and Wildlife Area (6)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (6)

Revis Hill Prairie State Natural Area (2)

Sand Ridge State Forest (62)

Sangamon County State Conservation Area (64)

Sanganois State Wildlife Area (Ash Swale Waterfowl Rest Area will be closed to deer hunting during the waterfowl hunting season) (1) (6)

Siloam Springs State Park (3) (6)

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Siloam Springs State Park – Buckhorn Unit (3) (6)

Spoon River State Forest (first or second season only) (1) (6)

Starved Rock State Park (first or second season only; permit includes Starved Rock State Park, Matthiessen State Park, Margery C. Carlson State Natural Area, Mitchell's Grove State Natural Area and Sandy Ford State Natural Area; all initial permits will be issued as antlerless only; hunters must take an antlerless deer during the current year firearm season on site before they can purchase an either-sex site-specific permit; hunters must check antlerless deer with site staff for verification to participate in bonus buck program; standby hunters may purchase up to 2 one-day site-specific antlerless-only permits each day) (2) (5)

Tapley Woods State Natural Area (first or second season only) (6)

Union County State Fish and Wildlife Area – Refuge (hunting only on the first Friday and Saturday of November) (2)

Vesely Land and Water Reserve/Wilmington Shrub Prairie Nature Preserve (first or second season only) (6)

Wards Grove State Nature Preserve (first or second season only; antlerless only) (6)

Weinberg-King State Park (6)

Weinberg-King State Park – Scripps Unit (6)

Weldon Springs State Park – Piatt County Unit (6)

White Pines Forest State Park (Monday, Tuesday and Wednesday prior to the first statewide firearm deer season only) (5) (6)

White Pines Forest State Park (Monday, Tuesday and Wednesday prior to the second statewide firearm deer season only) (5) (6)

Winston Tunnel State Natural Area (first or second season only) (6)

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Witkowsky State Wildlife Area (first or second season only) (6)

Wolf Creek State Park (participants in the Corps of Engineers special disabled hunt program are exempt from site's antler restrictions; for Corps of Engineers managed lands not managed by IDNR, contact Corps of Engineers, Lake Shelbyville office for specific deer hunting policy) (3) (6)

- i) Violations of site specific regulations are petty offenses (see 520 ILCS 5/2.20).

(Source: Amended at 40 Ill. Reg. 10545, effective July 20, 2016)

**Section 650.66 Special Hunts for Young Hunters**

- a) Statewide regulations shall apply, except as noted in parentheses, at the following sites by special permit allocated through the regular statewide drawing. Shooting is allowed from elevated tree stands, except as noted in parentheses. Applicants must not have reached their ~~18<sup>th</sup>~~<sup>16<sup>th</sup></sup> birthday, have completed a State-approved Hunter Education course and have a hunting license, unless exempt, by the start of the season. Only one tree stand is allowed per person. Tree stands must comply with restrictions listed in 17 Ill. Adm. Code 510.10(c)(3) and must be portable. Tree stands may be set up the day before the hunt and shall be removed the day after. All tree stands must be marked with a site assigned identification number. Check-in, check-out and report of harvest is required.

Crab Orchard National Wildlife Refuge (public hunting area only, except area north of Route 13 is closed to firearm deer hunting)

Dixon Springs State Park

Lake Le Aqua Na State Park (hunting from Department established ground blinds only; first season only; permits shall be antlerless only; youth hunters may purchase a \$5 either sex permit after harvesting an antlerless deer; supervisors may hunt, but may only take antlerless deer)

- b) Violation of this Section is a Class B misdemeanor (see 520 ILCS 5/2.24).

(Source: Amended at 40 Ill. Reg. 10545, effective July 20, 2016)

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- 1) Heading of the Part: White-Tailed Deer Hunting By Use of Muzzleloading Rifles
- 2) Code Citation: 17 Ill. Adm. Code 660
- 3) 

<u>Section Numbers</u> :	<u>Adopted Actions</u> :
660.20	Amendment
660.60	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36]
- 5) Effective Date of Rules: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6397; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close state-owned or -managed sites, and amend procedures at state sites.

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- 16) Information and questions regarding these adopted rules shall be directed to:

Daniel Nelson, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

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TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 660  
WHITE-TAILED DEER HUNTING BY USE  
OF MUZZLELOADING RIFLES

## Section

660.10	Statewide Season and Permit Quotas
660.20	Statewide Deer Permit Requirements
660.21	Deer Permit Requirements – Landowner/Tenant Permits
660.22	Deer Permit Requirements – Special Hunts
660.25	Deer Permit Requirements – Group Hunt
660.30	Statewide Muzzleloading Rifle Requirements
660.40	Statewide Deer Hunting Rules
660.45	Reporting Harvest
660.50	Rejection of Application/Revocation of Permits
660.60	Regulations at Various Department-Owned or -Managed Sites

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26, 2.33 and 3.36].

SOURCE: Adopted at 15 Ill. Reg. 4777, effective March 18, 1991; amended at 15 Ill. Reg. 11627, effective August 2, 1991; amended at 16 Ill. Reg. 11150, effective June 30, 1992; amended at 17 Ill. Reg. 10865, effective July 1, 1993; amended at 18 Ill. Reg. 5878, effective April 5, 1994; amended at 18 Ill. Reg. 13435, effective August 23, 1994; amended at 19 Ill. Reg. 6500, effective April 28, 1995; amended at 20 Ill. Reg. 6734, effective May 6, 1996; amended at 21 Ill. Reg. 5583, effective April 19, 1997; amended at 21 Ill. Reg. 9122, effective June 26, 1997; amended at 22 Ill. Reg. 8026, effective April 28, 1998; amended at 23 Ill. Reg. 5579, effective April 26, 1999; amended at 24 Ill. Reg. 10251, effective July 1, 2000; amended at 25 Ill. Reg. 6367, effective April 27, 2001; amended at 26 Ill. Reg. 9340, effective June 17, 2002; amended at 27 Ill. Reg. 10018, effective June 23, 2003; amended at 28 Ill. Reg. 8056, effective May 26, 2004; amended at 29 Ill. Reg. 9744, effective June 24, 2005; emergency amendment at 29 Ill. Reg. 13032, effective August 10, 2005, for a maximum of 150 days; emergency expired January 6, 2006; amended at 30 Ill. Reg. 12181, effective June 28, 2006; amended at 31 Ill. Reg. 8188, effective May 25, 2007; amended at 32 Ill. Reg. 9325, effective June 13, 2008; amended at 33 Ill. Reg. 11555, effective July 27, 2009; amended at 34 Ill. Reg. 4824, effective March 19,

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2010; amended at 35 Ill. Reg. 10728, effective June 23, 2011; amended at 36 Ill. Reg. 13436, effective August 10, 2012; amended at 37 Ill. Reg. 14913, effective August 30, 2013; amended at 38 Ill. Reg. 22748, effective November 18, 2014; amended at 39 Ill. Reg. 7666, effective May 18, 2015; amended at 40 Ill. Reg. 10564, effective July 20, 2016.

**Section 660.20 Statewide Deer Permit Requirements**

- a) All deer hunters must have a current, valid Muzzleloading Rifle Deer Permit. Fees for deer permits are as follows:
- 1) Illinois Resident Permits (issued by Deer Permit Office):  
Either-sex – \$25  
Bonus antlerless-only – \$17.50  
Antlerless only for Special Hunt Areas with antlerless-only hunts – \$25
  - 2) Nonresident Permits (issued by Deer Permit Office):  
Either-sex – \$300  
Bonus antlerless-only – \$25  
Antlerless-only for Special Hunt Areas with antlerless-only hunts – \$300
  - 3) In addition to a Special Hunt Area ~~Permit~~ issued under subsection (a)(1) or (a)(2), a hunter may obtain additional Special Hunt Area ~~Permits~~, issued by staff at the Special Hunt Area, when unfilled permits are available. Fees:  
Either-sex (full, 1<sup>st</sup> or 2<sup>nd</sup> season) – \$25 regardless of residency  
Antlerless-only (full, 1<sup>st</sup> or 2<sup>nd</sup> season) – \$17.50 regardless of residency  
One-day standby permits – \$5 regardless of residency
  - 4) Over-the-Counter Permits sold by license vendors pursuant to subsection (h) (all prices in this subsection (a)(4) include vendor's issuing fee):  
Resident either-sex – \$25.50  
Resident antlerless-only – \$18.00  
Nonresident either-sex – \$300.50  
Nonresident bonus antlerless-only (hunter has obtained, for the current year, a muzzleloader either sex permit, or has a valid POH landowner firearm either-sex permit) – \$25.50  
Nonresident antlerless-only (hunter has not obtained the required either-sex permit) – \$100.50

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- b) A permit is issued for one county and is valid only in the county stated on the permit. Only applicants who receive an either-sex permit in a county or special hunt area are eligible for an antlerless-only permit for that county or special hunt area (with the exception of special hunt areas offering antlerless-only hunts), until the Third Lottery Drawing, at which time antlerless-only permits remaining in the quota will be made available regardless of whether applicants already possess an either-sex permit. For permit applications and other information write to:

Department of Natural Resources  
(Muzzleloading Rifle)  
Deer Permit Office  
P.O. Box 19227  
Springfield IL 62794-9227

- c) Applications from Illinois residents for participation in the First Lottery Drawing shall be accepted through April 30 of the current year. Nonresidents may not apply to participate in the First Lottery Drawing. Applications received after April 30 shall not be included in this lottery. Permits shall be allocated in a computerized random drawing. Permits shall be issued as either-sex, antlerless-only or antlered only. A maximum of one either-sex and one antlerless-only permit shall be issued per person. Lifetime licenses issued after August 15, 2006 shall not qualify a non-resident of Illinois for a resident deer permit.
- d) Applicants must complete all portions of the current year permit application form. Incomplete or incorrect applications will be returned along with the applicant's permit fee for correction or completion if received in the Permit Office prior to the last weekday in April of the current year.
- e) Applicants must check the antlerless-only box and provide the appropriate fee to apply for an additional antlerless-only permit. Antlerless-only permits will be issued until the antlerless-only quota is filled for a given county or special hunt area.
- f) Permits for counties and special hunt areas with unfilled quotas after the First Lottery Drawing shall be allocated in a Second Lottery Drawing. This drawing is open only to nonresident applicants and to Illinois residents who were not previously issued muzzleloader permits for the current hunting season. Illinois residents will be given preference for permits allocated in the Second Lottery

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Drawing. Applications for the Second Lottery Drawing will be accepted through June 30 of the current year. Applicants may also apply for remaining antlerless-only permits by checking the antlerless-only box and providing the appropriate fee. A list of unfilled counties shall be announced upon becoming available after the First Lottery Drawing. Applicants must apply on a current year Muzzleloading Rifle Deer Permit application form. A maximum of one either-sex and one antlerless-only permit shall be issued per person.

- g) A Third Lottery Drawing will be held during which anyone (regardless of any other deer permit he or she may have) may apply for one or more either-sex and/or antlerless-only permits for counties or special hunt areas with unfilled quotas. Applications for the Third Lottery Drawing will be accepted through the third Friday in August of the current year. A list of unfilled counties and special hunt areas will be announced upon becoming available after the Second Lottery Drawing. Applicants must apply on a current year Muzzleloading Rifle Deer Permit application form. All applications for the Third Lottery will be processed individually (i.e., no group applications will be processed).
- h) Permits remaining after the Third Lottery Drawing will be available over-the-counter (OTC) from agents designated by the Department (pursuant to 17 Ill. Adm. Code 2520) beginning the third Tuesday in October on a first-come, first-served basis. Permits will be sold until quotas are exhausted, or until the close of the muzzleloader deer season, whichever occurs first. Persons may purchase one or more permits during this period, subject to availability. Persons purchasing OTC deer permits must supply all necessary applicant information to the agents in order to properly complete the permit.
- i) Hunter preference in obtaining a muzzleloading rifle permit during the First Lottery Drawing shall be given to individuals that applied for an either-sex muzzleloading permit in the previous year's First Lottery Drawing who were rejected because the quota was depleted in their county choices. The following criteria must be met to obtain a preference in the muzzleloading rifle First Lottery Drawing:
  - 1) The applicant must apply using the official agency application.
  - 2) The applicant must be a resident of the State, be eligible to receive a Muzzleloading Rifle Deer Permit, and not had deer hunting privileges revoked pursuant to Section 660.50.

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- 3) The applicant must apply for the same county choices that he/she listed on the previous year's application. Preference will not be granted for special hunt areas.
- 4) Where applicants apply as a group, preference for the entire group shall apply as it does above for the individual. All county choices for the group must be identical.
- j) Applications shall be accepted at the counter window of the permit office; however, permits for the First Lottery, Second Lottery and Third Lottery Drawing shall be mailed. In-person, mail-in and electronic applications will receive equal treatment in the drawings.
- k) Permits are not transferable. Refunds shall not be granted unless the Department of Natural Resources has erroneously issued the permit after the quota has been depleted or where the applicant was unsuccessful in obtaining a permit.
- l) A \$3 service fee shall be charged for replacement permits issued by the Department, except when permits are lost in the mail, then there shall be no charge. The procedures for obtaining a replacement license are detailed in 17 Ill. Adm. Code 2520.50. Monies derived from this source shall be deposited in the Wildlife and Fish Fund.
- m) The period for accepting applications for the First and Second Lottery periods shall be extended if applications are not available to the public by April 1. A news release will announce the extension of the application period.
- n) Hunting without a permit is a Class B misdemeanor (see 520 ILCS 5/2.24). Providing false information on a permit application is a Class A misdemeanor (see 520 ILCS 5/2.38).

(Source: Amended at 40 Ill. Reg. 10564, effective July 20, 2016)

**Section 660.60 Regulations at Various Department-Owned or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510 – General Hunting and Trapping apply in this Section, unless this Section is more restrictive.

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- b) Only one tree stand or ground blind is allowed per deer permit holder. Tree stands and ground blinds must comply with restrictions listed in 17 Ill. Adm. Code 510(c)(3) and (c)(12), and must be portable. Tree stands and ground blinds must be removed at the end of each day with the exception that they may be left unattended from September 15-January 31 at those sites listed in this Section that are followed by a (1). Any tree stand or ground blind left unattended overnight must be legibly marked with the owner's name, address, and telephone number, or site assigned identification number.
- c) It is unlawful to drive deer or participate in a deer drive on all Department-owned or -managed properties. A deer drive is defined as a deliberate action by one or more persons (whether armed or unarmed) whose intent is to cause deer to move within firearm range of one or more participating hunters.
- d) Check-in, check-out and reporting of harvest is required at those sites listed in this Section that are followed by a (2). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by a (7).
- e) Handicapped preferred hunting opportunities are provided at those sites listed in this Section that are followed by a (3).
- f) Only antlerless deer or antlered deer having at least four points on one side may be harvested at those sites listed in this Section that are followed by a (4).
- g) Only antlerless deer or antlered deer having at least five points on one side may be harvested at those sites listed in this Section that are followed by a (5).
- h) Statewide regulations shall apply at the following sites:
  - Alvah Borah State Habitat Area (1) (7)
  - Big Grand Pierre Glade State Natural Area (1)
  - Cache River State Natural Area (1) (2)
  - Campbell Pond State Fish and Wildlife Area (1) (7)
  - Cape Bend State Fish and Wildlife Area (1) (2)

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Carlyle Lake State Fish and Wildlife Area except subimpoundment areas (7)

Carlyle Lake Lands and Waters – Corps of Engineers managed lands (closed to firearm deer hunting in the Jim Hawn and East Spillway Areas)

Chauncey Marsh State Natural Area (1) (7)

Collier Limestone Glade State Natural Area (1)

Copperhead Hollow State Wildlife Area (1) (7)

Crawford County State Fish and Wildlife Area (1) (7)

Cretaceous Hills State Natural Area (1) (7)

Cypress Creek National Wildlife Refuge

Cypress Pond State Natural Area (1) (2)

Deer Pond State Natural Area (1) (2)

Devil's Island State Wildlife Management Area

Dog Island State Wildlife Management Area (1) (7)

Ferne Clyffe State Park (1) (2)

Fort de Chartres State Historic Site (no in-line muzzleloading rifles or muzzleloaders with scopes allowed) (1) (2)

George S. Park Memorial Woods State Natural Area (2)

Giant City State Park (1) (2)

Hamilton County State Fish and Wildlife Area (1) (7)

Horseshoe Lake Fish and Wildlife Area – Alexander County (all portions of the Public Hunting Area except the Controlled Goose Hunting Area) (1) (2)

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Kaskaskia River State Fish and Wildlife Area (1) (2, except south of Highway 154 and north of Highway 13) (Doza Creek Waterfowl Management Area is closed during duck season)

Kickapoo State Recreation Area (closed during second firearm deer season) (1) (~~7~~)

Kinkaid Lake State Fish and Wildlife Area (1) (2)

Lusk Creek Canyon State Natural Area (1)

Meeker State Habitat Area (1) (7)

Mermet Lake State Conservation Area (1) (7)

Middle Fork State Fish and Wildlife Area (closed during second firearm deer season) (1) (7)

Miller-Anderson Woods State Natural Area (Bureau County permit holders may hunt the Bureau County portion of the area and Putnam County permit holders may hunt the Putnam County portion of the area) (2)

Mississippi River Pool 16 (1)

Mississippi River Pool 17 (1)

Mississippi River Pool 18 (1)

Mississippi River Pools 21, 22, 24 (1)

Mississippi State Fish and Waterfowl Management Area – Pools 25 and 26 (Batchtown, Crull Hollow and Godar Waterfowl Rest Areas are closed to hunting beginning 14 days before the regular duck season; areas reopen to hunting the day after duck season closes; it is unlawful to trespass upon the designated duck hunting areas between sunset of the Sunday immediately preceding opening day of regular duck season through the day before regular duck season as posted at the site; no deer hunting is allowed within 200 yards of an occupied duck blind; during duck season only, deer hunters may not access the designated duck hunting areas by launching a boat at certain specifically posted boat ramps; boat ramps

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reopen to deer hunters the day after duck season closes; hunting is allowed at Red's Landing and Riprap Landing walk-in areas from 12:00 p.m. to ½ hour after sunset during duck season, statewide hours during remainder of the season) (1)

Oakford State Conservation Area

Pere Marquette State Park (hunting in designated area only) (1) (7)

Pyramid State Park (4) (7)

Pyramid State Park – East Conant Unit (4) (7)

Ray Norbut State Fish and Wildlife Area (closed during second firearm deer season) (7)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (closed during second firearm deer season) (7)

Rend Lake State Fish and Wildlife Area Corps of Engineers' managed areas of Rend Lake

Saline County State Fish and Wildlife Area (1) (7)

Sand Ridge State Forest (closed during second firearm deer season) (7)

Sielbeck Forest State Natural Area (1) (7)

Skinner Farm State Habitat Area (1) (7)

Ten Mile Creek State Fish and Wildlife Area (areas designated as Waterfowl Rest Areas are closed to all access during the Canada Goose Season only) (1) (7); Belle Rive Unit only (4)

Trail of Tears State Forest (1) (2)

Turkey Bluffs State Fish and Wildlife Area (1) (2)

Union County State Fish and Wildlife Area (Firing Line Unit only) (1) (2)

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Weinberg-King State Park (7)

Weinberg-King State Park – Scripps Unit (7)

Weinberg-King State Park – Spunky Bottoms Unit (7)

Wildcat Hollow State Forest (1) (7)

Wise Ridge State Natural Area (1)

- i) Statewide regulations shall apply at the following sites by special permit allocated through the regular statewide drawing. Season dates that differ from the statewide dates are in parentheses. Sites that offer standby hunting are followed by a (6). At sites offering standby hunting, permit holders must register at the check station by 5:00 a.m. each day of the hunt. Unvalidated permits are void after 5:00 a.m. Vacancies each day will be filled by a drawing held at 5:00 a.m. Vacancies may be filled by any person holding a valid hunting license, Habitat Stamp, and Firearm Owner Identification Card, if required. Standby hunters will be issued a one-day site-specific deer permit at the check station, and charged a permit fee of \$5. All hunters must check out and report harvest. In the event that Department budget reductions or site staffing reductions make the operation of check stations or issuance of standby permits impractical, changes to check station procedures and standby permit issuance will be publicly announced and posted at the site.

Apple River Canyon State Park – Thompson and Salem Units (closed during the second firearm deer season) (7)

Burning Star State Fish and Wildlife Area (7)

Butterfield Trail State Recreation Area (closed during the second firearm deer season) (7)

Carlyle State Fish and Wildlife Area – East Fork Unit in Clinton County

Castle Rock State Park (closed during second firearm season) (6) (7)

Cedar Glen State Natural Area (closed during the second firearm deer season) (1) (7)

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Clinton Lake State Recreation Area (North Fork Management Unit, north of the county road at the North Fork boat ramp) (7)

[Embarras River Bottoms State Habitat Area \(closed during the second firearm deer season\) \(1\) \(7\)](#)

French Bluff State Natural Area (closed during the second firearm deer season) (1) (7)

Goose Lake Prairie State Natural Area/Heidecke Lake State Fish and Wildlife Area (closed during the second firearm deer season) (2) (6)

Hanover Bluff State Natural Area (closed during the second firearm deer season) (7)

Hidden Springs State Forest (closed during second firearm deer season) (1) (7)

[Horseshoe Lake State Park – Madison County \(closed during second firearm deer season; antlerless only\) \(1\)](#)

Jim Edgar Panther Creek State Fish and Wildlife Area – Open Unit (closed during second firearm deer season) (1) (4) (7)

Jubilee College State Park (closed during the second firearm deer season; hunting is prohibited in marked zones) (1, except tree stands must be erected the day before the muzzleloading season and must be removed by the day after the muzzleloading season) (2)

Lake Shelbyville Project Lands in Moultrie County (closed during the second firearm deer season; antlerless only; for Corps of Engineers managed lands not managed by IDNR, contact Corps of Engineers, Lake Shelbyville office for specific deer hunting policy) (1)

Lake Shelbyville Project Lands in Shelby County (closed during the second firearm deer season; antlerless only; for Corps of Engineers managed lands not managed by IDNR, contact Corps of Engineers, Lake Shelbyville office for specific deer hunting policy) (1)

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Lake Shelbyville State Fish and Wildlife Area (closed during the second firearm deer season; antlerless-only; must have valid permit for Lake Shelbyville Project Lands – Moultrie County) (7)

Marseilles State Fish and Wildlife Area (closed during second firearm deer season) (all tree stands must be removed from this area no later than sunset of the last day of archery deer season; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may enter the site only from designated parking lots) (1) (2) (6)

Rall Woods State Natural Area (closed during the second firearm deer season) (7)

Sangchris Lake State Park (open to muzzleloading rifle hunting during the second firearm deer season only; antlerless deer only; hunting will begin the first day at legal shooting time and at 10:30 a.m. on all other days of the season) (1) (2)

Sangamon County State Conservation Area (closed during second firearm deer season) (1)

Sanganois State Fish and Wildlife Area (Ash Swale Waterfowl Rest Area will be closed to deer hunting during the waterfowl hunting seasons) (1) (7)

[Siloam Springs State Park \(closed during second firearm deer season\) \(4\) \(7\)](#)

Spoon River State Forest (closed during second firearm deer season) (1) (7)

Starved Rock State Park (closed during the second firearm deer season; permit includes Starved Rock State Park, Matthiessen State Park, Margery C. Carlson State Natural Area, Mitchell's Grove State Natural Area and Sandy Ford State Natural Area; hunt is open in Zone A; all initial permits will be issued as antlerless only; hunters must take an antlerless deer on the site during the current year firearm or muzzleloader season before they will be issued an either-sex standby permit; hunters must check antlerless deer with site staff for verification to participate in the bonus buck program; standby hunters may purchase up to 2 one-day site-specific antlerless-only permits each day) (2) (6)

Tapley Woods State Natural Area (closed during the second firearm deer season) (7)

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Wards Grove State Nature Preserve (closed during the second firearm deer season; antlerless deer only) (7)

Winston Tunnel State Natural Area (closed during the second firearm deer season) (7)

Witkowsky State Wildlife Area (closed during the second firearm deer season) (7)

- j) Violations of site specific regulations are petty offenses (see 520 ILCS 5/2.20).

(Source: Amended at 40 Ill. Reg. 10564, effective July 20, 2016)

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- 1) Heading of the Part: White-Tailed Deer Hunting By Use of Bow and Arrow
- 2) Code Citation: 17 Ill. Adm. Code 670
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
670.20	Amendment
670.30	Amendment
670.60	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.5, 2.20, 2.24, 2.25, 2.26, 2.33, 3.5 and 3.36 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.5, 2.20, 2.24, 2.25, 2.26, 2.33, 3.5 and 3.36]
- 5) Effective Date of Rules: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6412; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close state-owned or -managed sites and amend procedures at state sites.

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- 16) Information and questions regarding these adopted rules shall be directed to:

Daniel Nelson, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

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TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 670  
WHITE-TAILED DEER HUNTING BY USE OF BOW AND ARROW

## Section

670.10	Statewide Open Seasons and Counties
670.20	Statewide Deer Permit Requirements
670.21	Deer Permit Requirements – Landowner/Tenant Permits
670.30	Statewide Legal Bow and Arrow
670.40	Statewide Deer Hunting Rules
670.50	Rejection of Application/Revocation of Permits
670.55	Reporting Harvest
670.60	Regulations at Various Department-Owned or -Managed Sites

AUTHORITY: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.5, 2.20, 2.24, 2.25, 2.26, 2.33, 3.5 and 3.36 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.5, 2.20, 2.24, 2.25, 2.26, 2.33, 3.5 and 3.36].

SOURCE: Adopted at 5 Ill. Reg. 8888, effective August 25, 1981; codified at 5 Ill. Reg. 10641; emergency amendment at 5 Ill. Reg. 11402, effective October 14, 1981, for a maximum of 150 days; emergency expired March 13, 1982; amended at 6 Ill. Reg. 10721, effective August 20, 1982; emergency amendment at 6 Ill. Reg. 15581, effective December 14, 1982, for a maximum of 150 days; emergency expired May 13, 1983; amended at 7 Ill. Reg. 10790, effective August 24, 1983; amended at 8 Ill. Reg. 19004, effective September 26, 1984; amended at 9 Ill. Reg. 14317, effective September 9, 1985; amended at 10 Ill. Reg. 16658, effective September 22, 1986; amended at 11 Ill. Reg. 2275, effective January 20, 1987; amended at 12 Ill. Reg. 12042, effective July 11, 1988; amended at 13 Ill. Reg. 12839, effective July 21, 1989; amended at 14 Ill. Reg. 14787, effective September 4, 1990; amended at 14 Ill. Reg. 19859, effective December 3, 1990; amended at 15 Ill. Reg. 10021, effective June 24, 1991; amended at 15 Ill. Reg. 16691, effective October 31, 1991; amended at 16 Ill. Reg. 11116, effective June 30, 1992; amended at 17 Ill. Reg. 286, effective December 28, 1992; amended at 17 Ill. Reg. 13452, effective July 30, 1993; amended at 18 Ill. Reg. 5842, effective April 5, 1994; amended at 19 Ill. Reg. 7560, effective May 26, 1995; amended at 19 Ill. Reg. 15411, effective October 26, 1995; amended at 20 Ill. Reg. 6723, effective May 6, 1996; amended at 21 Ill. Reg. 5561, effective April 19, 1997; amended at 22 Ill. Reg. 7995, effective April 28, 1998; amended at 23 Ill. Reg. 6829, effective May 20, 1999; amended at 24 Ill. Reg. 6908, effective April 20, 2000; amended at 25 Ill. Reg.

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7217, effective May 22, 2001; amended at 25 Ill. Reg. 11471, effective August 14, 2001; amended at 26 Ill. Reg. 9356, effective June 17, 2002; amended at 27 Ill. Reg. 10025, effective June 23, 2003; amended at 28 Ill. Reg. 9968, effective July 6, 2004; amended at 29 Ill. Reg. 9761, effective June 24, 2005; amended at 30 Ill. Reg. 12196, effective June 28, 2006; amended at 31 Ill. Reg. 8202, effective May 25, 2007; amended at 32 Ill. Reg. 9337, effective June 13, 2008; amended at 33 Ill. Reg. 11571, effective July 27, 2009; amended at 34 Ill. Reg. 4839, effective March 19, 2010; amended at 35 Ill. Reg. 10739, effective June 23, 2011; amended at 36 Ill. Reg. 13450, effective August 10, 2012; amended at 37 Ill. Reg. 14926, effective August 30, 2013; amended at 38 Ill. Reg. 22752, effective November 18, 2014; amended at 39 Ill. Reg. 10905, effective July 27, 2015; emergency amendment at 39 Ill. Reg. 13125, effective September 3, 2015, for a maximum of 150 days; amended at 39 Ill. Reg. 14568, effective October 20, 2015; amended at 40 Ill. Reg. 829, effective December 29, 2015; amended at 40 Ill. Reg. 10579, effective July 20, 2016.

**Section 670.20 Statewide Deer Permit Requirements**

- a) All archery deer hunters must have a current, valid Illinois archery deer permit. Archery deer permits (except landowner/tenant property-only permits and nonresident permits issued to clients of outfitters as detailed in Section 670.20(c)) will authorize the holder to hunt in any of the open counties of the State, on property where permission to hunt has been obtained from the property owner. Nonresident archery deer permits issued to outfitter clients who received a permit based on the preference given to outfitter clients are valid only on property controlled by the outfitter used to gain preference.
- b) Resident Permits
  - 1) Resident archery deer permits are available over-the-counter (OTC) from agents designated by the Department (pursuant to 17 Ill. Adm. Code 2520) as combination permits, each consisting of one either-sex permit and one antlerless-only permit, or as a single antlerless-only permit. The fee for a resident archery combination permit shall be \$25; a resident archery single antlerless-only permit shall be \$15. While there is no limit to the number of archery deer permits that an individual resident may purchase, no one may harvest more deer than allowed by the restrictions prescribed in Section 670.40. Lifetime licenses issued after August 15, 2006 shall not qualify a nonresident of Illinois for a resident deer permit.
  - 2) In addition to the permits listed in subsection (b)(1), resident hunters have

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the option of purchasing a maximum of one resident single either-sex permit for a fee of \$15. Applicants must submit an application to the Permit Office using the official current Resident Single Either-Sex Archery Deer Permit application form by September 1. Applications are available from the DNR website at <http://www.dnr.illinois.gov>. Applications submitted on forms from previous years will be returned. Applicants must complete all portions of the permit application form. Incomplete applications and fees will be returned. Each applicant must submit a personal check or money order with his/her individual application.

c) Nonresident Permits

- 1) A limited number of nonresident archery deer permits is available as combination permits, each consisting of one either-sex permit and one antlerless-only permit. The fee for the nonresident combination archery deer permit shall be \$410. Nonresident hunters may apply during the period June 1 through June 30 via telephone using DNR's telephone vendor system (1-888-673-7648). Applicants may apply for and receive a maximum of one nonresident combination archery deer permit during a license year. (Note: Receiving nonresident landowner archery deer permits does not preclude the recipient from also applying for and receiving the regular nonresident combination archery deer permit.) The number of nonresident combination archery deer permits shall be limited to 25,000, with clients of outfitters currently permitted by the Department of Natural Resources given preference in the drawing for the first 7,500. Clients of permitted outfitters should contact the outfitter prior to applying to receive a certification number to be used in the application process to verify their outfitter client status. Permits will be allocated using a computerized, random lottery drawing conducted after June 30. If the number of eligible outfitter clients in the drawing is less than 7,500, all remaining permits will be allocated to the remaining applicants until the quota is reached. If the number of eligible outfitter clients in the drawing exceeds 7,500, those outfitter clients unsuccessful in obtaining one of the first 7,500 permits will compete against non-client applicants for the remaining permits. Up to six individuals may apply for nonresident combination archery permits as a group. Groups must identify a group leader, and all applicants must provide the same group leader information at the time of application. If applying for permits given preferentially to

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clients of outfitters, all group applicants must also provide the same outfitter certification number. Permits available after the lottery will be sold on a first-come, first-served basis to applicants who have not previously received a [combination](#) permit for the current deer season.

- 2) [Nonresident single antlerless-only archery deer permits may be purchased as "bonus" permits for a fee of \\$25 by nonresident hunters who have previously obtained either a nonresident combination archery deer permit or a nonresident landowner archery deer permit. The bonus nonresident single antlerless-only archery deer permit will be available over-the-counter \(OTC\) from license vendors for a fee of \\$25. Eligible nonresident hunters may purchase these bonus permits without limit.](#)
  - 3) [Nonresident hunters who have not previously obtained a permit described in subsection \(c\)\(2\) may purchase nonresident single antlerless-only archery deer permits OTC from license vendors for a fee of \\$100. Nonresident hunters may purchase these permits without limit.](#)
  - 4) [Nonresidents may not purchase a combination archery deer permit after September 30 if they have previously purchased any single antlerless-only archery deer permit for the current deer season.](#)
- d) Hunters purchasing archery deer permits must supply all necessary applicant information to the license vendor in order to properly complete the permit.
- e) Applications for landowner/tenant permits may be obtained by writing to:

Department of Natural Resources  
L/T Deer Permit  
P.O. Box 19227  
Springfield IL 62794-9227

To obtain a landowner/tenant permit, applicants must submit an application to the Permit Office using the official current [archery deer permit](#)~~Archery Deer Permit~~ application form. Applications submitted on forms from previous years will be returned. Applicants must complete all portions of the permit application form. Incomplete applications and fees will be returned. Each applicant must submit a personal check or money order for his/her individual application.

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- f) Permits are not transferable. Refunds will not be granted unless the Department has erroneously issued the permit.
- g) A \$3 service fee will be charged for replacement permits issued by DNR, except that there will be no charge for permits lost in the mail. The procedures for obtaining a replacement license are detailed in 17 Ill. Adm. Code 2520.50. Monies from this source will be deposited in the Wildlife and Fish Fund.
- h) Hunting without a valid permit is a Class B misdemeanor (see 520 ILCS 5/2.24). Providing false information on an application is a Class A misdemeanor (see 520 ILCS 5/2.38).

(Source: Amended at 40 Ill. Reg. 10579, effective July 20, 2016)

**Section 670.30 Statewide Legal Bow and Arrow**

- a) The only legal hunting devices to take, or attempt to take, deer are:
  - 1) ~~Longbows~~Vertical bows, limited to longbows, recurve bows or compound bows with minimum pull of 40 pounds at some point within a 28-inch draw. Minimum arrow length is 20 inches. Any mechanical device capable of maintaining a drawn or partially drawn position on a ~~vertical~~ bow without the hunter exerting full string tension is illegal.
  - 2) Crossbows, so long as one or more of the following conditions are met:
    - A) *If the user is a person age 62 and older with a valid photo ID containing proof of age; or*
    - B) *If the user is a disabled person to whom the Department has issued a permit to use a crossbow as provided by 17 Ill. Adm. Code 760; or*
    - C) *If the date is between the second Monday following the Thanksgiving holiday through the last day of the archery deer hunting season (both inclusive) [520 ILCS 5/2.5]; or*
    - D) *If the user possesses a valid Youth Hunting License and archery deer hunting permit, and remains under the direct supervision of a*

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*parent, grandparent, or guardian who is 21 years of age or older and who possesses a valid Illinois hunting license and valid archery deer permit. [520 ILCS 5/2.5a and 3.1-9] Accompaniment by a parent, grandparent, or guardian shall serve as evidence that express permission of an adult was granted to obtain the deer permit.*

- b) Broadheads must be used for archery deer hunting. Broadheads may have fixed or expandable cutting surfaces, but they must be a minimum  $\frac{7}{8}$  inch in diameter when fully opened. Broadheads with fixed cutting surfaces must be metal or flint-, chert- or obsidian-knapped; broadheads with expandable cutting surfaces must be metal. Nothing in this subsection shall be construed to prohibit the possession of arrows with field tips or blunt tips for the purpose of legally taking small game or for target practice during the course of the hunt, but those arrows may not be used in any attempt to take deer.
- c) Specifications for legal crossbows and bolts are contained in 17 Ill. Adm. Code 760.
- d) All other hunting devices, including electronic arrow tracking devices utilizing radio telemetry, are illegal. It is unlawful to carry any firearm or sidearm while hunting deer with a bow and arrow.
- e) Use of an unlawful device is a Class B misdemeanor (see 520 ILCS 5/2.24), except that unlawful use of a crossbow is a Class A misdemeanor with a minimum \$500 and maximum \$5,000 fine, in addition to other statutory penalties (see 520 ILCS 5/2.33(o)).

(Source: Amended at 40 Ill. Reg. 10579, effective July 20, 2016)

**Section 670.60 Regulations at Various Department-Owned or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510 (General Hunting and Trapping) apply in this Section, unless this Section is more restrictive.
- b) It is unlawful to drive deer, or participate in a deer drive, on all Department-owned or -managed properties. A deer drive is defined as a deliberate action by one or more persons (whether armed or unarmed) whose intent is to cause deer to move within archery range of one or more participating hunters.

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- c) Only one tree stand or ground blind is allowed per deer permit holder. Tree stands and ground blinds must comply with restrictions listed in 17 Ill. Adm. Code 510.10(c)(3) and (c)(12) and must be portable. Tree stands and ground blinds must be removed at the end of each day with the exception that they may be left unattended from September 15 through January 31 at those sites listed in this Section that are followed by a (1). Any tree stand or ground blind left unattended must be legibly marked with the owner's name, address, and telephone number, or site assigned identification number.
- d) Check-in, check-out, and reporting of harvest is required at those sites listed in this Section that are followed by a (2). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by a (6).
- e) Where standby hunters are used to fill quotas, a drawing will be held at sites indicated by a (3).
- f) Only antlerless deer or antlered deer having at least four points on one side may be harvested at those sites listed in this Section that are followed by a (4).
- g) Only antlerless deer or antlered deer having at least five points on one side may be harvested at those sites listed in this Section that are followed by a (5).
- h) Statewide regulations shall apply at the following sites:
  - Alvah Borah State Habitat Area (6)
  - \* Anderson Lake State Fish and Wildlife Area (1) (2)
  - Apple River Canyon State Park – Thompson and Salem Units (6)
  - Argyle Lake State Park (1) (6)
  - \* Banner Marsh State Fish and Wildlife Area (1) (2)
  - \* Beall Woods State Park (1) (6)
  - \* Big Bend State Fish and Wildlife Area (1) (2)

## DEPARTMENT OF NATURAL RESOURCES

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Big Grand Pierre Glade State Natural Area (1)

Big River State Forest (1) (6)

Buffalo Rock State Park/Blackball Mines Nature Preserve (2)

Burning Star State Fish and Wildlife Area (6)

Butterfield Trail State Recreation Area (6)

Cache River State Natural Area (1) (2)

Campbell Pond State Fish and Wildlife Area (1) (6)

Cape Bend State Fish and Wildlife Area (1) (2)

Carlyle Lake Lands and Waters (Corps of Engineers managed lands, except Jim Hawn and East Spillway Areas)

\* Carlyle Lake Lands and Waters (Corps of Engineers managed lands – Jim Hawn and East Spillway Areas)

Carlyle Lake State Fish and Wildlife Area (except subimpoundment area is closed 7 days prior to and during the regular waterfowl season; lands bounded on the east by "C" levee, south by "D" levee, west by ACOE property line, and including the posted area west of parking lot #2, will be open the entire archery deer hunting season) (6)

Castle Rock State Park (submission of all deer heads within 48 hours after harvest on site is required to test for the presence of Chronic Wasting Disease) (1) (6)

Cedar Glen State Natural Area (no hunting after December 15) (1) (6)

Chauncey Marsh State Natural Area (permit obtained at Red Hills State Park headquarters) (1) (6)

Clinton Lake State Recreation Area (an antlerless deer must be taken on the site before an antlered deer is harvested) (6)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Coffeen Lake State Fish and Wildlife Area (6)

Collier Limestone Glade State Natural Area (1)

Copperhead Hollow State Wildlife Area (1) (6)

Crawford County State Conservation Area (1) (~~6~~)

Cretaceous Hills State Natural Area (1) (6)

Cypress Creek National Wildlife Refuge

Cypress Pond State Natural Area (1) (2)

Deer Pond State Natural Area (1) (2)

Des Plaines Game Propagation Center (closed Saturdays and Sundays in October and Sundays in November, December and January) (2)

Des Plaines State Conservation Area (no hunting is permitted Wednesday through Sunday of the site's permit pheasant season) (6)

Devil's Island State Wildlife Management Area

Dixon Springs State Park (1) (6)

Dog Island State Wildlife Management Area (1) (6)

- \* Eagle Creek State Park (disabled hunters are exempt from site's antler restrictions; for Corps of Engineers managed lands not managed by DNR, contact Corps of Engineers, Lake Shelbyville office for specific deer hunting policy) (4) (6)

Eldon Hazlet State Park (archery hunting is closed in the designated controlled pheasant hunting area on days when the controlled pheasant hunting program is in operation) (6)

Embarras River Bottoms State Habitat Area (1) (6)

## DEPARTMENT OF NATURAL RESOURCES

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Ferne Clyffe State Park (1) (2)

Finrock State Habitat Area (October 1-31 only; eligible hunters required to obtain Clinton Lake State Recreation Area site hunting permit) (6)

Flag Pond State Natural Area (1)

Flatwoods State Natural Area (1) (6)

Fort de Chartres State Historic Site (1) (2)

\* Fort Kaskaskia State Historic Site (opens November 1) (2)

Fort Massac State Park (1) (6)

Fox Ridge State Park (1) (6)

Franklin Creek State Natural Area (submission of all deer heads within 48 hours after harvest on site is required to test for the presence of Chronic Wasting Disease) (6)

French Bluff State Natural Area (6)

George S. Park Memorial Woods State Natural Area (2)

Giant City State Park (1) (2)

Goose Lake Prairie State Natural Area/Heidecke State Fish & Wildlife Area (archery deer hunting is closed during the muzzleloader deer season) (6)

Green River State Wildlife Area (1) (6)

Hallsville State Habitat Area (October 1-31 only; eligible hunters will use Clinton Lake State Recreation Area site hunting permit) (1) (6)

Hamilton County State Conservation Area (1) (6)

## DEPARTMENT OF NATURAL RESOURCES

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Hanover Bluff State Natural Area (6)

Harry "Babe" Woodyard State Natural Area (4) (6)

Henry Allen Gleason State Natural Area (6)

Hidden Springs State Forest (1) (6)

Hindsboro State Habitat Area (October 1 through October 31 only) (6)

Horseshoe Lake State Conservation Area – Alexander County (Controlled Goose Hunting Area – open from October 1-31; reopens with the close of the Quota Zone goose season through statewide closing; remainder of the Public Hunting Area open during statewide season) (1) (2)

Ilo Dillin State Habitat Area (hunting allowed during October only) (6)

Iroquois County State Wildlife Area/Hooper Branch only (1) (2)

Jubilee College State Park (2)

Kankakee River State Park (deer bow hunters must wear a cap and upper outer garment with at least 400 square inches of solid blaze orange between 9:00 a.m. and 3:00 p.m. on days when upland game hunting is allowed during the site's controlled hunting season; a limited hunting opportunity for persons with disabilities, Class P2A, exists at the Davis Creek Bike Trail Area; disabled hunters must register to hunt at the site office and must sign in and out daily; disabled hunters are required to hunt with a non-disabled partner who may also hunt from predetermined locations during the disabled hunting season (November 1 to the day before the first firearm deer season, except campground blinds will remain open until the close of the archery deer season and do not require a partner to hunt) (6)

Kaskaskia River State Fish and Wildlife Area (the State-owned portion of the defined waterfowl rest area is open until 2 weeks prior to the start of the regular duck season through the close of the regular duck and Canada goose seasons; no hunting within 50 yards of the Baldwin Lake Waterfowl Rest Area's main north-south road) (1) (2 – except south of Highway 154

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

and north of Highway 13)

Kickapoo State Recreation Area (6)

Kidd Lake State Natural Area (1)

Kinkaid Lake State Fish and Wildlife Area (1) (2)

Kishwaukee River State Fish and Wildlife Area; submission of all deer heads within 48 hours after harvest on site is required to test for the presence of Chronic Wasting Disease (6)

Lake Le Aqua Na State Park (antlerless deer only; November 1-30; hunting hours legal opening until 10:00 a.m.) (2)

[Larry D. Closson Habitat Area \(October 1-31 only\) \(1\)](#)

Lincoln Trail State Park (November 1 through the end of statewide season) (2)

Little Rock Creek State Habitat Area (opens statewide opening date; however, site closes for archery deer hunting at the end of legal shooting hours the day preceding the opening of the north zone upland season and reopens the day after the close of the north zone upland season and runs until the statewide season closes) (1) (2)

Lowden-Miller State Forest (submission of all deer heads within 48 hours after harvest on site is required to test for the presence of Chronic Wasting Disease) (1) (6)

Lowden State Park (in October, hunting allowed on Mondays, Tuesdays, Wednesdays and Thursdays only, excluding official State holidays; beginning November 1, archery hunting is allowed 7 days a week) (6)

Lusk Creek Canyon State Natural Area (1)

Mackinaw River State Fish and Wildlife Area (1) (6)

Marseilles State Fish and Wildlife Area (closed Friday, Saturday, and

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Sunday in October only; no hunting after the first Thursday after January 10; all tree stands must be removed from this area no later than the last day of the season; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may enter the site only from designated parking lots) (1) (2)

Marshall State Fish and Wildlife Area (Duck Ranch Unit closed 7 days prior to the duck season through the close of duck season) (6)

Mautino State Fish and Wildlife Area (1) (6)

Maytown Pheasant Habitat Area (hunting allowed during October only) (6)

Mazonia/Braidwood State Fish and Wildlife Area (2) (4)

Meeker State Habitat Area (1) (6)

Mermet Lake State Conservation Area (1) (6)

Middle Fork State Fish and Wildlife Area (6)

Midwin National Tallgrass Prairie (additional site hunting pass required) (2)

Miller-Anderson Woods State Natural Area (2)

Mississippi Palisades State Park (closed during the first firearm deer season) (1) (6)

Mississippi River Pool 16 (1)

Mississippi River Pools 17, 18 (1)

Mississippi River Pools 21, 22, 24 (1)

Mississippi State Fish and Waterfowl Management Area – Pools 25 and 26 (Batchtown, Crull Hollow and Godar Waterfowl Rest Areas are closed to hunting beginning 14 days before regular duck season; areas reopen to

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

hunting the day after duck season closes; it is unlawful to trespass upon the designated duck hunting areas between sunset of the Sunday immediately preceding opening day of regular duck season through the day before regular duck season as posted at the site; no deer hunting is allowed within 200 yards of an occupied duck blind; during duck season only, deer hunters may not access the designated duck hunting areas by launching a boat at certain specifically posted boat ramps; boat ramps reopen to deer hunters the day after duck season closes; hunting is allowed at Red's Landing and Riprap Landing walk-in areas from 12:00 p.m. to ½ hour after sunset during duck season, statewide hours during remainder of season) (1)

Mitchell's Grove State Nature Preserve (antlerless deer only in October; either-sex deer from November 1 until the end of the statewide season; closed during the muzzleloading deer season) (2)

Momence Wetlands State Natural Area (1) (6)

Moraine View State Park (archery deer hunting closed Wednesday through Sunday during the controlled pheasant season) (1) (6)

Morrison Rockwood State Park (opens on the day following the close of the first firearm deer season) (1) (2)

\* Mt. Vernon Propagation Center (1) (2)

Nauvoo State Park (Max Rowe Unit Only) (6)

Newton Lake State Fish and Wildlife Area (6)

Oakford State Conservation Area

Paul C. Burrus State Habitat Area (formerly Hurricane Creek State Habitat Area) (hunter quotas filled by drawing) (6)

\* Peabody River King State Fish and Wildlife Area (East subunit closes November 1) (1) (2)

Pekin Lake State Fish and Wildlife Area (1) (6)

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Pere Marquette State Park (area east of Graham Hollow Road) (1) (6)

Prairie Ridge State Natural Area (1) (6)

Pyramid State Park (4) [\(6\)](#)

[Pyramid State Park – Captain Unit \(4\) \(6\)](#)

[Pyramid State Park – Denmark Unit \(4\) \(6\)](#)

[Pyramid State Park – East Conant Unit \(4\) \(6\)](#)

[Pyramid State Park – Galum Unit \(4\) \(6\)](#)

Rall Woods State Natural Area (6)

\* Ramsey Lake State Park (6)

\* Randolph County State Conservation Area (1) (2)

Rauchfuss Hill State Recreation Area (1) (6)

Ray Norbut State Fish and Wildlife Area (6)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (6)

Ray Norbut State Fish and Wildlife Area – East Hannibal Unit [\(6\)](#)

\* Red Hills State Park (1) (6)

Rend Lake State Fish and Wildlife Area (refuge only (south of site headquarters) from October 1 through October 31; an antlerless deer must be taken on the site before an antlered deer is harvested) (2)

Rend Lake State Fish and Wildlife Area and Corps of Engineers managed areas of Rend Lake

Revis Hill Prairie State Natural Area (6)

## DEPARTMENT OF NATURAL RESOURCES

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- \* Rice Lake State Fish and Wildlife Area (1) (2)
- \* Rockton Bog State Natural Area (6)
- Sahara Woods State Fish and Wildlife Area (portions of site closed until November 1) (6)
- Saline County State Fish and Wildlife Area (1) (6)
- \* Sam Dale Lake State Fish and Wildlife Area (1) (6)
- \* Sam Parr State Park (1) (2)
- Sandy Ford State Natural Area (antlerless deer only in October; either-sex deer from November 1 until the end of the statewide season; archery deer hunting is closed during the muzzleloader deer season) (2)
- Sangamon County State Conservation Area (1)
- Sanganois State Wildlife Area (Ash Swale Waterfowl Rest Area will be closed to deer hunting during the waterfowl hunting seasons) (1) (6)
- Sand Ridge State Forest (6)
- \* Shabbona Lake State Park (submission of all deer heads within 48 hours after harvest on site is required to test for the presence of Chronic Wasting Disease) (6)
- Shelbyville State Fish and Wildlife Area (for Corps of Engineers managed lands not managed by DNR, contact Corps of Engineers, Lake Shelbyville office for specific deer hunting policy) (1) (6)
- Sielbeck Forest State Natural Area (1) (6)
- Siloam Springs State Park (4) (6)
- Siloam Springs State Park (Fall Creek Unit) (6)

## DEPARTMENT OF NATURAL RESOURCES

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Siloam Springs State Park – Buckhorn Unit (resident hunters only) (4) (6)

\* Silver Springs State Park (2)

Skinner Farm State Habitat Area (1) (2)

\* Snakeden Hollow State Fish and Wildlife Area (closed during goose season; tree stands must be removed no later than the last day of archery hunting on the site) (1) (6)

\* South Shore State Park (2)

Sparks Pond State Natural Area (6)

Spoon River State Forest (1) (6)

\* Spring Lake State Fish and Wildlife Area (1) (6)

\* Starved Rock State Park/Matthiessen State Park/Margery C. Carlson Nature Preserve (antlerless deer only in October; either-sex deer from November 1 until the end of the statewide season; deer bowhunters must wear a cap and upper outer garment with at least 400 square inches of solid blaze orange during the statewide firearm deer seasons; open to archery deer hunting during the statewide firearm deer season only in Zone A) (2)

\* Stephen A. Forbes State Recreation Area (6)

Tapley Woods State Natural Area (6)

Ten Mile Creek State Fish and Wildlife Area (areas designated as refuge are closed to all access during Canada goose season only) (1) (6); Belle Rive Unit only (4)

Trail of Tears State Forest (1) (2)

Turkey Bluffs State Fish and Wildlife Area (1) (2)

Union County State Fish and Wildlife Area (Firing Line Unit open

## DEPARTMENT OF NATURAL RESOURCES

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throughout statewide season; Controlled Public Hunting Area open October 1 through October 31) (1) (2)

Vesely Land and Water Reserve/Wilmington Shrub Prairie Nature Preserve (6)

Walnut Point State Park (1) (6)

Wards Grove State Nature Preserve (closed during firearm deer hunting; antlerless deer only) (6)

\* Washington County State Conservation Area (1) (2)

Weinberg-King State Park (6)

Weinberg-King State Park – Cecil White Unit (6)

Weinberg-King State Park – Scripps Unit (resident hunters only) (6)

Weinberg-King State Park – Spunky Bottoms Unit (resident hunters only) (6)

Weldon Springs State Park – Piatt County Unit (an antlerless deer must be taken on the site before an antlered deer is harvested) (6)

Whitefield Pheasant Habitat Area (hunting allowed during October only) (6)

\* White Pines Forest State Park ( hunting allowed on Mondays, Tuesdays, Wednesdays and Thursdays only – excluding official State holidays in October. Beginning November 1, archery hunting is allowed 7 days a week, excluding the site's special firearm deer season) (6)

Wildcat Hollow State Forest (1) (6)

Willow Creek State Habitat Area (hunting permitted October 1-31) (1) (6)

Winston Tunnel State Natural Area (6)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Wise Ridge State Natural Area (1)

Witkowsky State Wildlife Area (opens October 15) (6)

Wolf Creek State Park (an antlerless deer must be taken on the site before an antlered deer is harvested; Illinois residents and non-residents are eligible for the drawing; for Corps of Engineers managed lands not managed by DNR, contact Corps of Engineers, Lake Shelbyville office, for specific deer hunting policy) (4) (6)

Woodford State Fish and Wildlife Area (opens at the close of duck season) (6)

- i) Statewide regulations shall apply at the following sites except that hunter quotas shall be filled by mail-in drawing:

Beaver Dam State Park (an antlerless deer must be taken on the site before an antlered deer is harvested; harvest reports are due to the site by December 31; failure to submit report shall result in the loss of hunting privileges at the site for the following year) (1)

Bohm Woods State Nature Preserve (an antlerless deer must be taken on the site before an antlered deer is harvested; harvest reports are due to the site by January 31; failure to submit report shall result in the loss of hunting privileges at the site for the following year) (1)

- \* Frank Holten State Park (opens November 1; crossing of Harding Ditch within confines of site allowed; no hunting from Harding Ditch right-of-way; drawing for weekly hunter quotas will be held prior to the season; display windshield card while hunting; harvest report due to site by January 31, failure shall result in ineligibility to hunt at the site the following year) (1, starting October 15) [\(6\)](#)

Goode's Woods State Nature Preserve (an antlerless deer must be taken on the site before an antlered deer is harvested; harvest reports are due to the site by January 31; failure to submit report shall result in the loss of hunting privileges at the site for the following year) (1)

- \* Horseshoe Lake State Park (Madison County) (hunting in designated areas

## DEPARTMENT OF NATURAL RESOURCES

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only; an antlerless deer must be taken on the site before an antlered deer is harvested; harvest reports are due to the site by December 31; failure to submit report shall result in the loss of hunting privileges at the site for the following year) (1)

Pere Marquette State Park (hunting allowed in group camping areas only; season begins the first weekday after camps close)

- j) State regulations shall apply except that hunters must obtain a free permit from the site office. This permit must be in possession while hunting and must be returned, and harvest reported, to the address indicated on the card before February 15. Failure to return the permit shall result in loss of hunting privileges at that site for the following year.

- \* Horseshoe Lake State Park (Madison County – Gaberet, Mosenthein and Chouteau Island Units)

~~Pyramid State Park—Captain Unit (4)~~

~~Pyramid State Park—Denmark Unit (4)~~

~~Pyramid State Park—East Conant Unit (4)~~

~~Pyramid State Park—Galum Unit (4)~~

~~Pyramid State Park (4)~~

- k) Statewide regulations shall apply except that no hunting is permitted Wednesday through Sunday of the site's permit pheasant season.

Chain O'Lakes State Park (season opens Monday prior to opening of permit pheasant hunting season and closes Tuesday following the close of the permit pheasant hunting season; season reopens on December 26 till close of regular season) (3) (6)

Iroquois County State Conservation Area (6)

Johnson-Sauk Trail State Recreation Area (1) (6)

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Wayne Fitzgerald State Recreation Area (no bowhunting during controlled hunts as posted at the site) (2)

- l) Statewide regulations shall apply at the following sites except that nonresident hunter quotas shall be filled by mail-in drawing. Information about specific drawing dates and application procedures will be publicly announced. Successful applicants will be issued a free permit from the site office. This permit must be in possession while hunting and must be returned and harvest reported to the address indicated on the card before February 15. Failure to return the permit shall result in loss of hunting privileges at that site for the following year.

Jim Edgar Panther Creek State Fish and Wildlife Area (1) (4) (6)

- \* Sangchris Lake State Park (site will be closed to archery deer hunting during the second firearm deer season) (1) (4) (6)

- m) Statewide regulations shall apply at this site except that hunter quotas for specific periods shall be filled by mail-in drawing. Only Illinois residents are eligible to apply. Information about drawing dates and application procedures will be publicly announced.

Hennepin Canal State Trail (hunters must stay in their designated zone; an antlerless deer must be taken on the site before an antlered deer may be taken) (1) (6)

Illinois Beach State Park, North Dunes Nature Preserve and Illinois Beach Nature Preserve (opens November 1; hunting assigned for one week periods; site-issued windshield card must be displayed while hunting; harvest report due to site by February 1, failure to report shall result in ineligibility to hunt at the site the following year)

James Pate Philip State Park and Heron Woods State Habitat Area

Moraine Hills State Park (6)

Volo Bog State Natural Area (6)

- n) Violations of site specific regulations are petty offenses (see 520 ILCS 5/2.20).

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DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at 40 Ill. Reg. 10579, effective July 20, 2016)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Special White-Tailed Deer Season for Disease Control
- 2) Code Citation: 17 Ill. Adm. Code 675
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
675.10	Amendment
675.30	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26 and 3.36]
- 5) Effective Date of Rules: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rulemaking, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6436; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part is being amended to make statewide program changes.
- 16) Information and questions regarding these adopted rule shall be directed to:

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENTS

Daniel Nelson, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFE

## PART 675

## SPECIAL WHITE-TAILED DEER SEASON FOR DISEASE CONTROL

## Section

675.10	Chronic Wasting Disease (CWD) Season
675.20	CWD Deer Permit Requirements
675.30	Weapon Requirements for CWD Deer Hunting Season
675.40	CWD Deer Hunting Rules
675.50	Reporting Harvest
675.60	Rejection of Application/Revocation of Permits
675.70	Regulations at Various Department-Owned or -Managed Sites

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26 and 3.36].

SOURCE: Adopted at 29 Ill. Reg. 20454, effective December 2, 2005; amended at 31 Ill. Reg. 1874, effective January 5, 2007; amended at 31 Ill. Reg. 14822, effective October 18, 2007; amended at 32 Ill. Reg. 19731, effective December 4, 2008; amended at 33 Ill. Reg. 11593, effective July 27, 2009; amended at 35 Ill. Reg. 20583, effective December 9, 2011; amended at 37 Ill. Reg. 14960, effective August 30, 2013; amended at 39 Ill. Reg. 10928, effective July 27, 2015; amended at 40 Ill. Reg. 10603, effective July 20, 2016.

**Section 675.10 Chronic Wasting Disease (CWD) Season**

- a) Season: One-half hour before sunrise on the first Thursday after December 25 to ½ hour after sunset on the following Sunday, and ½ hour before sunrise on the first Friday after January 11 to ½ hour after sunset on the following Sunday. Shooting hours are ½ hour before sunrise to ½ hour after sunset. Hunting prior to ½ hour before sunrise or after ½ hour after sunset is a Class A misdemeanor with a minimum \$500 fine and a maximum \$5,000 fine in addition to other statutory penalties (see 520 ILCS 5/2.33(y)).
- b) Open counties: Boone, McHenry, Winnebago, Stephenson, Ogle, LaSalle, JoDaviess, Grundy, Kendall, Will, Kankakee, Livingston and DeKalb counties and that portion of Kane County west of State Route 47. Additional counties in

## DEPARTMENT OF NATURAL RESOURCES

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which CWD foci are identified subsequent to adoption of this Part shall be opened via public announcement (e.g., press release and site posting).

- c) Hunting outside the set season dates or without a valid permit for the area hunted is a Class B misdemeanor (see 520 ILCS 5/2.24). Hunting prior to ½ hour before sunrise or after ½ hour after sunset is a Class A misdemeanor with a minimum \$500 fine and a maximum \$5,000 fine in addition to other statutory penalties (see 520 ILCS 5/2.33(y)).

(Source: Amended at 40 Ill. Reg. 10603, effective July 20, 2016)

**Section 675.30 Weapon Requirements for CWD Deer Hunting Season**

- a) The only legal weapons to take, or attempt to take, deer are shotguns, muzzleloading rifles, and handguns and their respective ammunitions as prescribed by 17 Ill. Adm. Code 650.30.
- b) Hunters with valid, unused permits from the previous firearm, muzzleloader or youth seasons may use only the weapons allowed by that permit in those respective seasons. Hunters with a valid CWD Season Deer Permit may use any of the weapons described in subsection (a).
- c) It shall be unlawful to use or possess any firearm or ammunition other than allowed by subsection (a) in the field while hunting white-tailed deer during the CWD Deer Hunting Season. However, the lawful possession of firearms to take furbearing mammals and game mammals other than deer by persons other than deer hunters shall not be prohibited during the CWD Deer Hunting Season as set in Section 675.10. Violation is a Class B misdemeanor (see 520 ILCS 5/2.24).

(Source: Amended at 40 Ill. Reg. 10603, effective July 20, 2016)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Late-Winter Deer Hunting Season
- 2) Code Citation: 17 Ill. Adm. Code 680
- 3) Section Number: 680.20                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26 and 3.36]
- 5) Effective Date of Rule: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6440; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to clarify that non-resident youths with an unfilled Youth Deer Season permit (valid for one of the open counties) may legally use that permit to hunt during the Late Winter Deer Season.
- 16) Information and questions regarding this adopted rule shall be directed to:

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DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

Daniel Nelson, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendment begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 680  
LATE-WINTER DEER HUNTING SEASON

## Section

680.10	Statewide Season
680.20	Statewide Deer Permit Requirements
680.25	Deer Permit Requirements – Free Landowner/Tenant Permits (Repealed)
680.30	Deer Permit Requirements – Group Hunt (Repealed)
680.40	Statewide Firearm Requirements for Late-Winter Deer Hunting
680.50	Statewide Deer Hunting Rules
680.60	Reporting Harvest
680.70	Rejection of Application/Revocation of Permits
680.80	Regulations at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.13, 2.20, 2.24, 2.25, 2.26 and 3.36].

**SOURCE:** Adopted at 15 Ill. Reg. 13353, effective September 3, 1991; amended at 16 Ill. Reg. 15446, effective September 28, 1992; amended at 17 Ill. Reg. 18810, effective October 19, 1993; amended at 18 Ill. Reg. 15739, effective October 18, 1994; amended at 19 Ill. Reg. 15422, effective October 26, 1995; amended at 20 Ill. Reg. 10906, effective August 5, 1996; amended at 21 Ill. Reg. 9128, effective June 26, 1997; amended at 22 Ill. Reg. 14875, effective August 3, 1998; amended at 24 Ill. Reg. 8975, effective June 19, 2000; amended at 26 Ill. Reg. 13820, effective September 5, 2002; emergency amendment at 28 Ill. Reg. 1032, effective January 6, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 2197, effective January 26, 2004; amended at 28 Ill. Reg. 15503, effective November 19, 2004; amended at 29 Ill. Reg. 20462, effective December 2, 2005; amended at 30 Ill. Reg. 14508, effective August 24, 2006; amended at 31 Ill. Reg. 13180, effective August 30, 2007; amended at 32 Ill. Reg. 19736, effective December 3, 2008; amended at 33 Ill. Reg. 11601, effective July 27, 2009; amended at 34 Ill. Reg. 16518, effective October 8, 2010; amended at 35 Ill. Reg. 15242, effective September 2, 2011; amended at 37 Ill. Reg. 14967, effective August 30, 2013; amended at 40 Ill. Reg. 10607, effective July 20, 2016.

**Section 680.20 Statewide Deer Permit Requirements**

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- a) Illinois resident hunters must have an unfilled deer permit valid for the previous firearm, muzzleloader or youth deer season and valid for one of the open counties or a valid Late-Winter Deer Season permit (\$17.50). Nonresident hunters must have an unfilled deer permit valid for the previous firearm, ~~or~~ muzzleloader or youth deer season and valid for one of the open counties. A Late-Winter Deer Season Permit is issued for one county or special hunt area and is valid only in the county or special hunt area stated on the permit. Unfilled firearm, muzzleloader or youth deer permits are valid only for the county for which they were originally issued, except that unfilled landowner property-only hunting firearm deer permits are valid only for the farmlands that the person to whom it was issued owns, leases, or rents within the open counties/portions of counties.
- 1) Unfilled firearm, muzzleloader or youth deer permits that were originally issued for special hunt areas are not valid during the Late-Winter Season unless:
- A) the hunter's name is redrawn at the daily site lottery to hunt at the same special hunt area during the Late-Winter Season; or
- B) the special hunt area is open to persons with a county permit and the special hunt area does not conduct a daily site lottery.
- 2) Sites conducting a daily site lottery will be announced publicly.
- b) Resident Late-Winter Deer Permits will be available for sale over-the-counter (OTC) from agents designated by the Department (pursuant to 17 Ill. Adm. Code 2520) beginning the second Tuesday in December through the last day of the Late-Winter Deer Season. There shall be no limitation on permit sales; resident hunters may purchase as many permits as they wish for any or all of the included counties.
- c) For a Special Hunt Area permit, resident hunters may apply online at [www.dnr.illinois.gov](http://www.dnr.illinois.gov) for a site-specific permit valid for one of the Department's Special Hunt Areas. The application period begins the last Tuesday in October and ends the fourth Monday in November. Permits will be allocated via a lottery drawing.
- d) For the applicant to be eligible to receive a Late-Winter Deer Permit (\$17.50), he/she must be an Illinois resident and not have had his/her deer hunting

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

privileges suspended or revoked in this State pursuant to Section 3.36 of the Wildlife Code [520 ILCS 5/3.36]. Lifetime licenses issued after August 15, 2006 shall not qualify a non-resident of Illinois for a resident deer permit.

- e) Hunters purchasing Late-Winter Deer Permits must supply all necessary application information to the agents in order to properly complete the permit.
- f) Recipients of the Late-Winter Deer Hunting Permit shall record their signature on the permit and must carry it on their person while hunting.
- g) Permits are not transferable. Refunds shall not be granted unless the Department has erroneously issued the permit.
- h) A \$3 service fee shall be charged for replacement permits. Monies derived from this source shall be deposited in the Wildlife and Fish Fund.
- i) Hunting without a valid permit is a Class B misdemeanor (see 520 ILCS 5/2.24).

(Source: Amended at 40 Ill. Reg. 10607, effective July 20, 2016)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Youth Hunting Seasons
- 2) Code Citation: 17 Ill. Adm. Code 685
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
685.20	Amendment
685.50	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.24, 2.25, 2.26 and 3.36]
- 5) Effective Date of Rules: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6445; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part is being amended to change the age requirements for youth participating in the Youth Deer Hunt from <16 years old to <18 years old.
- 16) Information and questions regarding these adopted rules shall be directed to:

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DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENTS

Anne Mergen, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 685  
YOUTH HUNTING SEASONS

## Section

685.10	Statewide Season for White-Tailed Deer Hunting
685.20	Statewide Deer Permit Requirements
685.30	Statewide Firearm Requirements for Hunting the Youth Deer Season
685.40	Statewide Deer Hunting Rules
685.50	Reporting Harvest of Deer
685.60	Rejection of Application/Revocation of Deer Permits
685.70	Regulations at Various Department-Owned or -Managed Sites
685.80	Youth White-Tailed Deer Hunt (Repealed)
685.90	Heritage Youth Wild Turkey Hunt – Spring Season (Repealed)
685.100	Youth Pheasant Hunting (Repealed)
685.110	Youth Waterfowl Hunting
685.120	Youth Dove Hunting (Repealed)

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.24, 2.25, 2.26 and 3.36].

**SOURCE:** Adopted at 20 Ill. Reg. 12452, effective August 30, 1996; amended at 21 Ill. Reg. 14548, effective October 24, 1997; amended at 25 Ill. Reg. 6904, effective May 21, 2001; amended at 26 Ill. Reg. 4418, effective March 11, 2002; amended at 26 Ill. Reg. 13828, effective September 5, 2002; amended at 27 Ill. Reg. 14332, effective August 25, 2003; amended at 29 Ill. Reg. 20469, effective December 2, 2005; amended at 30 Ill. Reg. 12222, effective June 28, 2006; emergency amendment at 31 Ill. Reg. 12096, effective August 1, 2007, for a maximum of 150 days; amended at 31 Ill. Reg. 14829, effective October 18, 2007; amended at 32 Ill. Reg. 10115, effective June 30, 2008; amended at 33 Ill. Reg. 11609, effective July 27, 2009; amended at 34 Ill. Reg. 4863, effective March 19, 2010; amended at 35 Ill. Reg. 13228, effective July 26, 2011; amended at 37 Ill. Reg. 19277, effective November 14, 2013; amended at 38 Ill. Reg. 22772, effective November 18, 2014; amended at 39 Ill. Reg. 10932, effective July 27, 2015; amended at 39 Ill. Reg. 14574, effective October 20, 2015; amended at 40 Ill. Reg. 10612, effective July 20, 2016.

**Section 685.20 Statewide Deer Permit Requirements**

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- a) All eligible youth hunters must have a current, valid "Youth Deer Hunt Permit" (\$10). The Youth Deer Season is only open to hunters who have not reached their ~~18<sup>th</sup>~~<sup>16<sup>th</sup></sup> birthday prior to the opening date of the season. Hunters must have an apprentice or youth hunting license, or they must have completed a State-approved Hunter Education course and have a hunting license, unless exempt. A permit is issued for one county or special hunt area and is valid only in the county or special hunt area stated on the permit.
- b) Youth Deer Permits will be available for sale over-the counter (OTC) from agents beginning the first Tuesday in August through the last day of the Youth Deer Season. Hunters may purchase only a single permit (either-sex) for one of the included counties.
- c) For the applicant to be eligible to receive a Youth Deer Season Permit (\$10), applicant must not have had his or her deer hunting privileges suspended or revoked in this State pursuant to Section 3.36 of the Wildlife Code [520 ILCS 5/3.36].
- d) Recipients of the Youth Deer Season Hunt Permit shall record their signature on the permit and must carry it on their person while hunting.
- e) Permits are not transferable. Refunds shall not be granted unless the Department has erroneously issued the permit.
- f) A \$3 service fee shall be charged for replacement permits issued by the Department, except when permits are lost in the mail there will be no charge. Monies derived from this source will be deposited in the Wildlife and Fish Fund.
- g) Permits issued for the Youth Deer Hunt season will not be counted in the number of gun permits a person can receive for the Firearm and Muzzleloader-Only Deer Season.
- h) Hunting without a valid permit is a Class B misdemeanor (see 520 ILCS 5/2.24).

(Source: Amended at 40 Ill. Reg. 10612, effective July 20, 2016)

**Section 685.50 Reporting Harvest of Deer**

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- a) Successful hunters must register their harvest by 10:00 p.m. on the same calendar day the deer was taken by calling the toll-free telephone check-in system at 1-866-ILCHECK or by accessing the on-line check-in system at [www.dnr.illinois.gov](http://www.dnr.illinois.gov)<http://dnr.state.il.us/vcheck>. They will be provided with a confirmation number to verify that they checked in their harvest. This number must be written by the hunter on the temporary harvest tag (leg tag). If the condition of the tag precludes writing on the tag in the appropriate space (i.e., bloody, etc.), the confirmation number shall be written elsewhere on the tag, or onto a piece of paper and attached to the deer along with the temporary harvest tag. The deer must remain whole (or field dressed) until it has been checked in. In instances where deer are checked in while the hunter is still afield, the deer may not be dismembered while afield beyond quartering the animal. If quartered, all parts of the carcass (except the entrails removed during field dressing) must be transported together and evidence of sex must remain naturally attached to one quarter. Evidence of sex is:
- 1) For a buck: head with antlers attached to carcass or attached testicle, scrotum, or penis.
  - 2) For a doe: head attached to carcass or attached udder (mammary) or vulva.
- b) The harvest tag (leg tag) and confirmation number must remain attached to the deer until it is at the legal residence of the person who legally took or possessed the deer and final processing is completed. If the head/antlers are delivered to a taxidermist for processing, the confirmation number must be recorded on the "head tag" portion of the permit and both must remain with the deer while at the taxidermist's. If the carcass is taken to a meat processor, the harvest tag (leg tag) with confirmation number must remain with the deer while it is processed and until it is at the legal residence of the person who legally took or possessed the deer. Persons delivering deer/parts of deer to a tanner for processing must supply the tanner with either their deer permit number, their confirmation number, or a written certification by the person from whom the deer was received that the specimen was legally taken or obtained.
- c) In counties where Chronic Wasting Disease surveillance is occurring during the firearm deer season (see 17 Ill. Adm. Code 650.45(a)), successful hunters using their Youth Deer Permits during the first weekend of the firearm season may, at their option, register their harvest at a designated firearm deer check station by

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

8:00 p.m. on the day the deer was killed. In this situation, the "head tag" portion of the permit will be retained at the check station and a permanent harvest tag will be attached to the deer upon registration. Tagging requirements for deer delivered to taxidermists, meat processors and tanners are described in 17 Ill. Adm. Code 650.45(a). Youth hunters required to report under this subsection (c), but who are unable to locate a harvested deer in sufficient time to report the harvest by 8:00 p.m., must report the harvest as described in subsection (a).

- d) Site specific reporting requirements must be followed in addition to this Section.
- e) Violation is a Class B misdemeanor (see 520 ILCS 5/2.24).

(Source: Amended at 40 Ill. Reg. 10612, effective July 20, 2016)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Squirrel Hunting
- 2) Code Citation: 17 Ill. Adm. Code 690
- 3) Section Number: 690.30                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.20, 2.28 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.20, 2.28 and 3.5]
- 5) Effective Date of Rule: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6451; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close state-owned or -managed sites, and amend procedures at state sites.
- 16) Information and questions regarding this adopted rule shall be directed to:

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

Anne Mergen, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendment begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 690  
SQUIRREL HUNTING

## Section

690.10	Hunting Seasons
690.20	Statewide Regulations
690.30	Regulations at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.20, 2.28 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.20, 2.28 and 3.5].

**SOURCE:** Adopted at 5 Ill. Reg. 8017, effective July 24, 1981; codified at 5 Ill. Reg. 10642; emergency amendment at 5 Ill. Reg. 11382, effective October 14, 1981, for a maximum of 150 days; emergency expired March 12, 1982; amended at 6 Ill. Reg. 9642, effective July 21, 1982; amended at 7 Ill. Reg. 8809, effective July 15, 1983; emergency amendment at 7 Ill. Reg. 9690, effective August 1, 1983, for a maximum of 150 days; emergency expired December 29, 1983; amended at 8 Ill. Reg. 16789, effective August 30, 1984; amended at 9 Ill. Reg. 11614, effective July 16, 1985; amended at 10 Ill. Reg. 15601, effective September 16, 1986; amended at 11 Ill. Reg. 9549, effective May 5, 1987; amended at 12 Ill. Reg. 12246, effective July 15, 1988; amended at 13 Ill. Reg. 10606, effective June 15, 1989; amended at 14 Ill. Reg. 10816, effective June 20, 1990; amended at 15 Ill. Reg. 10012, effective June 24, 1991; amended at 16 Ill. Reg. 11087, effective June 30, 1992; amended at 17 Ill. Reg. 10842, effective July 1, 1993; amended at 18 Ill. Reg. 8624, effective May 31, 1994; amended at 19 Ill. Reg. 10664, effective July 1, 1995; amended at 20 Ill. Reg. 10882, effective August 5, 1996; amended at 21 Ill. Reg. 9095, effective June 26, 1997; amended at 22 Ill. Reg. 14844, effective August 3, 1998; amended at 23 Ill. Reg. 9074, effective July 28, 1999; amended at 24 Ill. Reg. 8947, effective June 19, 2000; amended at 25 Ill. Reg. 9903, effective July 17, 2001; amended at 26 Ill. Reg. 13845, effective September 5, 2002; amended at 27 Ill. Reg. 12640, effective July 21, 2003; amended at 28 Ill. Reg. 11893, effective July 27, 2004; amended at 29 Ill. Reg. 9786, effective June 27, 2005; amended at 30 Ill. Reg. 12229, effective June 28, 2006; amended at 31 Ill. Reg. 11700, effective July 27, 2007; amended at 32 Ill. Reg. 14819, effective August 27, 2008; amended at 33 Ill. Reg. 13900, effective September 21, 2009; amended at 34 Ill. Reg. 10802, effective July 16, 2010; amended at 35 Ill. Reg. 15247, effective September 2, 2011; amended at 37 Ill. Reg. 20674, effective December 12, 2013; amended at 39 Ill. Reg. 10939, effective July 27, 2015; amended at 40 Ill. Reg. 10618, effective July 20, 2016.

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

**Section 690.30 Regulations at Various Department-Owned or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510, General Hunting and Trapping on Department-Owned or Managed Sites, apply in this Part, unless this Part is more restrictive. Violation of a site specific regulation is a petty offense (see 520 ILCS 5/2.28).
- b) Hunting with .22 caliber or smaller rimfire firearms or muzzleloading black powder rifles is allowed at those sites listed in the following subsections that are followed by a (1). Hunting with air rifles is allowed at those sites listed in the following subsections that are followed by a (3).
- c) Check-in, check-out and reporting of harvest is required at those sites listed in the following subsections that are followed by a (2). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (4).
- d) Statewide regulations apply at the following sites:
  - Alvah Borah State Fish and Wildlife Area (4)
  - Anderson Lake State Conservation Area (2)
  - Apple River Canyon State Park – Salem and Thompson Units (closed during firearm deer hunting) (4)
  - Argyle Lake State Park (4)
  - Beaver Dam State Park (statewide opening through September 30) (4)
  - Big Bend State Fish and Wildlife Area (2)
  - Big River State Forest (4)
  - Burning Star State Fish and Wildlife Area (1) (4)
  - Butterfield Trail State Recreation Area (closed during all deer seasons) (1) (4)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Cache River State Natural Area (1) (2)

Campbell Pond State Wildlife Management Area (4)

Cape Bend State Fish and Wildlife Area (1) (2)

Carlyle Lake Lands and Waters – Corps of Engineers managed lands (1)

Carlyle Lake State Fish and Wildlife Area (subimpoundment area ~~closed~~ 7 days prior to ~~the start of the~~ ~~and during the southern zone~~ waterfowl season for the zone in which Carlyle Lake is located) (1) (4)

Chain O'Lakes State Park (opens Wednesday after permit pheasant season for 5 consecutive days, except closed on Christmas Day; 8:00 a.m. to 4:00 p.m.; daily quota filled on first come-first served basis; DNR issued back patch must be worn while hunting; only shot size of No. 3 steel, No. 4 bismuth, No. 5 tungsten-iron, tungsten-matrix, tungsten-polymer or smaller may be used) (2)

Chauncey Marsh State Natural Area (1) (4)

Clinton Lake State Recreation Area – North Fork Management Area, North of the County Road at the North Fork Boat Ramp and handicapped upland game area (1) (4)

Coffeen Lake State Fish and Wildlife Area (statewide opening through September 30 and reopens the day after archery deer season closes and remains open until the end of the statewide season) (4)

Copperhead Hollow State Fish and Wildlife Area (1) (4)

Crawford County State Fish and Wildlife Area (1) (~~4~~)

Cypress Pond State Natural Area (1) (2)

Deer Pond State Natural Area (1) (2)

Devil's Island State Fish and Wildlife Area

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Dog Island State Wildlife Management Area (1) (4)

Eldon Hazlet State Park (north of Allen Branch (~~42~~); and west of Peppenhorst Branch only)

[Embarras River Bottoms State Habitat Area \(1\) \(3\) \(4\)](#)

Ferne Clyffe State Park – Cedar Draper Bluffs Hunting Area (1) (2)

Flag Pond State Natural Area (1) (3) (4)

Fort de Chartres State Historic Site (muzzleloading firearms or bow and arrow only) (1) (2)

Fort Massac State Park (4)

Fox Ridge State Park (1) (4)

Hamilton County State Conservation Area (4)

Hanover Bluff State Natural Area (closed during firearm deer hunting) (4)

Harry "Babe" Woodyard State Natural Area (4)

Hidden Springs State Forest (1) (4)

Hindsboro Pheasant State Habitat Area (closes September 30) (1) (4)

Iroquois County State Wildlife Area (closed during all deer seasons) (1) (4)

Jim Edgar Panther Creek State Fish and Wildlife Area (the Quality Unit and Controlled Unit close October 31) (1) (4)

Kaskaskia River State Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 7 days prior to and during duck season; the defined Baldwin Lake Waterfowl Rest Area is closed) (1) (2) (3)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Kickapoo State Recreation Area (season opens the day after Labor Day)  
(4)

Kinkaid Lake State Fish and Wildlife Area (1)

Lake Shelbyville – Eagle Creek State Park (closes the opening day of  
site's pheasant season) (4)

Larry D. Closson State Habitat Area (closes September 30) (1) (4)

Lowden-Miller State Forest (hunting allowed from September 1 through  
September 30 only; hunting allowed only on the southern one-half of the  
site) (1) (3) (4)

Marseilles State Fish and Wildlife Area (Monday through Thursday only  
through October 31; during August, hunting allowed west of E. 2450 Road  
only; open daily November 1 through the end of the site archery deer  
season; closed during the site firearm and muzzleloading deer seasons;  
unauthorized personnel may not be on the site outside of the posted check  
station operating hours; hunters may only enter the site from designated  
parking lots) (2)

Marshall State Conservation Area (1) (~~4~~)

Meeker State Habitat Area (1) (4)

Mermet Lake State Conservation Area (non-toxic shot only in waterfowl  
areas; squirrel hunting closes after September 30, except in upland game  
area) (1) (4)

Middle Fork State Fish and Wildlife Area (season opens the day after  
Labor Day) (4)

Mississippi River State Fish and Waterfowl Management Area (Pools 25  
and 26) (1) (3)

Mississippi River Pools 16, 17, 18 (1)

Mississippi River Pools 21, 22, 24 (1)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Moraine View State Park (closed during the controlled pheasant season, archery deer season and late winter deer season) (4)

Morrison Rockwood State Park (opens November 1 and closes the Thursday before the first statewide firearm deer season) (1) (2)

Nauvoo State Park (Max Rowe Unit only) (4)

Newton Lake State Fish and Wildlife Area (closed during site deer season) (4)

Oakford State Conservation Area (1)

Paul C. Burrus State Habitat Area (season closes September 30) (1) (4)

Peabody River King State Fish and Wildlife Area (east subunit closes November 1) (2)

Pere Marquette State Park (season opens the day after Labor Day) (4)

Pyramid State Park (1) (4)

Pyramid State Park – Captain Unit (1) (4)

Pyramid State Park – Denmark Unit (1) (4)

Pyramid State Park – East Conant Unit (1) (4)

Pyramid State Park – Galum Unit (1) (4)

Rall Woods State Natural Area (closed during firearm deer hunting) (4)

Ramsey Lake State Park (4)

Randolph County State Conservation Area (2)

Ray Norbut State Fish and Wildlife Area (1) (4)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (4)

Red Hills State Park (4)

Rend Lake Project Lands and Waters (1)

Sahara Woods State Fish and Wildlife Area (1) (4)

Saline County State Fish and Wildlife Area (1) (4)

Sam Dale Lake State Fish and Wildlife Area (4)

Sam Parr State Fish and Wildlife Area (2)

Sand Ridge State Forest (closed during the controlled pheasant season) (1)  
(4)

Sangamon County State Conservation Area

Sanganois State Fish and Wildlife Area (1) (4)

Shawnee National Forest – Oakwood Bottoms (non-toxic shot only) (1)

Shelbyville State Fish and Wildlife Area (1) (4)

Sielbeck Forest State Natural Area (1) (4)

Siloam Springs State Park – Buckhorn Unit (1) (4)

Skinner Farm State Habitat Area (2)

Spoon River State Forest (1) (3) (4)

Stephen A. Forbes State Recreation Area (4)

Tapley Woods State Natural Area (closed during firearm deer hunting) (4)

Ten Mile Creek State Fish and Wildlife Area (1) (3) (4)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Trail of Tears State Forest (1) (2)

Turkey Bluffs State Fish and Wildlife Area (1) (2) (3)

Walnut Point State Park (1) (4)

Washington County State Conservation Area (2)

Weinberg-King State Park (1) (4)

Weinberg-King State Park – Cecil White Unit (4)

Weinberg-King State Park – Scripps Unit (1) (4)

Weinberg-King State Park – Spunky Bottoms Unit (1) (4)

Wildcat Hollow State Forest (1) (4)

Willow Creek State Habitat Area (closes September 30) (1) (4)

Winston Tunnel State Natural Area (closed during firearm deer hunting)  
(4)

Wise Ridge State Natural Area (1) (3)

Witkowsky State Wildlife Area (opens after second firearm deer season;  
closed during firearm deer hunting) (4)

- e) Season dates shall be the day following Labor Day through the end of the statewide season at the following sites:

Ferne Clyffe State Park – Ferne Clyffe Hunting Area (2)

Giant City State Park (rimfire cartridges allowed in Union County portion;  
no rimfire cartridges allowed in Jackson County portion only) (1) (2)

Siloam Springs State Park (4)

- f) Season dates shall be the day after Labor Day through September 30 at the

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

following sites:

Johnson-Sauk Trail State Park (season reopens the day after the archery deer season closes and remains open until the end of the statewide season) (4)

Jubilee College State Park (season reopens the day after the archery deer season closes and remains open until the end of the statewide season) (2) (3)

Kankakee River State Park (4)

Momence Wetlands State Natural Area (4)

Sangchris Lake State Park (~~4~~)

Silver Springs State Park (2)

Spring Lake State Fish and Wildlife Area (season reopens the day after the archery deer season closes and remains open until the end of the statewide season) (3) (4)

- g) Statewide regulations apply at the following sites, except that hunters must obtain a free permit from the site and variations in season dates are in parentheses. Permits must be in possession while hunting. The permit must be returned and harvest reported by March 15 or the hunter will forfeit privileges at that site for the following year:

Horseshoe Lake State Park – Gabaret, Mosenthein and Chouteau Island Units (Madison County)

Matthiessen State Park (season opens on statewide opening day and closes the day before the archery deer season opens; permits available at the Starved Rock State Park office; hunting in designated areas only)

- h) Season dates shall be statewide opening through September 30 at the following sites:

Castle Rock State Park (4)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

French Bluff State Natural Area (1) (4)

Mackinaw State Fish and Wildlife Area (season reopens the day after the archery deer season closes and remains open until the end of the statewide season) (1) (3) (4)

Mt. Vernon Game Propagation Center (2)

Sandy Ford State Natural Area (2)

Weldon Springs State Park – Piatt County Unit (4)

Woodford County State Fish and Wildlife Area (4)

- i) Season dates shall be statewide opening through October 31 at the following sites:

Green River State Wildlife Area (4)

Horseshoe Lake State Conservation Area (season on the controlled goose hunting area shall close October 31, remainder of the public hunting area statewide season; non-toxic shot only) (1)

Union County State Conservation Area (season on the controlled goose hunting area closes October 31; firing line unit – statewide closing; non-toxic shot only) (1)

(Source: Amended at 40 Ill. Reg. 10618, effective July 20, 2016)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: The Taking of Wild Turkeys – Spring Season
- 2) Code Citation: 17 Ill. Adm. Code 710
- 3) 

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
710.10	Amendment
710.30	Amendment
710.50	Amendment
710.70	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20]
- 5) Effective Date of Rules: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6463; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version:

Section 710.10(a), "April 12" has been corrected to "April 10"
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENTS

- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close state-owned or -managed sites, and amend procedures at state sites.
- 16) Information and questions regarding these adopted rules shall be directed to:

Anne Mergen, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 710  
THE TAKING OF WILD TURKEYS – SPRING SEASON

## Section

710.5	Hunting Zones
710.10	Hunting Seasons
710.20	Statewide Turkey Permit Requirements
710.21	Turkey Permit Requirements – Special Hunts (Renumbered)
710.22	Turkey Permit Requirements – Landowner/Tenant Permits
710.25	Turkey Permit Requirements – Special Hunts
710.28	Turkey Permit Requirements – Heritage Youth Turkey Hunt (Repealed)
710.30	Turkey Hunting Regulations
710.40	Other Regulations (Repealed)
710.50	Regulations at Various Department-Owned or -Managed Sites
710.55	Special Hunts for Disabled Hunters
710.60	Releasing or Stocking of Turkeys
710.70	Spring Youth Turkey Hunt

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20].

**SOURCE:** Adopted at 4 Ill. Reg. 15, p. 153, effective April 1, 1980; codified at 5 Ill. Reg. 10643; amended at 6 Ill. Reg. 3852, effective March 31, 1982; amended at 7 Ill. Reg. 4208, effective March 25, 1983; amended at 8 Ill. Reg. 5663, effective April 16, 1984; amended at 9 Ill. Reg. 6200, effective April 24, 1985; amended at 10 Ill. Reg. 6848, effective April 4, 1986; amended at 11 Ill. Reg. 2267, effective January 20, 1987; amended at 12 Ill. Reg. 5342, effective March 8, 1988; amended at 13 Ill. Reg. 5090, effective April 4, 1989; amended at 14 Ill. Reg. 663, effective January 2, 1990; amended at 15 Ill. Reg. 4161, effective March 4, 1991; amended at 16 Ill. Reg. 1843, effective January 17, 1992; amended at 17 Ill. Reg. 3184, effective March 2, 1993; amended at 18 Ill. Reg. 1156, effective January 18, 1994; emergency amendment at 18 Ill. Reg. 3751, effective March 1, 1994, for a maximum of 150 days; emergency expired July 29, 1994; amended at 19 Ill. Reg. 2450, effective February 17, 1995; emergency amendment at 19 Ill. Reg. 5312, effective April 1, 1995, for a maximum of 150 days; emergency expired August 29, 1995; amended at 20 Ill. Reg. 777, effective December 29, 1995; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill.

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Reg. 9389; amended at 21 Ill. Reg. 3125, effective March 3, 1997; amended at 22 Ill. Reg. 2192, effective January 2, 1998; amended at 22 Ill. Reg. 19568, effective October 23, 1998; amended at 23 Ill. Reg. 11956, effective September 21, 1999; amended at 24 Ill. Reg. 7984, effective May 24, 2000; amended at 24 Ill. Reg. 17778, effective November 27, 2000; amended at 25 Ill. Reg. 14176, effective October 22, 2001; amended at 26 Ill. Reg. 18028, effective December 6, 2002; amended at 27 Ill. Reg. 17075, effective October 22, 2003; amended at 29 Ill. Reg. 3935, effective February 24, 2005; amended at 29 Ill. Reg. 20484, effective December 2, 2005; amended at 31 Ill. Reg. 1958, effective January 16, 2007; amended at 31 Ill. Reg. 16476, effective November 28, 2007; amended at 32 Ill. Reg. 19742, effective December 3, 2008; amended at 34 Ill. Reg. 4868, effective March 19, 2010; amended at 35 Ill. Reg. 3705, effective February 16, 2011; amended at 35 Ill. Reg. 20588, effective December 9, 2011; amended at 37 Ill. Reg. 1898, effective February 4, 2013; amended at 37 Ill. Reg. 20688, effective December 12, 2013; amended at 38 Ill. Reg. 22780, effective November 18, 2014; amended at 39 Ill. Reg. 10951, effective July 27, 2015; amended at 40 Ill. Reg. 10630, effective July 20, 2016.

**Section 710.10 Hunting Seasons**

## a) Northern Zone Season Dates:

- 1<sup>st</sup> Season: Monday, April ~~10-11~~-Friday, April ~~14, 2017-15, 2016~~
- 2<sup>nd</sup> Season: Saturday, April ~~15-16~~-Thursday, April ~~20, 2017-21, 2016~~
- 3<sup>rd</sup> Season: Friday, April ~~21-22~~-Wednesday, April ~~26, 2017-27, 2016~~
- 4<sup>th</sup> Season: Thursday, April ~~27-28~~-Wednesday, May ~~3, 2017-4, 2016~~
- 5<sup>th</sup> Season: Thursday, May ~~4-5~~-Thursday, May ~~11, 2017-12, 2016~~

## b) Southern Zone Season Dates:

- 1<sup>st</sup> Season: Monday, April ~~3-4~~-Friday, April ~~7, 2017-8, 2016~~
- 2<sup>nd</sup> Season: Saturday, April ~~8-9~~-Thursday, April ~~13, 2017-14, 2016~~
- 3<sup>rd</sup> Season: Friday, April ~~14-15~~-Wednesday, April ~~19, 2017-20, 2016~~
- 4<sup>th</sup> Season: Thursday, April ~~20-21~~-Wednesday, April ~~26, 2017-27, 2016~~

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENTS

5<sup>th</sup> Season: Thursday, April ~~27~~28-Thursday, May ~~4, 2017~~5, ~~2016~~

c) Open Counties:

NORTHERN ZONE

- Adams
- Boone
- Brown
- Bureau
- Calhoun
- Carroll
- Cass
- Champaign
- Christian
- Clark
- Coles
- Cumberland
- DeKalb
- DeWitt
- Douglas
- Edgar
- Ford
- Fulton
- Greene
- Grundy
- Hancock
- Henderson
- Henry
- Iroquois
- Jersey
- Jo Daviess
- Kane
- Kankakee
- Kendall
- Knox
- Lake
- La Salle
- Lee
- Livingston

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NOTICE OF ADOPTED AMENDMENTS

Logan  
Macon  
Macoupin  
Marshall-Putnam  
Mason  
McDonough  
McHenry  
McLean  
Menard  
Mercer  
Montgomery  
Morgan  
Moultrie  
Ogle  
Peoria  
Piatt  
Pike  
Rock Island  
Sangamon  
Schuyler  
Scott  
Shelby  
Stark  
Stephenson  
Tazewell  
Vermilion  
Warren  
Whiteside  
Will  
Winnebago  
Woodford

SOUTHERN ZONE

Alexander  
Bond  
Clay  
Clinton  
Crawford  
Edwards

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Effingham  
Fayette  
Franklin  
Hamilton  
Gallatin-Hardin  
Jackson  
Jasper  
Jefferson  
Johnson  
Lawrence  
Madison  
Marion  
Massac  
Monroe  
Perry  
Pope  
Pulaski  
Randolph  
Richland  
Saline  
St. Clair  
Union  
Wabash  
Washington  
Wayne  
White  
Williamson

(Source: Amended at 40 Ill. Reg. 10630, effective July 20, 2016)

**Section 710.30 Turkey Hunting Regulations**

- a) It is unlawful:
- 1) to use live or electronic turkey decoys, recorded calls, dogs, or bait (an area is considered as baited during the presence of and for 10 consecutive days following the removal of the bait);
  - 2) to take any wild turkey except a hen with a visible beard or a gobbler

## DEPARTMENT OF NATURAL RESOURCES

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(male);

- 3) to take, or attempt to take, more than three wild turkeys during the spring season, one must have a valid permit for each turkey that is taken;
- 4) to use any weapon except a shotgun or bow and arrow. #4 shot is the largest and #7½ is the smallest size shot that may be legally used or possessed while turkey hunting;
- 5) to hunt except from ½ hour before sunrise to 1:00 p.m. during each day of the season;
- 6) for any person having taken the legal limit of wild turkeys to further participate with a weapon in any hunting party for the purpose of taking additional wild turkeys;
- 7) for any person to possess while in the field during wild turkey season any turkey permit issued to another person (permits are non-transferable);
- 8) to transport or leave a wild turkey without first affixing the adhesive-backed turkey permit securely around the leg. Immediately upon kill and before the turkey is moved, transported or field dressed, the hunter must cut out the designated notch on the leg tag to invalidate it, and the tag must be affixed to the turkey. Successful hunters must register their harvest by 3:00 p.m. on the same calendar day as the turkey was taken by calling the toll-free telephone check-in system at 1-866-ILCHECK or by accessing the on-line check-in system at [www.dnr.illinois.gov](http://www.dnr.illinois.gov). Hunters must provide all information requested by the check-in system, and will be provided with a confirmation number to verify that they checked in their harvest. The confirmation number must be written by the hunter on the leg tag. The leg tag must remain attached to the leg of the turkey until it is at the legal residence of the person who legally took or possessed the turkey and the turkey has been checked in. The turkey must remain whole (or field dressed) until it has been checked in;
- 9) for any person to shoot a wild turkey while it is in a tree before 7:00 a.m.;
- 10) for any person to hunt wild turkeys without possessing a Wild Turkey Hunting Permit which shall include the hunter's signature recorded on the

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

permit and carried on the person while hunting, except that a person without a weapon may accompany a turkey hunter as a caller or observer;

- 11) for any person to use a turkey call that imitates sounds made by a turkey or to attempt to call a turkey by making these sounds while in the field in the Southern Zone from March 15 through the day before the 1<sup>st</sup> turkey season and in the Northern Zone from March 22 through the day before the 1<sup>st</sup> turkey season. This prohibition only applies in counties open to spring turkey hunting. This prohibition does not apply to participants in the Youth Turkey Hunt with a valid permit, or their accompanying adult, during that season as prescribed by Section 710.70.
- b) Archers may use:
- 1) ~~Longbows~~ ~~Vertical bows, limited to longbows~~, recurve bows or compound bows with minimum pull of 40 pounds at some point within a 28-inch draw. Minimum arrow length is 20 inches. Any mechanical device capable of maintaining a drawn or partially drawn position on a ~~vertical~~ bow without the hunter exerting full string tension is illegal.
  - 2) Crossbows, so long as one or more of the following conditions are met:
    - A) If the user is a person age 62 and older with a valid photo ID containing proof of age; or
    - B) If the user is a disabled person to whom the Department has issued a permit to use a crossbow, as provided by 17 Ill. Adm. Code 760.
- c) Broadheads must be used. Broadheads may have fixed or expandable cutting surfaces, but they must have a minimum  $\frac{7}{8}$  inch diameter when fully opened. Broadheads with fixed cutting surfaces must be metal or flint-, chert-, or obsidian-knapped; broadheads with expandable cutting surfaces must be metal. Any mechanical device capable of maintaining a drawn position or partially drawn position on a bow is illegal. All other bows and arrows, including electronic arrow tracking systems using radio telemetry, are illegal.
- d) Specifications for legal crossbows and bolts are contained in 17 Ill. Adm. Code 760.

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## NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at 40 Ill. Reg. 10630, effective July 20, 2016)

**Section 710.50 Regulations at Various Department-Owned or -Managed Sites**

- a) Hunters who intend to hunt Department sites and who have a physical disability that requires special accommodations must contact the site superintendent at least 10 days before the date they wish to hunt. The site superintendent shall make reasonable accommodations necessary to allow the disabled person to participate in the hunting experience at the site. Disabled hunters who require an aide or assistant with them during the hunt are responsible for providing the aide or assistant and notifying the site superintendent that an assistant will be present, and whether the assistant will also be hunting.
- b) Hunters must sign in/sign out at all sites that are followed by a (1). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by a (2).
- c) Statewide regulations shall apply for the following sites:
  - Alvah Borah State Habitat Area (2)
  - Anderson Lake State Conservation Area (1)
  - Argyle Lake State Park (2)
  - Cache River State Natural Area (1)
  - Campbell Pond State Wildlife Management Area (2)
  - Cape Bend State Fish and Wildlife Area (1)
  - Carlyle Lake State Fish and Wildlife Area (2)
  - Copperhead Hollow State Wildlife Area (2)
  - Cretaceous Hills State Natural Area (2)
  - Cypress Pond State Natural Area (1)

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## NOTICE OF ADOPTED AMENDMENTS

Deer Pond State Natural Area (1)

Devil's Island State Fish and Wildlife Area

Dog Island State Wildlife Management Area (2)

Ferne Clyffe State Park – Cedar Draper Bluff Hunting Area (1)

Flag Pond State Natural Area

Fort de Chartres State Historic Site (muzzleloading shotgun or archery only; no in-line muzzleloading shotguns or muzzleloaders with scopes allowed) (1)

Fort Massac State Park (2)

Giant City State Park (1)

Horseshoe Lake State Conservation Area – Alexander County (controlled goose hunting area and public hunting area only) (1)

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein, Chouteau Island Units (all hunters must obtain a free site permit)

Jubilee State Park (archery only) (1)

Kaskaskia River State Fish and Wildlife Area (no hunting east of and within 50 yards of the defined Baldwin Lake Waterfowl Rest Area's main north-south road, within 100 yards of any house or building, or south of the Dry Lake access road; a hunter with a P-2 handicapped certification, accompanied by a non-hunting attendant, may hunt at the site's designated handicapped hunting spot within this closed area; the hunting spot will be allocated on a first come-first served basis or via a drawing, if needed, held at the site office) (1)

Kinkaid Lake State Fish and Wildlife Area (1)

Mark Twain National Wildlife Refuge, Gardner Division

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Mississippi River State Fish and Wildlife Area (Pools 25 and 26)

Mississippi River Pools 16, 17, 18, 21, 22, and 24

Nauvoo State Park (Max Rowe Unit only) (2)

Oakford State Conservation Area

Peabody River King State Fish and Wildlife Area (except South Subunit)  
(1)

Pere Marquette State Park (designated area only) (2)

Ray Norbut State Fish and Wildlife Area (2)

Rend Lake Project Lands and Waters except Wayne Fitzgerald State Park

Saline County State Fish and Wildlife Area (2)

Sanganois State Conservation Area (2)

Sielbeck Forest State Natural Area (2)

Skinner Farm State Habitat Area (1)

Trail of Tears State Forest (1)

Turkey Bluffs State Fish and Wildlife Area (1)

Union County State Conservation Area – Firing Line Unit and Public  
Hunting Area only (1)

Weinberg-King State Park (2)

Weinberg-King State Park (Cecil White Unit) (2)

Weinberg-King State Park (Spunky Bottoms Unit) (2)

Wildcat Hollow State Habitat Area (2)

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## Wise Ridge State Natural Area

- d) Statewide regulations shall apply except that all hunting is allowed by site-specific permit only. The Department of Natural Resources allocates permits for these areas through the lottery process set forth in Section 710.20. This permit is only valid for the specific site and season indicated on the permit.

Apple River Canyon State Park – Thompson and Salem Units (2)

Beaver Dam State Park [\(2\)](#)

Big Bend State Fish and Wildlife Area (1)

Big River State Forest (2)

Burning Star State Fish and Wildlife Area (2)

Butterfield Trail State Recreation Area (2)

Carlyle Lake State Fish and Wildlife Area – East Fork Management Unit (2)

Castle Rock State Park (2)

Clinton Lake State Recreation Area (2)

Coffeen Lake State Fish and Wildlife Area [\(2\)](#)

Crawford County State Fish and Wildlife Area (2)

Dixon Springs State Park (youth ages 10-15 only) (1)

Eagle Creek State Park (first two seasons only) (2)

Eldon Hazlet State Park [\(2\)](#)/[South Shore State Park \(2\)](#) (a single permit allows the permittee to hunt on either site)

[Embarras River Bottoms State Habitat Area \(2\)](#)

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## NOTICE OF ADOPTED AMENDMENTS

Ferne Clyffe State Park – Ferne Clyffe Hunting Area (1)

Fort Massac State Park (Youth Ages 10-15 only) (1)

Fox Ridge State Park (2)

French Bluff State Natural Area (2)

Green River State Wildlife Area (2)

Hamilton County State Conservation Area (2)

Hanover Bluff State Natural Area (2)

Harry "Babe" Woodyard State Natural Area (2)

Hidden Springs State Forest (2)

Horseshoe Lake State Park (Madison County)

Iroquois County State Wildlife Area (2)

Jim Edgar Panther Creek State Fish and Wildlife Area (2)

Johnson-Sauk Trail State Park (2)

Kankakee River State Park (hunting hours are from ½ hour before sunrise until 12:00 noon) (1)

Kickapoo State Park (2)

Kishwaukee River State Fish and Wildlife Area (2)

Lowden Miller State Forest (2)

Mackinaw River State Fish and Wildlife Area (2)

Marseilles State Fish and Wildlife Area (site is open to hunting Monday

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

through Thursday only; hunting hours are from ½ hour before sunrise until 8:30 a.m. with potential additional hunting hours being posted by the site; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may only enter the site from designated parking lots) (1)

Marshall State Fish and Wildlife Area (2)

Matthiessen State Park (South of Vermilion River Area) (1)

Mautino State Fish and Wildlife Area (2)

Meeker State Habitat Area (2)

Mermet Lake State Fish and Wildlife Area (2)

Middle Fork State Fish and Wildlife Management Area (2)

Mississippi Palisades State Park (closed during the fifth season) (2)

Momence Wetlands (1)

Moraine View State Park (no hunting on weekends during 4<sup>th</sup> and 5<sup>th</sup> season) (2)

Morrison Rockwood State Park (closed during the fifth season) (1)

Mt. Vernon Game Propagation Center

Newton Lake State Fish and Wildlife Area (2)

Paul C. Burrus State Habitat Area (must have Fox Ridge State Park permit) (2)

Pere Marquette State Park (Piasa, Quotoga, Potawatomi Camp Areas) (no hunting allowed on weekends) (2)

Pyramid State Park (2)

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Pyramid State Park – Captain Unit (2)

Pyramid State Park – Denmark Unit (2)

Pyramid State Park – East Conant Unit (2)

Pyramid State Park – Galum Unit (2)

Rall Woods State Natural Area (2)

Ramsey Lake State Park (2)

Randolph County State Conservation Area (a handicapped hunter with a P-2 handicapped certification, accompanied by a non-hunting attendant, wanting to hunt at one of the site's two designated handicapped hunting spots is not required to have a site-specific permit; these hunting spots will be allocated on a first come-first served basis or via a drawing, if needed, held at the site office) (1)

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (2)

Red Hills State Park (2)

Red Hills State Park/Chauncey Marsh (2)

Sahara Woods State Fish and Wildlife Area (2)

Sam Dale Lake State Fish and Wildlife Area (2)

Sam Parr State Fish and Wildlife Area (2)

Sand Ridge State Forest (2)

Sandy Ford State Natural Area

Sangamon County State Conservation Area

Sanganois State Conservation Area (Squirrel Timber Unit) (2)

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Sangchris Lake State Park (~~2~~)

Shelbyville State Fish and Wildlife Area (2)

Siloam Springs State Park (2)

Siloam Springs State Park (Buckhorn Unit) (2)

~~South Shore State Park~~

Spoon River State Forest (2)

Starved Rock State Park (1)

Stephen A. Forbes State Park (2)

Tapley Woods State Natural Area (2)

Ten Mile Creek State Fish and Wildlife Area (2)

Vesely Land and Water Reserve

Washington County State Conservation Area (1)

Wayne Fitzgerald State Recreation Area

Weinberg-King State Park (Scripps Unit) (2)

Weldon Springs State Park – Piatt County Unit (2)

Winston Tunnel State Natural Area (2)

Witkowsky State Wildlife Area (2)

Wolf Creek State Park (first 2 seasons only) (~~2~~)

(Source: Amended at 40 Ill. Reg. 10630, effective July 20, 2016)

**Section 710.70 Spring Youth Turkey Hunt**

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

- a) Hunting Dates
  - 1) Northern Zone: the Saturday and Sunday beginning 9 days prior to the opening date of the Northern Zone first spring turkey hunting season.
  - 2) Southern Zone: the Saturday and Sunday beginning 9 days prior to the opening date of the Southern Zone first spring turkey hunting season.
- b) Open Counties: All counties listed in Section 710.10 are open to Spring Youth Turkey Hunting.
- c) Eligibility: The Spring Youth Turkey Hunt is open only to hunters who have not reached the age of 18 prior to the opening date of the youth season. Hunters must have an apprentice or youth hunting license, or they must have completed a State-approved Hunter Education course and have a hunting license, unless exempt. In addition, hunters must have a Habitat Stamp, unless exempt.
- d) Permit Requirements – Spring Youth Turkey Hunt
  - 1) All youth hunters must have a current, valid Youth Turkey Hunt Permit (\$10). Hunters are eligible to purchase only one Youth Turkey Hunt Permit. Hunting without a permit is a Class B misdemeanor (see 520 ILCS 5/2.9).
  - 2) For a county permit: Youth Turkey Hunt Permits valid for counties open to youth turkey hunting will be available for sale over-the-counter (OTC) from agents beginning the first Tuesday in March through the last day of the Youth Turkey Season.
  - 3) For a Special Hunt Area permit: Youth hunters may apply online (<http://dnr.state.il.us/admin/turkey.htm>) for a site-specific permit valid for one of the Special Hunt Areas. The application period begins the third Tuesday in January and ends the third Monday in February. Permits will be allocated via a lottery drawing in which Illinois residents will be given preference.
  - 4) The applicants must not have had their hunting privileges suspended or revoked in this State or any other state.

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- 5) A \$3 service fee will be charged for replacement permits issued by the Department, except when permits are lost in the mail, there will be no charge. Monies derived from this source will be deposited in the Wildlife and Fish Fund.
  - 6) The Youth Turkey Hunt Permit shall be valid only for the dates and counties/Special Hunt Area listed on the permit.
  - 7) A permit issued for the Youth Turkey Hunt will count toward the maximum number of permits (Section 710.20(j)(3)) an individual can receive for the Spring Wild Turkey Season.
- e) Youth Turkey Hunting Regulations
- 1) Each hunter participating in the Illinois Youth Turkey Hunt while using an Apprentice Hunter License or Youth Hunting License must be accompanied by a non-hunting, validly-licensed (Illinois hunting license) parent, guardian or grandparent. All other hunters (using other types of hunting licenses or license-exempt) participating in the Youth Turkey Hunt must each be accompanied by a non-hunting supervisor (parent, guardian or responsible adult) who has a valid Illinois hunting license or who has in his or her possession a valid Firearm Owners Identification (FOID) Card. An Illinois resident serving as a youth supervisor must have a valid FOID card regardless of whether he or she has a valid Illinois hunting license. FOID cards are not issued to non-residents, so non-residents serving as youth supervisors must have a valid Illinois hunting license. The non-hunting supervisor must remain with the hunting youth so as to have the youth under immediate control. Each supervisor may only accompany a single youth at any given time during the hunt. The supervising adult shall be criminally liable for the actions of the youth in the hunting party and shall be subject to the criminal penalties provided by law.
  - 2) All regulations prescribed by Section 710.30 apply during the Youth Turkey Hunt.
- f) The following sites will be open to holders of a valid Youth Turkey Hunt Permit for the county in which the site is located. Persons wishing to hunt one of the

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listed sites should contact that site prior to hunting for information about site regulations and restrictions. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by a (2).

Anderson Lake State Fish and Wildlife Area

Apple River Canyon State Park – Thompson and Salem Units (2)

Argyle Lake State Park

Big Bend State Fish and Wildlife Area (Whiteside County)

Big River State Forest [\(2\)](#)

Cache River State Natural Area

Cape Bend State Fish and Wildlife Area

Carlyle Lake State Fish and Wildlife Area (2)

Carlyle Lake State Fish and Wildlife Area – East Fork Management Unit  
(2)

Copperhead Hollow State Wildlife Area (2)

Crab Orchard National Wildlife Refuge Public Hunting Area

Crawford County State Fish Wildlife Area

Cypress Pond State Natural Area

Deer Pond State Natural Area

Devil's Island State Fish and Wildlife Area

Dog Island State Wildlife Management Area

Ferne Clyffe State Park – Cedar Draper State Habitat Area

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Giant City State Park

Green River State Wildlife Area (2)

Hanover Bluff State Natural Area (2)

Horseshoe Lake State Conservation Area – Alexander County

Kaskaskia River State Fish and Wildlife Area

Kinkaid Lake State Fish and Wildlife Area

Lake Shelbyville Project Land (U.S. Army Corps of Engineers managed)  
– Moultrie County

Lake Shelbyville Project Land (U.S. Army Corps of Engineers managed)  
– Shelby County

Mackinaw River State Fish and Wildlife Area (2)

Marshall State Fish and Wildlife Area

Mermet Lake State Fish and Wildlife Area (2)

Moraine View State Park (~~2~~free site permit required)

Mississippi River Area Pools 21, 22, 24, 25 and 26

Mt. Vernon Game Propagation Center (1)

Nauvoo State Park (Max Rowe Unit Only) (2)

Newton Lake State Fish and Wildlife Area (2)

Pere Marquette State Park (open area east of Graham Hollow Road only)  
(2)

Pyramid State Park (2)

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Pyramid State Park – East Conant Unit (2)

Rall Woods State Natural Area (2)

Ray Norbut State Fish and Wildlife Area (2)

Rend Lake Corps of Engineers-managed land in Jefferson and Franklin Counties

Rend Lake State Fish and Wildlife Area

Sahara Woods State Fish and Wildlife Area (2)

Sam Parr State Fish and Wildlife Area (2)

Shelbyville State Fish and Wildlife Area (2)

Sielbeck Forest State Natural Area (2)

Siloam Springs State Park (2)

Siloam Springs State Park (Buckhorn Unit) (2)

Skinner Farm State Habitat Area

Spoon River State Forest (2)

Tapley Woods State Natural Area (2)

Trail of Tears State Forest

Ten Mile Creek State Fish and Wildlife Area

Turkey Bluffs State Fish and Wildlife Area

Union County State Conservation Area

Weinberg-King State Park (2)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENTS

Weinberg-King State Park (Cecil White Unit) (2)

Weinberg-King State Park (Scripps Unit) (2)

Weinberg-King State Park (Spunky Bottoms Unit) (2)

Winston Tunnel State Natural Area (2)

Wise Ridge State Natural Area

Witkowsky State Wildlife Area (2)

- g) Statewide regulations shall apply except that all hunting is allowed by site-specific permit only. The Department of Natural Resources allocates permits for these areas through the lottery process set forth in Section 710.70(d). This permit is only valid for the specific site and season indicated on the permit.

Burning Star State Fish and Wildlife Area (2)

Butterfield Trail State Recreation Area (2)

Castle Rock State Park [\(2\)](#)

Clinton Lake State Recreation Area (2)

Coffeen Lake State Fish and Wildlife Area [\(2\)](#)

Crab Orchard National Wildlife Refuge (Closed Portion)

Eldon Hazlet State Park [\(2\)](#)

[Embarras River Bottoms State Habitat Area \(2\)](#)

Ferne Clyffe State Park – Ferne Clyffe Hunting Area

Harry "Babe" Woodyard State Natural Area (2)

Hidden Springs State Forest [\(2\)](#)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENTS

Iroquois County State Fish and Wildlife Area (2)

Jim Edgar Panther Creek State Fish and Wildlife Area

Kankakee River State Park

Kickapoo State Recreation Area (2)

Middle Fork State Fish and Wildlife Area [\(2\)](#)

Momence Wetlands

[Ramsey Lake State Park \(2\)](#)

Sam Dale Lake State Fish and Wildlife Area (2)

Sand Ridge State Forest

Sangchris Lake State Park

South Shore State Park (must have Eldon Hazlet State Park permit)

Stephen A. Forbes State Park (2)

Wayne Fitzgerald State Recreation Area

Weldon Springs – Piatt County Unit (2)

(Source: Amended at 40 Ill. Reg. 10630, effective July 20, 2016)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: The Taking of Wild Turkeys – Fall Gun Season
- 2) Code Citation: 17 Ill. Adm. Code 715
- 3) Section Number: 715.40                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20]
- 5) Effective Date of Rule: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6488; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version:

Section 715.40(c), "Apple River Canyon State Park – Salem and Thompson Units (windshield card required)" has been added; after "Crawford County State Fish and Wildlife Area", "(windshield card required)" has been added after "Area"; "(Jim Edgar Panther Creek State Fish and Wildlife Area (windshield card required)" has been added after "Hamilton County State Conservation Area"; "Witkowsky State Wildlife Area (windshield card required)" has been added after "Ten Mile Creek State Fish and Wildlife Area".

Section 715.40(d), "Apple River Canyon State Park – Salem and Thompson Units" and "Witkowsky State Wildlife Area", and "Jim Edgar Panther Creek State Fish and Wildlife Area (site specific permit required)" have been stricken; "Crawford County State Fish and Wildlife Area", "Hamilton County State Conservation Area", "Meeker State Habitat Area", "Newton Lake State Fish and Wildlife Area", "Sam Parr State Fish and Wildlife

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Area", "Sand Ridge State Forest" and "Ten Mile Creek State Fish and Wildlife Area" has been deleted.

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close state-owned or -managed sites, and amend procedures at state sites.
- 16) Information and questions regarding this adopted rule shall be directed to:

Anne Mergen, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendment begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 715  
THE TAKING OF WILD TURKEYS – FALL GUN SEASON

## Section

715.10	Hunting Season, Open Counties and Permit Quotas
715.20	Statewide Turkey Permit Requirements
715.21	Turkey Permit Requirements – Special Hunts
715.25	Turkey Permit Requirements – Landowner/Tenant Permits
715.30	Turkey Hunting Regulations
715.40	Regulations at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 1.20, 2.9, 2.10, 2.11 and 2.20].

**SOURCE:** Adopted at 13 Ill. Reg. 14950, effective September 6, 1989; amended at 14 Ill. Reg. 12421, effective July 20, 1990; amended at 15 Ill. Reg. 11618, effective August 2, 1991; amended at 16 Ill. Reg. 11101, effective June 30, 1992; amended at 17 Ill. Reg. 10858, effective July 1, 1993; amended at 18 Ill. Reg. 10013, effective June 21, 1994; amended at 19 Ill. Reg. 11806, effective August 3, 1995; amended at 20 Ill. Reg. 10898, effective August 5, 1996; amended at 21 Ill. Reg. 9110, effective June 26, 1997; amended at 22 Ill. Reg. 14866, effective August 3, 1998; amended at 23 Ill. Reg. 9091, effective July 28, 1999; amended at 24 Ill. Reg. 8965, effective June 19, 2000; amended at 25 Ill. Reg. 11460, effective August 14, 2001; amended at 26 Ill. Reg. 13855, effective September 5, 2002; amended at 27 Ill. Reg. 12650, effective July 21, 2003; amended at 28 Ill. Reg. 11904, effective July 27, 2004; amended at 29 Ill. Reg. 15542, effective September 27, 2005; amended at 29 Ill. Reg. 18938, effective November 4, 2005; amended at 30 Ill. Reg. 14518, effective August 24, 2006; amended at 31 Ill. Reg. 11711, effective July 27, 2007; amended at 32 Ill. Reg. 14830, effective August 27, 2008; amended at 33 Ill. Reg. 13911, effective September 21, 2009; amended at 34 Ill. Reg. 10814, effective July 16, 2010; amended at 35 Ill. Reg. 15259, effective September 2, 2011; amended at 37 Ill. Reg. 19283, effective November 14, 2013; amended at 39 Ill. Reg. 10983, effective July 27, 2015; amended at 40 Ill. Reg. 10654, effective July 20, 2016.

**Section 715.40 Regulations at Various Department-Owned or -Managed Sites**

- a) Statewide regulations shall apply for the following sites:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein and Chouteau Island Unit

Kaskaskia River State Fish and Wildlife Area (except that area north of Hwy. 154, east of the Kaskaskia River and south of Risdon School Road and Beck's Landing access road)

Mississippi River State Fish and Waterfowl Management Area (Pools 25 and 26)

Mississippi River Pools 16, 17, 18

Mississippi River Pools 21, 22, 24

Rend Lake Project Lands

Wise Ridge State Natural Area

- b) Statewide regulations shall apply except that all hunters must check in, check out, and report harvest at those sites listed below. Quotas, where listed, shall be on a first come-first served basis. Hunters shall not be allowed to sign in prior to 4 a.m. each day of the season.

Cache River State Natural Area (Johnson County portion only)

Cape Bend State Fish and Wildlife Area

Cypress Pond State Natural Area

Deer Pond State Natural Area

Devil's Island State Fish and Wildlife Area

~~Dog Island State Wildlife Management Area~~

Ferne Clyffe State Park

Fort de Chartres State Historic Site (muzzleloading shotguns only)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Giant City State Park

Horseshoe Lake State Conservation Area (public hunting area except for controlled goose hunting area)

Kinkaid Lake State Fish and Wildlife Area

Skinner Farm State Habitat Area

Trail of Tears State Forest

Turkey Bluffs State Fish and Wildlife Area

Union County State Fish and Wildlife Area – Firing Line Management Unit Only

- c) Statewide regulations shall apply except that all hunting is allowed by site-specific permit only. The Department of Natural Resources allocates permits for these areas through the lottery process set forth in Section 715.20. This permit is only valid for the specific site indicated on the permit.

[Apple River Canyon State Park – Salem and Thompson Units \(windshield card required\)](#)

Crawford County State Fish and Wildlife Area ([windshield card required](#))

[Embarras River Bottoms State Habitat Area](#)

Flag Pond State Natural Area

Hamilton County State Conservation Area ([windshield card required](#))

[Jim Edgar Panther Creek State Fish and Wildlife Area \(windshield card required\)](#)

Meeker State Habitat Area ([windshield card required](#))

Newton Lake State Fish and Wildlife Area ([windshield card required](#))

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Sam Parr State Fish and Wildlife Area ([windshield card required](#))

Sand Ridge State Forest ([windshield card required](#))

Ten Mile Creek State Fish and Wildlife Area ([windshield card required](#))

[Witkowsky State Wildlife Area \(windshield card required\)](#)

- d) Statewide regulations shall apply except hunters shall register and report their harvest through the use of windshield cards as specified in 17 Ill. Adm. Code 510.10.

~~[Apple River Canyon State Park—Salem and Thompson Units](#)~~

Argyle Lake State Park

Big River State Forest

Copperhead Hollow State Fish and Wildlife Area

[Dog Island State Wildlife Management Area](#)

Hanover Bluff State Natural Area

~~[Jim Edgar Panther Creek State Fish and Wildlife Area \(site specific permit required\)](#)~~

Nauvoo State Park (Max Rowe Unit only)

Pere Marquette State Park (east of Graham Hollow Road)

Rall Woods State Natural Area

Ray Norbut State Fish and Wildlife Area

Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit

Sahara Woods State Fish and Wildlife Area

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Saline County State Conservation Area

Siloam Springs State Park (sign in/sign out required)

Spoon River State Forest

Tapley Woods State Natural Area

Weinberg-King State Park

Weinberg-King State Park – Cecil White Unit

Weinberg-King State Park – Scripps Unit

Weinberg-King State Park – Spunky Bottoms Unit

Winston Tunnel State Natural Area

[Witkowsky State Wildlife Area](#)

- e) Special program for hunters with disabilities. Statewide regulations shall apply unless designated otherwise by site regulations. Only disabled persons participating in the site's firearm deer hunt are eligible to participate. This hunt will run concurrent with the site's firearm deer hunt (refer to 17 Ill. Adm. Code 650.67 for hunt dates). Permits will be \$15 each; site specific for Rock Cut; issued at the site during check in for firearm deer hunting. Any additional availability will be publicly announced.

Rock Cut State Park

- f) Violation of a site specific regulation is a Class B misdemeanor (see 520 ILCS 5/2.9).

(Source: Amended at 40 Ill. Reg. 10654, effective July 20, 2016)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: The Taking of Wild Turkeys – Fall Archery Season
- 2) Code Citation: 17 Ill. Adm. Code 720
- 3) Section Number: 720.40                      Adopted Action: Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.9, 2.10, 2.11 and 2.20]
- 5) Effective Date of Rule: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6496; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close state-owned or -managed sites, and amend procedures at State sites.
- 16) Information and questions regarding this adopted rule shall be directed to:

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DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

Anne Mergen, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendment begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 720  
THE TAKING OF WILD TURKEYS – FALL ARCHERY SEASON

## Section

720.10	Hunting Seasons and Counties Open to Hunting
720.20	Statewide Turkey Permit Requirements
720.25	Turkey Permit Requirements – Landowner/Tenant Permits
720.30	Turkey Hunting Regulations
720.40	Regulations at Various Department-Owned or -Managed Sites
720.50	Releasing or Stocking of Turkeys (Repealed)

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 2.9, 2.10, 2.11 and 2.20 of the Wildlife Code [520 ILCS 5/1.3, 1.4, 2.9, 2.10, 2.11 and 2.20].

SOURCE: Adopted and codified at 8 Ill. Reg. 7825, effective May 22, 1984; emergency amendments at 8 Ill. Reg. 20086, effective October 12, 1985, for a maximum of 150 days; emergency expired March 2, 1985; amended at 9 Ill. Reg. 14311, effective September 5, 1985; amended at 11 Ill. Reg. 9556, effective May 5, 1987; amended at 12 Ill. Reg. 12254, effective July 15, 1988; amended at 13 Ill. Reg. 12831, effective July 21, 1989; amended at 14 Ill. Reg. 12413, effective July 20, 1990; amended at 15 Ill. Reg. 11611, effective August 2, 1991; amended at 16 Ill. Reg. 11093, effective June 30, 1992; amended at 16 Ill. Reg. 15442, effective September 28, 1992; amended at 17 Ill. Reg. 281, effective December 28, 1992; amended at 17 Ill. Reg. 10850, effective July 1, 1993; amended at 18 Ill. Reg. 10104, effective June 21, 1994; amended at 19 Ill. Reg. 11799, effective August 3, 1995; amended at 20 Ill. Reg. 10890, effective August 5, 1996; amended at 21 Ill. Reg. 9102, effective June 26, 1997; amended at 22 Ill. Reg. 14856, effective August 3, 1998; amended at 23 Ill. Reg. 9082, effective July 28, 1999; amended at 24 Ill. Reg. 8956, effective June 19, 2000; amended at 25 Ill. Reg. 11448, effective August 14, 2001; amended at 26 Ill. Reg. 13867, effective September 5, 2002; amended at 27 Ill. Reg. 12658, effective July 21, 2003; amended at 28 Ill. Reg. 13612, effective September 24, 2004; amended at 29 Ill. Reg. 18345, effective August 26, 2005; amended at 29 Ill. Reg. 18944, effective November 4, 2005; amended at 30 Ill. Reg. 12240, effective June 28, 2006; amended at 31 Ill. Reg. 11723, effective July 27, 2007; amended at 32 Ill. Reg. 14843, effective August 27, 2008; amended at 33 Ill. Reg. 13918, effective September 21, 2009; amended at 34 Ill. Reg. 10821, effective July 16, 2010; amended at 35 Ill. Reg. 15268, effective September 2, 2011;

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

amended at 37 Ill. Reg. 19297, effective November 14, 2013; amended at 39 Ill. Reg. 10997, effective July 27, 2015; amended at 40 Ill. Reg. 10661, effective July 20, 2016.

**Section 720.40 Regulations at Various Department-Owned or -Managed Sites**

Statewide regulations shall apply for the following sites, except those sites designated below by asterisk (\*) shall be open to archery turkey hunting without regard to firearm deer season. Those sites followed by (1) require hunters to check in and check out. Violation of a site specific regulation is a Class B misdemeanor (see 520 ILCS 5/2.9). Those sites followed by a (2) require hunters to obtain a permit from the site before hunting. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (3).

Alvah Borah State Habitat Area (3)

\* Anderson Lake State Conservation Area (1)

Apple River Canyon State Park – Salem and Thompson Units (3)

Argyle Lake State Park (3)

Beaver Dam State Park (site specific archery deer permit hunters only; disabled hunting is available in the designated blind location upon request; Class P2A, disabled hunters, are required to be accompanied by a non-disabled hunter, who may also hunt from the same blind location) (2)

Big Bend State Fish and Wildlife Area (1)

Big River State Forest (3)

Butterfield Trail State Recreation Area (3)

Cache River State Natural Area (1)

Campbell Pond State Wildlife Management Area (3)

Cape Bend State Fish and Wildlife Area (1)

Carlyle Lake Lands and Waters – Corps of Engineers Managed Lands

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Carlyle Lake State Fish and Wildlife Management Area (subimpoundment area ~~close~~~~closed~~ 7 days prior to the start of the~~and during the southern zone~~ waterfowl season for the zone in which Carlyle Lake is located) (3)

Castle Rock State Park (3)

Chain O'Lakes State Park (closed Wednesday through Sunday of pheasant season; opens Monday prior to pheasant season and closes Tuesday following close of pheasant season; reopens December 26 through the close of regular season) (1)

Chauncey Marsh State Natural Area (3)

Clinton Lake State Recreation Area (3)

Coffeen Lake State Fish and Wildlife Area (3)

Copperhead Hollow State Fish and Wildlife Area (3)

Crawford County State Conservation Area (3)

Cypress Pond State Natural Area (1)

Deer Pond State Natural Area (1)

Devil's Island State Fish and Wildlife Area

Dixon Springs State Park (1)

Dog Island State Wildlife Management Area (3)

Eagle Creek State Park (3)

Eldon Hazlet State Park (archery hunting is closed in the designated controlled pheasant hunting area on days when the controlled pheasant hunting program is in operation) (~~3~~)

Embarrass River Bottoms State Habitat Area (3)

Ferne Clyffe State Park (1)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- Flag Pond State Natural Area (3)
- Fort de Chartres State Historic Site
- \* Fort Kaskaskia State Historic Site (opens November 1) (1)
- Fort Massac State Park (1)
- Frank Holten State Park (opens November 1; crossing of Harding Ditch within confines of site allowed, no hunting from Harding Ditch right-of-way) (3+)
- Franklin Creek State Park (hunting in designated area only) (3)
- French Bluff State Natural Area (3)
- Giant City State Park (1)
- Green River State Wildlife Area (3)
- Hamilton County State Conservation Area (3)
- Hanover Bluff State Natural Area (3)
- Harry "Babe" Woodyard State Natural Area (3)
- Hennepin Canal Parkway (open only to hunters with valid site deer permit and a valid archery turkey permit) (2)
- Horseshoe Lake State Conservation Area (Alexander County) (controlled goose hunting area closed 7 days prior to Quota Zone goose season through the close of the Quota Zone goose season; remainder of the public hunting area open during the statewide season) (1)  
(2)
- \* Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein and Chouteau Island Units (2)
- Iroquois County State Wildlife Area (3)
- Jim Edgar Panther Creek State Fish and Wildlife Area (3)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Johnson-Sauk Trail State Park (closed Wednesday through Sunday during site's pheasant permit season) (3)

Jubilee College State Park (1)

Kaskaskia River State Fish and Wildlife Area (no hunting within 50 yards of the Baldwin Lake Waterfowl Rest Area's main north-south road; this defined waterfowl rest area is closed until the Columbus Day holiday) (1 – except south of Highway 154 and north of Highway 13)

Kickapoo State Recreation Area (3)

Kinkaid Lake State Fish and Wildlife Area

Kishwaukee River State Fish and Wildlife Area (3)

Lowden-Miller State Forest (~~3~~)

Mackinaw River State Fish and Wildlife Area (3)

Marseilles State Fish and Wildlife Area (fall archery turkey season closes the first Thursday after January 10; closed Friday, Saturday, and Sunday in October; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may only enter the site from designated parking lots) (1)

Marshall State Fish and Wildlife Area (Duck Ranch Unit closed 7 days prior to the duck season through the close of duck season) (3)

Mautino State Fish and Wildlife Area (3)

Meeker State Habitat Area (3)

Mermet Lake State Fish and Wildlife Area (3)

Middle Fork State Fish and Wildlife Area (3)

Mississippi Palisades State Park (3)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Mississippi River State Fish and Waterfowl Management Area (Pools 25 and 26)

Mississippi River Pools 16, 17 and 18

Mississippi River Pools 21, 22 and 24

Moraine View State Park (closed Wednesday through Sunday during site's controlled pheasant season) (3)

\* Mt. Vernon Propagation Center (1)

Nauvoo State Park (Max Rowe Unit only) (3)

Newton Lake State Fish and Wildlife Area (3)

Oakford State Conservation Area

Peabody River King State Fish and Wildlife Area (east subunit closed November 1) (1)

Pere Marquette State Park (area east of Graham Hollow Road) (3)

Pere Marquette State Park – Group Camp Area (2)

Pyramid State Park (3)

Pyramid State Park – East Conant Unit (3)

Rall Woods State Natural Area (3)

\* Ramsey Lake State Park (3)

\* Randolph County State Conservation Area

Rauchfuss Hill State Recreation Area (3)

Ray Norbut State Fish and Wildlife Area (3)

\* Ray Norbut State Fish and Wildlife Area – Dutch Creek Unit (3)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Ray Norbut State Fish and Wildlife Area – East Hannibal Unit [\(3\)](#)

Red Hills State Park (3)

\* Rend Lake Project Lands and Waters

Sahara Woods State Fish and Wildlife Area (3)

Saline County State Conservation Area (3)

\* Sam Dale Lake State Fish and Wildlife Area (3)

\* Sam Parr State Fish and Wildlife Area (3)

Sand Ridge State Forest (3)

Sandy Ford State Natural Area (1)

Sanganois State Fish and Wildlife Area (3)

\* Sangchris Lake State Park (site will be closed to archery deer and turkey hunting during the second firearm deer season) (3)

\* Shabbona Lake State Park (3)

Shelbyville Lake – Corps of Engineers Managed Lands

Shelbyville State Fish and Wildlife Management Area (3)

Sielbeck Forest State Natural Area (3)

Siloam Springs State Park (3)

\* Siloam Springs State Park – Buckhorn Unit (resident hunters only) (3)

Skinner Farm State Habitat Area (3)

\* South Shore State Park [\(34\)](#)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

Spoon River State Forest (3)

- \* Spring Lake State Fish and Wildlife Area (3)

Starved Rock State Park/Matthiessen State Park (no turkey hunting in the nature preserves; open only in areas where archery deer hunting is allowed other than nature preserves; must have valid archery deer permit in possession to hunt turkeys; open concurrent with site archery deer season) (1)

- \* Stephen A. Forbes State Park (3)

Tapley Woods State Natural Area (3)

Ten Mile Creek State Fish and Wildlife Area (3)

Trail of Tears State Forest (1)

Turkey Bluffs State Fish and Wildlife Area

Union County State Conservation Area (Fire Line Unit open throughout statewide season; Controlled Hunting Area open October 1 through October 31) (1)

- \* Washington County State Conservation Area (1)

Wayne Fitzgerald State Park (no hunting during controlled hunts as posted at the site) (1)

Weinberg-King State Park (3)

Weinberg-King State Park – Cecil White Unit (3)

Weinberg-King State Park – Scripps Unit (resident hunters only) (3)

Weinberg-King State Park – Spunky Bottoms Unit (resident hunters only) (3)

Wildcat Hollow State Forest (3)

Winston Tunnel State Natural Area (3)

Wise Ridge State Natural Area

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DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

Witkowsky State Wildlife Area (opens October 15) (3)

(Source: Amended at 40 Ill. Reg. 10661, effective July 20, 2016)

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Dove Hunting
- 2) Code Citation: 17 Ill. Adm. Code 730
- 3) Section Number: 730.20                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.3 and 1.4 of the Wildlife Code [520 ILCS 5/1.3 and 1.4]
- 5) Effective Date of Rule: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6507; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to make statewide program changes, open and close state-owned or -managed sites, and amend procedures at State sites.
- 16) Information and questions regarding this adopted rule shall be directed to:

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED AMENDMENT

Anne Mergen, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendment begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 730  
DOVE HUNTING

## Section

730.10	Statewide Regulations
730.20	Regulations at Various Department-Owned or -Managed Sites
730.30	Youth and Youth/Adult Dove Hunts at Various Department-Owned or -Managed Sites (Repealed)
730.40	Youth Dove Hunting

**AUTHORITY:** Implementing and authorized by Sections 1.3 and 1.4 of the Wildlife Code [520 ILCS 5/1.3 and 1.4].

**SOURCE:** Adopted at 5 Ill. Reg. 8792, effective August 25, 1981; codified at 5 Ill. Reg. 10644; amended at 6 Ill. Reg. 9631, effective July 21, 1982; emergency amendment at 6 Ill. Reg. 10040, effective August 2, 1982, for a maximum of 150 days; emergency expired December 30, 1982; amended at 7 Ill. Reg. 10767, effective August 24, 1983; emergency amendment at 7 Ill. Reg. 10999, effective August 24, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 13680, effective July 25, 1984; amended at 9 Ill. Reg. 11601, effective July 16, 1985; emergency amendment at 9 Ill. Reg. 14025, effective September 4, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 15590, effective September 16, 1986; amended at 11 Ill. Reg. 9526, effective May 5, 1987; amended at 11 Ill. Reg. 11346, effective June 10, 1987; amended at 12 Ill. Reg. 12186, effective July 15, 1988; amended at 13 Ill. Reg. 10513, effective June 15, 1989; amended at 14 Ill. Reg. 11193, effective June 29, 1990; amended at 15 Ill. Reg. 9951, effective June 24, 1991; amended at 16 Ill. Reg. 11041, effective June 30, 1992; amended at 17 Ill. Reg. 10761, effective July 1, 1993; amended at 18 Ill. Reg. 10009, effective June 21, 1994; amended at 19 Ill. Reg. 10588, effective July 1, 1995; amended at 20 Ill. Reg. 10861, effective August 5, 1996; amended at 21 Ill. Reg. 11700, effective August 12, 1997; amended at 22 Ill. Reg. 14792, effective August 3, 1998; amended at 23 Ill. Reg. 9043, effective July 28, 1999; amended at 24 Ill. Reg. 8911, effective June 19, 2000; amended at 25 Ill. Reg. 11373, effective August 14, 2001; amended at 26 Ill. Reg. 13590, effective September 3, 2002; amended at 27 Ill. Reg. 12666, effective July 21, 2003; amended at 28 Ill. Reg. 12865, effective September 1, 2004; amended at 29 Ill. Reg. 9797, effective June 24, 2005; amended at 30 Ill. Reg. 12251, effective June 28, 2006; amended at 31 Ill. Reg. 11738, effective July 27, 2007; amended at 32 Ill. Reg. 14857, effective August 27, 2008; amended at 33 Ill. Reg. 9702, effective June 26, 2009;

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amended at 34 Ill. Reg. 12831, effective August 20, 2010; amended at 35 Ill. Reg. 13234, effective July 26, 2011; amended at 37 Ill. Reg. 20717, effective December 12, 2013; amended at 39 Ill. Reg. 11014, effective July 27, 2015; amended at 40 Ill. Reg. 10672, effective July 20, 2016.

**Section 730.20 Regulations at Various Department-Owned or -Managed Sites**

- a) All the regulations in 17 Ill. Adm. Code 510 – General Hunting and Trapping apply in this Section, unless this Section is more restrictive.
- b) General Regulations
  - 1) Hunters shall possess only bismuth or lead shot size #7½, #8 or #9 or size #6 steel or smaller for taking of doves, except as noted under subsection (b)(2), and except these restrictions do not apply during the November portion of dove season.
  - 2) Only non-toxic shot (as defined by the U.S. Fish and Wildlife Service in 50 CFR 20), #6 steel shot or #7½ bismuth shot or smaller may be possessed on the following areas:
    - Anderson Lake State Conservation Area
    - Banner Marsh State Fish and Wildlife Area
    - Big Bend State Fish and Wildlife Area (#)
    - Big River State Forest
    - Cache River State Natural Area
    - Cape Bend State Fish and Wildlife Area
    - Carlyle Lake State Fish and Wildlife Area
    - Chain O'Lakes State Park
    - Clinton Lake State Recreation Area (dove management fields only)

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Des Plaines State Conservation Area

Double T State Fish and Wildlife Area

Eldon Hazlet State Park

Green River State Wildlife Area

Hennepin Canal Parkway State Park

Horseshoe Lake State Conservation Area (Alexander County)

Horseshoe Lake State Park (Madison County)

Horseshoe Lake State Park (Madison County) Gabaret,  
Mosenthein, Chouteau Island Unit

Johnson-Sauk Trail State Park

Jubilee College State Park

Kankakee River State Park

Kaskaskia River State Fish and Wildlife Area (designated areas)

Mackinaw River State Fish and Wildlife Area

Marshall State Fish and Wildlife Area

Matthiessen State Park

Mautino State Fish and Wildlife Area

Mississippi River State Fish and Wildlife Area (Pools 25 and 26)

Moraine View State Park

Mt. Vernon Game Propagation Center

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Peabody River King State Fish and Wildlife Area

Pyramid State Park – Captain Unit

Pyramid State Park – Denmark Unit

Pyramid State Park – East Conant Unit

Pyramid State Park – Galum Unit

Rend Lake State Fish and Wildlife Area and Corps of Engineers managed areas of Rend Lake

Rice Lake State Fish and Wildlife Area

Sam Parr State Fish and Wildlife Area

Sand Prairie Pheasant Habitat Area

Sanganois State Fish and Wildlife Area

Sangchris Lake State Park

Shabbona Lake State Park

Shelbyville State Fish and Wildlife Area (waterfowl management units and designated non-toxic shot units only)

Silver Springs State Fish and Wildlife Area

Snakeden Hollow State Fish and Wildlife Area/Victoria Pheasant Habitat Area

Spoon River State Forest

Starved Rock State Park

Stephen A. Forbes State Recreation Area

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Ten Mile Creek State Fish and Wildlife Area (areas posted as rest area on the Eads and Belle Rive Units)

Union County State Fish and Wildlife Area

- 3) On areas where hunters are required to hunt from marked or staked sites, hunters must hunt within 10 feet of the marked site.
  - 4) No hunting is allowed within 100 yards of a designated dove management field except for hunters who are part of the hunter quota for that field.
  - 5) At sites indicated by (#), hunters are required to check in and/or sign out as provided in 17 Ill. Adm. Code 510. Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (1).
  - 6) At sites where additional regulations apply, they are noted in parentheses after the site name.
  - 7) Hunting hours and hunting dates at all sites that are open during the upland game season shall coincide with hunting hours and hunting dates listed for the respective sites listed in 17 Ill. Adm. Code 530.
- c) Statewide season regulations as provided for in this rule shall apply at the following sites:
- Argyle Lake State Park (season opens day after Labor Day) (1)
  - Cache River State Natural Area (#)
  - Campbell Pond State Wildlife Management Area (1)
  - Cape Bend State Fish and Wildlife Area (#)
  - Carlyle Lake Lands and Waters – Corps of Engineers managed lands (#)
  - Carlyle Lake State Fish and Wildlife Area (1)
  - Chauncey Marsh State Natural Area (permit required; may be obtained at

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Red Hills State Park headquarters; permits must be returned by 15 February) [\(1\)](#)

Corps of Engineers managed areas of Rend Lake

Cypress Pond State Natural Area (#)

Deer Pond State Natural Area (#)

Devil's Island State Fish and Wildlife Area

Dog Island State Wildlife Management Area (1)

Ferne Clyffe State Park (#)

Ft. de Chartres State Historic Site (muzzleloading shotgun only) (#)

Ft. Massac State Park (1)

Freeman Mine (permit required)

Giant City State Park (#)

Marshall State Fish and Wildlife Area (1)

Meeker State Habitat Area (1)

Mermet Lake State Fish and Wildlife Area (1)

Mississippi River Pools 16, 17 and 18

Mississippi River Pools 21, 22, 24

~~Mississippi River State Fish and Waterfowl Management Area (Pools 25 and 26)~~

Nauvoo State Park – Max Rowe Unit (1)

Oakford State Conservation Area

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Ray Norbut State Fish and Wildlife Area (1)

Red Hills State Park (1)

Sahara Woods State Fish and Wildlife Area (1)

Sand Ridge State Forest (season open from opening day of dove season through October 31) (1)

Sangamon County State Conservation Area

Sanganois State Fish and Wildlife Area (1)

Sielbeck Forest State Natural Area (1)

Siloam Springs State Park (1)

Siloam Springs State Park – Buckhorn Unit (1)

Spoon River State Forest (1)

Trail of Tears State Forest (#)

Union County State Fish and Wildlife Area – Controlled Hunting Area (shooting hours from noon to 5 p.m., September 1-5 and sunrise to sunset from September 6-October 28) (#)

Weinberg-King State Park (1)

Weinberg-King State Park – Scripps and Spunky Bottoms Units (1)

Wildcat Hollow State Forest (1)

Wise Ridge State Natural Area

- d) Statewide regulations as provided in this Part shall apply at the following sites except that hunting hours are 12 noon to 5 p.m. daily September 1-5; season closes September 30. A drawing will be held at 11 a.m. if more hunters show up

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than can be accommodated.

Banner Marsh State Fish and Wildlife Area (sunrise to noon daily September 1-5, drawing one hour before sunrise; black powder firearms only on September 2) (#)

Double T State Fish and Wildlife Area (sunrise to noon daily September 1-5, drawing one hour before sunrise) (#)

Hennepin Canal State Park (#)

Iroquois County State Wildlife Management Area (1)

Jubilee College State Park (hunting allowed only on opening day, Saturdays, Sundays, Wednesdays and holidays) (#)

Mautino State Fish and Wildlife Area (#)

Morrison Rockwood State Park (#)

Rice Lake State Fish and Wildlife Area (sunrise to noon daily September 1-5, drawing one hour before sunrise) (#)

Sam Dale Lake State Fish and Wildlife Area (1)  
Snakeden Hollow State Fish and Wildlife Area/Victoria Pheasant Habitat Area

- e) Statewide regulations as provided for in this Part shall apply at the following sites, except that hunting hours are 12 noon to 5 p.m. daily September 1-5. A drawing will be held at 11 a.m. if more hunters show up than can be accommodated.

Anderson Lake State Conservation Area (#)

Big River State Forest (1)

Chain O'Lakes State Park (closes September 5)

Clinton Lake State Recreation Area (dove management fields only) (1)

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Eldon Hazlet State Park (closes October 14) (1#)

Fox Ridge State Park (dove management fields only) (1)

Harry "Babe" Woodyard State Natural Area (permit required) (1)

Hidden Springs State Forest (dove management fields only) (1)

Horseshoe Lake State Fish and Wildlife Area (Alexander County) (season closes at the end of the first statewide split season) (#)

Kaskaskia River State Fish and Wildlife Area (Doza Creek Waterfowl Management Area closes October 14; the defined Baldwin Lake Waterfowl Rest Area is closed) (#)

Kinkaid State Fish and Wildlife Area (#)

Marseilles State Fish and Wildlife Area (after Labor Day, site is closed on Fridays, Saturdays, and Sundays through October; hunters must leave their guns at the stake site when retrieving downed birds; unauthorized personnel may not be on the site outside of the posted check station operating hours; hunters may only enter the site from designated parking lots) (#)

Middle Fork State Fish and Wildlife Area (dove management fields only) (1)

Moraine View State Park (dove management fields only; season closes October 14) (1)

Newton Lake State Fish and Wildlife Area (dove management units) (1)

Peabody River King State Fish and Wildlife Area (East Subunit closes October 14) (#)

Pyramid State Park (permit required; permit must be returned by February 15; no dove hunting is allowed September 1-5 within 200 yards of a designated dove management field, except for hunters who are part of the hunter quota for that field; all hunters must register as a group not to

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exceed 4 names per card; a hunter's name may only appear on one lottery card; the lottery card shall be in the possession of the hunter or group while hunting) (1)

Pyramid State Park – Captain Unit (permit required; permit must be returned by February 15; unsuccessful lottery participants and other hunters not participating in the lottery drawing may only hunt in designated areas during September 1-5 (i.e., all land west of the Western Haul Road and all land east of the Eastern Haul Road to the shore of Super Lake to South Haul Road); all hunters must register as a group not to exceed 4 names per card; a hunter's name may only appear on one lottery card; the lottery card shall be in the possession of the hunter or group while hunting) (1)

Pyramid State Park – Denmark Unit (permit required; permit must be returned by February 15; unsuccessful lottery participants and other hunters not participating in the lottery drawing may only hunt in designated areas during September 1-5 (i.e., all land south of Quonset Hut Road to Tangen Cemetery Road to Brushy Creek Road); all hunters must register as a group not to exceed 4 names per card; a hunter's name may only appear on one lottery card; the lottery card shall be in the possession of the hunter or group while hunting) (1)

Pyramid State Park – East Conant Unit (permit required; permit must be returned by February 15; no dove hunting is allowed September 1-5 within 200 yards of a designated dove management field except for hunters who are part of the hunter quota for that field; all hunters must register as a group not to exceed 4 names per card; a hunter's name may only appear on one lottery card; the lottery card shall be in the possession of the hunter or group while hunting) (1)

Pyramid State Park – Galum Unit (permit required; permit must be returned by February 15; no dove hunting is allowed September 1-5 within 200 yards of a designated dove management field except for hunters who are part of the hunter quota for that field; all hunters must register as a group not to exceed 4 names per card; a hunter's name may only appear on one lottery card; the lottery card shall be in the possession of the hunter or group while hunting) (1)

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Randolph County State Conservation Area (#)

Turkey Bluffs State Fish and Wildlife Area (#)

Washington County State Conservation Area (closes October 14) (#)

World Shooting and Recreation Complex (designated dove management fields only) (#)

- f) Statewide regulations as provided for in this Part shall apply at the following sites, except that hunting hours are 12 noon to 5 p.m. daily September 1-30. A drawing will be held at 11 a.m. if more hunters show up than can be accommodated.

Crawford County State Fish and Wildlife Area (1#)

Hamilton County State Fish and Wildlife Area (1)

Lake Le Aqua Na State Park (#)

Sam Parr State Fish and Wildlife Area (1)

Shabbona Lake State Park (1)

Skinner Farm State Habitat Area (#)

Stephen A. Forbes State Recreation Area (season opens day after Labor Day) (1)

- g) Statewide regulations as provided for in this Part shall apply at the following sites, except that hunting hours are 12 noon to 5 p.m. daily. Hunting is allowed on opening day, Wednesday, and Saturday only. A drawing will be held at 11 a.m. if more hunters show up than can be accommodated.

Saline County State Fish and Wildlife Area (1)

- h) Statewide regulations apply except that hunting hours are 12 noon to 5 p.m. from September 1-5; hunters must obtain a free permit from the Department; permits must be in possession while hunting on the site. Permit must be returned and harvest reported by February 15 or hunter will forfeit hunting privileges for that site for the following season.

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Clinton Lake State Recreation Area (except dove management fields) (1)

Fox Ridge State Park (except dove management units; shooting hours after September 5 are 12 noon to sunset) (1)

Hidden Springs State Forest (except dove management fields) (1)

Kickapoo State Recreation Area (1)

Lake Shelbyville – Eagle Creek State Park (season opens day after Labor Day; closes October 14; shooting hours are 12 noon to sunset) (1)

Middle Fork State Fish and Wildlife Area (except dove management units) (1)

Moraine View State Park (except dove management fields; season closes October 14) (1)

Newton Lake State Fish and Wildlife Area (except dove management units) (1)

Shelbyville State Fish and Wildlife Area (hunters must hunt from designated stakes within dove management fields, with a maximum of 2 hunters per stake) (1)

Shelbyville State Fish and Wildlife Area – Kaskaskia and West Okaw Wildlife Management Areas (hunters must hunt from designated stakes within dove management fields, with a maximum of 2 hunters per stake) (1)

- i) Statewide regulations as provided for in this Part shall apply at the following sites, except that hunting hours are sunrise to 11:30 a.m. daily September 1-5; season closes September 30. A drawing will be held one hour before sunrise if more hunters show up than can be accommodated.

Mt. Vernon Game Propagation Center (#)

Ramsey Lake State Park (1)

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Rend Lake State Fish and Wildlife Area (#)

Ten Mile Creek State Fish and Wildlife Area (season closes on statewide closing date) (1)

- j) Permit Areas
  - 1) Permit Season Regulations
    - A) Permit season dates shall be September 1-5 and hunting hours are 12 noon to 5 p.m. at the sites listed at the end of this subsection.
    - B) Permit Applications  
Permit applications will be accepted starting in June. Initial acceptance dates and methods for making applications will be publicly announced. A hunter can obtain up to 2 dove permits as follows: Only applications submitted by Illinois residents will be processed during the first lottery to apply for up to one dove permit. Non-residents and residents who did not receive a permit or did not apply in the first lottery will be eligible to participate in the second lottery to apply for their first dove permit. Residents will have priority in the 2<sup>nd</sup> lottery. Residents and non-residents can apply for a 2<sup>nd</sup> permit during the phone-in reservation period to be held after the lottery. Successful applicants will be sent confirmation via email or can access the Reservation Inquiry System to see if they were awarded a permit.
    - C) Drawings for permits at specific sites may be canceled at any time due to flooding, inclement weather, staff shortages or other adverse conditions beyond the Department's control. Hunters are urged to select a second choice of sites on their permit application.
    - D) Permits are not transferrable.
    - E) Permits will be issued from the Springfield Permit Office for permit controlled sites. For other information, go to [www.dnr.illinois.gov](http://www.dnr.illinois.gov).

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- F) Hunting at these areas is by special permit only for the first five days of the season; thereafter, no permits are required for hunting these sites, except at Jim Edgar Panther Creek State Fish and Wildlife Area as indicated in subsection (j)(3). All permits will be issued from Springfield and not from the site, except at Panther Creek State Fish and Wildlife Area as indicated in subsection (j)(3).
  - G) Check in time for registration shall be between 9 a.m. and 11 a.m. each day. Openings after 11 a.m. will be filled by drawing for standbys if more hunters register than there are vacancies.
  - H) All hunters must wear a DNR issued backpatch.
- 2) Non-Permit Season Regulations
- A) Non-permit season shall be September 6-30 except as indicated in parentheses.
  - B) Non-permit hunting hours shall be 12 noon to sunset except as indicated in parentheses.
  - C) No permits are required except as indicated in parentheses.
  - D) Check in and check out is required except as indicated in parentheses.
  - E) Hunter quotas will be filled on a first come-first served basis.
- 3) Sites
- Big Bend State Fish and Wildlife Area
- Coffeen Lake State Fish and Wildlife Area (non-permit hunting hours are 12 noon to 5:00 p.m.)
- Des Plaines State Conservation Area
- Edward R. Madigan State Park

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Green River State Wildlife Area/Sand Prairie Habitat Area (non-permit hunting hours are sunrise to sunset) (1)

Horseshoe Lake State Park (Madison County) (non-permit hunting hours are 12 noon to 5 p.m.)

Horseshoe Lake State Park (Madison County) Gabaret, Mosenthein, Chouteau Island Unit (non-permit hunting hours are 12 noon to 5:00 p.m. September 6 through October 14)

Jim Edgar Panther Creek State Fish and Wildlife Area (for days 6 through 10 of the season, hunting hours are noon to 6:00 p.m. and hunters must check in and out at the site office; permit required as indicated in subsection (i) for days 11 through the end of the statewide dove season; hunting hours for days 11 through the end of the statewide dove season are sunrise to sunset; on the Controlled Unit only those hunters engaged in the controlled pheasant hunting program may take doves during the November portion of the dove season; on the Quail Management Unit only those hunters with Quail Management Unit Permits may take doves during the November portion of the dove season) [\(1\)](#)

Johnson Sauk Trail State Park (permit hunting hours are noon to 5:00 p.m.) [\(1\)](#)

Kankakee River State Park

Mackinaw River State Recreation Area (non-permit hunting hours sunrise to sunset; each permit authorizes the holder to bring one hunting partner) (1)

Matthiessen State Park

Sangchris Lake State Park (closed after Sunday of the third weekend in September; designated fields will be open from sunrise to 12 noon starting the 6<sup>th</sup> day of the dove season)

Silver Springs State Park (closed during National Hunting and Fishing Day Weekend)

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DEPARTMENT OF NATURAL RESOURCES

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Snakeden Hollow State Fish and Wildlife Area/Victoria Pheasant Habitat  
Area

Starved Rock State Park

k) Violation of a site specific regulation is a petty offense (see 520 ILCS 5/2.20).

(Source: Amended at 40 Ill. Reg. 10672, effective July 20, 2016)

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- 1) Heading of the Part: Crow, Woodcock, Snipe, Rail and Teal Hunting
- 2) Code Citation: 17 Ill. Adm. Code 740
- 3) Section Number: 740.20                      Adopted Action:  
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5] and Migratory Bird Hunting (50 CFR 20, August 25, 1987)
- 5) Effective Date of Rule: July 20, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including all material incorporated by reference is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 40 Ill. Reg. 6525; April 15, 2016
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been amended to open and close state-owned or -managed sites, and amend procedures at State sites.
- 16) Information and questions regarding this adopted rule shall be directed to:

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Anne Mergen, Legal Counsel  
Department of Natural Resources  
One Natural Resources Way  
Springfield IL 62702-1271

217/782-1809

The full text of the Adopted Amendment begins on the next page:

## DEPARTMENT OF NATURAL RESOURCES

## NOTICE OF ADOPTED AMENDMENT

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES  
SUBCHAPTER b: FISH AND WILDLIFEPART 740  
CROW, WOODCOCK, SNIPE, RAIL AND TEAL HUNTING

## Section

740.10 Statewide Regulations

740.20 Regulations at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5 of the Wildlife Code [520 ILCS 5/1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5] and Migratory Bird Hunting (50 CFR 20, August 25, 1987).

**SOURCE:** Adopted at 5 Ill. Reg. 8896, effective August 25, 1981; codified at 5 Ill. Reg. 10645; amended at 6 Ill. Reg. 357, effective December 23, 1981; amended at 6 Ill. Reg. 9648, effective July 21, 1982; amended at 7 Ill. Reg. 8815, effective July 15, 1983; amended at 8 Ill. Reg. 16796, effective August 30, 1984; amended at 9 Ill. Reg. 11620, effective July 16, 1985; peremptory amendments at 9 Ill. Reg. 14383, effective September 5, 1985; amended at 10 Ill. Reg. 15607, effective September 16, 1986; amended at 11 Ill. Reg. 9575, effective May 5, 1987; emergency amendments at 11 Ill. Reg. 15253, effective August 28, 1987, for a maximum of 150 days; emergency expired January 25, 1988; amended at 12 Ill. Reg. 12261, effective July 15, 1988; amended at 13 Ill. Reg. 12869, effective July 21, 1989; amended at 14 Ill. Reg. 11207, effective June 29, 1990; amended at 15 Ill. Reg. 10057, effective June 24, 1991; amended at 16 Ill. Reg. 11162, effective June 30, 1992; amended at 17 Ill. Reg. 10877, effective July 1, 1993; amended at 18 Ill. Reg. 9998, effective June 21, 1994; amended at 19 Ill. Reg. 10577, effective July 1, 1995; amended at 20 Ill. Reg. 10851, effective August 5, 1996; amended at 21 Ill. Reg. 9061, effective June 26, 1997; amended at 22 Ill. Reg. 14782, effective August 3, 1998; amended at 23 Ill. Reg. 9033, effective July 28, 1999; amended at 24 Ill. Reg. 8901, effective June 19, 2000; amended at 25 Ill. Reg. 11364, effective August 14, 2001; amended at 26 Ill. Reg. 13605, effective September 3, 2002; amended at 28 Ill. Reg. 12882, effective September 1, 2004; amended at 29 Ill. Reg. 9814, effective June 27, 2005; amended at 30 Ill. Reg. 12267, effective June 28, 2006; amended at 31 Ill. Reg. 9199, effective June 18, 2007; amended at 32 Ill. Reg. 10125, effective June 30, 2008; amended at 33 Ill. Reg. 9719, effective June 26, 2009; amended at 34 Ill. Reg. 12848, effective August 20, 2010; amended at 35 Ill. Reg. 13254, effective July 26, 2011; amended at 37 Ill. Reg. 20735, effective December 12, 2013; amended at 39 Ill. Reg. 11461, effective August 3, 2015; amended at 40 Ill. Reg. 10690, effective July 20, 2016.

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**Section 740.20 Regulations at Various Department-Owned or -Managed Sites**

- a) All the rules in 17 Ill. Adm. Code 510 apply in this Section, unless this Section is more restrictive. Violation of a site specific regulation is a petty offense (see 520 ILCS 5/2.20). Sites that require use of windshield cards by hunters as specified in 17 Ill. Adm. Code 510.10 are followed by (1).
- b) Woodcock, snipe and rail hunting; statewide regulations as provided for in this Part shall apply at the following areas (exceptions are in parentheses):

Alvah Borah State Habitat Area (1)

Anderson Lake Conservation Area (closed 7 days before duck season)

Big Bend State Fish and Wildlife Area

Big River State Forest (1)

Butterfield Trail State Recreation Area (1)

Cache River State Natural Area

Campbell Pond State Wildlife Management Area (1)

Cape Bend State Fish and Wildlife Area

Carlyle Lake Lands and Waters – Corps of Engineers managed lands

Carlyle Lake State Fish and Wildlife Area (sub-impoundment area closes 7 days prior to the start of the waterfowl season for the zone in which Carlyle Lake is located)

Chauncey Marsh State Natural Area (1)

Clinton Lake State Recreation Area (4:00 p.m. daily closing) (1)

Crawford County State Conservation Area (1)

Cypress Pond State Natural Area

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Deer Pond State Natural Area

Devil's Island State Wildlife Management Area

Dog Island State Wildlife Management Area [\(1\)](#)

Eldon Hazlet State Park (North of Allen Branch and west of Peppenhorst Branch only) [\(1\)](#)

Ferne Clyffe State Park

Ft. de Chartres State Historic Site (hunting with muzzleloading shotgun only)

Ft. Massac State Park [\(1\)](#)

Fox Ridge State Park (woodcock only; 4:00 p.m. daily closings) (1)

Giant City State Park

Green River State Wildlife Area (1)

Hamilton County State Conservation Area (statewide hours until rabbit season, then 8:00 a.m. to 4:00 p.m.) (1)

Harry "Babe" Woodyard State Natural Area (woodcock only; closes October 31) (1)

Hidden Springs State Forest (4:00 p.m. daily closing) (1)

Horseshoe Lake State Fish and Wildlife Area (public hunting area except controlled goose hunting area) (Alexander County)

Iroquois County State Wildlife Management Area (season closes the day before permit pheasant season; 4:00 p.m. daily closing; sign in/out required; closed to snipe hunting) (1)

Jim Edgar Panther Creek State Fish and Wildlife Area (hunters are

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restricted to the Open Units portion of the site during the controlled pheasant season, except those hunters who possess a valid free upland game permit (1)

Jubilee College State Park (season coincides with Jubilee Upland season, 17 Ill. Adm. Code 530.110)

Kaskaskia River State Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 7 days prior to waterfowl season; the defined Baldwin Lake Waterfowl Rest Area is closed)

Kickapoo State Recreation Area (woodcock only; 4:00 p.m. daily closing; closed during firearm deer season) (1)

Kinkaid Lake State Fish and Wildlife Area

Lake Shelbyville – Eagle Creek State Park (woodcock only; 4:00 p.m. daily closing; closes opening day of site's pheasant season) (1)

Marshall State Fish and Wildlife Area – All Units (open during teal and early goose season only) [\(1\)](#)

Meeker State Habitat Area (1)

Mermet Lake State Fish and Wildlife Area [\(1\)](#)

Middle Fork State Fish and Wildlife Area (woodcock only; 4:00 p.m. daily closing; closed during firearm deer season) (1)

Mississippi River State Fish and Waterfowl Management Area (Pools 25 and 26)

Mississippi River Pools 16, 17, and 18

Mississippi River Pools 21, 22 and 24

Moraine View State Park (woodcock only; 4:00 p.m. daily closing; season closes the day before site's controlled pheasant season) (1)

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Newton Lake State Fish and Wildlife Area (woodcock only; closed during firearm deer season) (1)

Oakford State Conservation Area

Peabody River King State Fish and Wildlife Area (West subunit only; woodcock only)

Pyramid State Park (1)

Pyramid State Park – Captain Unit (open to hunters with a free upland game permit, daily draw waterfowl permit and windshield card) (1)

Pyramid State Park – Denmark Unit (open to hunters with a free upland game permit, daily draw waterfowl permit and windshield card) (1)

Pyramid State Park – East Conant Unit (open to hunters with a free upland game permit, daily draw waterfowl permit and windshield card) (1)

Pyramid State Park – Galum Unit (1)

Ramsey Lake State Park (statewide hours until rabbit season begins; then 8:00 a.m. to 4:00 p.m.) [\(1\)](#)

Randolph County State Conservation Area (woodcock only)

Ray Norbut State Fish and Wildlife Area (1)

Red Hills State Park (1)

Rend Lake State Fish and Wildlife Area and Corps of Engineers managed areas of Rend Lake

Rice Lake State Wildlife Area (season open during teal season only; sunrise until 1:00 p.m.)

Sahara Woods State Fish and Wildlife Area (1)

Saline County State Fish and Wildlife Area (1)

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Sam Dale Lake State Fish and Wildlife Area (statewide hours until rabbit season, then 8:00 a.m. to 4:00 p.m.) (1)

Sam Parr State Fish and Wildlife Area (statewide hours until rabbit season, then 8:00 a.m. to 4:00 p.m.) (1)

Sand Ridge State Forest (During the controlled pheasant hunting season, hunters must abide by those portions of 17 Ill. Adm. Code 530.105 and 530.110 which pertain to Sand Ridge State Forest) (1)

Sanganis State Fish and Wildlife Area (1)

Shelbyville State Fish and Wildlife Area (4:00 p.m. daily closing) (1)

Sielbeck Forest State Natural Area (1)

Skinner Farm State Habitat Area

Snake Den Hollow State Fish and Wildlife Area/Victoria Pheasant Habitat Area (closes September 30) (1)

Spoon River State Forest (1)

Stephen A. Forbes State Recreation Area (statewide hours until rabbit season, then 8:00 a.m. to 4:00 p.m.) (1)

Ten Mile Creek State Fish and Wildlife Area (non-toxic shot only for woodcock hunting in waterfowl rest areas) (1)

Trail of Tears State Forest

Turkey Bluffs State Fish and Wildlife Area

Union County State Conservation Area (Firing Line Management Area only)

Washington County State Conservation Area (woodcock only)

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Weinberg-King State Park (1)

Weinberg-King State Park – Spunky Bottoms Unit (1)

Wildcat Hollow State Forest

Wise Ridge State Natural Area

- c) Woodcock, snipe and rail hunting permitted, exceptions as noted in parentheses. Hunters must obtain a permit from site office and permit must be in possession while hunting. Failure to report harvest by February 15 will result in loss of hunting privileges at that site for the following year.

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein,  
Chouteau Island Unit (permit required)

- d) Teal hunting; statewide regulations as provided for in this Part shall apply on the following sites, except no permanent blinds allowed except as authorized in 17 Ill. Adm. Code 590.15, 590.20, 590.40 and 590.50 (exceptions are in parentheses):

Anderson Lake State Fish and Wildlife Area

Cache River State Natural Area

Campbell Pond State Wildlife Management Area (1)

Cape Bend State Fish and Wildlife Area

Carlyle Lake Lands and Waters – Corps of Engineers managed lands  
(waters of Peppenhorst Branch and Allen Branch north of the buoys only)

Carlyle Lake State Fish and Wildlife Area

Chain O'Lakes State Park (hunting is allowed only from numbered blind sites; the blinds need not be completed)

Chauncey Marsh State Natural Area (1)

Clinton Lake State Recreation Area (hunting in waterfowl areas East of

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Parnell Bridge and North of Route 54 only)

Coffeen Lake State Fish and Wildlife Area (hunters must sign in prior to hunting and sign out reporting harvest at the end of each day; hunting from staked sites only; no permanent blinds; hunting by boat access only; no cutting vegetation on site; hunting north of North 6<sup>th</sup> Avenue only; four hunters per blind site; no fishing north of North 6<sup>th</sup> Avenue during this season; shooting hours from legal opening to 9:00 a.m.; all hunters must be signed out by 10:00 a.m.)

Cypress Pond State Natural Area

Deer Pond State Natural Area

Des Plaines State Conservation Area (hunting is allowed only from numbered blind sites; the blinds need not be completed) [\(1\)](#)

Devil's Island State Wildlife Management Area

Dog Island State Wildlife Management Area (1)

Eldon Hazlet State Park – North Allen Branch Waterfowl Management Area [\(1\)](#)

[Embarras River Bottoms State Habitat Area \(1\)](#)

Ft. de Chartres State Historic Site (hunting is allowed from anchored, portable boat blinds only)

Horseshoe Lake State Fish and Wildlife Area – Public Hunting Area (Alexander County)

Horseshoe Lake State Park (Madison County) (hunting is allowed only from numbered blind sites; blind builders must claim their blinds ½ hour before shooting time each day or blind is open to the public; blinds need not be completed; hunters must sign in at the Main Office prior to hunting and sign out to report harvest after the hunt)

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein,

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Chouteau Island Unit (permit required)

Kaskaskia River State Fish and Wildlife Area (the defined Baldwin Lake Waterfowl Rest Area is closed)

Lake Shelbyville – Corps of Engineers Managed Lands and Waters

Lake Sinnissippi State Fish and Wildlife Area (hunting is allowed only from numbered blind sites; blind builders must claim their blinds ½ hour before shooting time each day or blind is open to the public; blinds need not be completed)

Marshall State Fish and Wildlife Area – all management units (1)

Meredosia Lake

Mississippi River State Fish and Waterfowl Management Area (Mississippi River Pools 25 and 26) (blind builders must claim their blinds ½ hour before shooting time or the blind is open for that day's hunt; no hunting allowed in the designated Batchtown waterfowl rest area, Crull Hollow waterfowl rest area and Godar waterfowl rest area)

Mississippi River Pools 16, 17 and 18

Mississippi River Pools 21, 22 and 24

Oakford State Conservation Area

Pyramid State Park – Captain Unit (hunting not allowed in Captain Unit waterfowl rest area) (1)

Pyramid State Park – Denmark Unit (hunting not allowed in Denmark Unit waterfowl rest area) (1)

Pyramid State Park – East Conant Unit (1)

Pyramid State Park – Galum Unit (1)

Ray Norbut State Fish and Wildlife Area (1)

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Rend Lake State Fish and Wildlife Area and Corps of Engineers managed areas of Rend Lake (no trespassing or hunting allowed on Rend Lake Refuge during teal or early Canada goose seasons)

Rice Lake State Fish and Wildlife Area (check in and check out required; sunrise until 1:00 p.m.)

Saline County State Fish and Wildlife Area (1)

Sam Dale Lake State Conservation Area (1)

Sand Ridge State Forest (1)

Sanganois State Fish and Wildlife Area (1)

Shelbyville State Fish and Wildlife Area (1)

Snake Den Hollow State Fish and Wildlife Area/Victoria Pheasant Habitat Area

Stephen A. Forbes State Recreation Area (walk-in hunting in the subimpoundment only) (1)

Ten Mile Creek State Fish and Wildlife Area (1)

Turkey Bluffs State Fish and Wildlife Area

Union County State Fish and Wildlife Area (Controlled Hunting Area and Firing Line Unit only)

Weinberg-King State Park – Spunky Bottoms Unit (1)

Wise Ridge State Natural Area

Woodford State Fish and Wildlife Area (1)

e) Crow Hunting

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- 1) Statewide regulations as provided for in this Part shall apply at the following sites (season dates in parentheses):
  - Alvah Borah State Habitat Area (1)
  - Anderson Lake State Conservation Area
  - Big Bend State Fish and Wildlife Area
  - Big River State Forest (1)
  - Giant City State Park (January 1 through the statewide closing; hunters must sign in and out reporting harvest at the hunter check station)
  - Green River State Wildlife Area (January 1 through statewide closing) (1)
  - Hamilton County State Fish and Wildlife Area (1)
  - Jim Edgar Panther Creek State Fish and Wildlife Area (East and West Open Units) (1)
  - Mississippi River Pools 16, 17, 18
  - Mississippi River State Fish and Wildlife Area (Pools 25 and 26)
  - Pyramid State Park (1)
  - Pyramid State Park – Captain Unit (no hunting in waterfowl rest area) (1)
  - Pyramid State Park – Denmark Unit (no hunting in waterfowl rest area) (1)
  - Pyramid State Park – East Conant Unit (1)
  - Pyramid State Park – Galum Unit (1)

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Ray Norbut State Fish and Wildlife Area (1)

Rend Lake State Fish and Wildlife Area and Corps of Engineers managed areas of Rend Lake

Sam Dale Lake State Conservation Area (1)

Sand Ridge State Forest (1)

Sanganois State Fish and Wildlife Area (day after Canada goose season closes through statewide closing; nontoxic shot only (1))

Shelbyville State Fish and Wildlife Area [\(1\)](#)

Spoon River State Forest (1)

Stephen A. Forbes State Recreation Area (1)

Ten Mile Creek State Fish and Wildlife Area (non-toxic shot only for crow hunting in waterfowl rest areas) (1)

Weinberg-King State Park – Spunky Bottoms Unit (1)

Wise Ridge State Natural Area

- 2) Crow hunting permitted, exceptions as noted in parentheses. Hunters must obtain a permit from site office and permit must be in possession while hunting. Failure to report harvest by March 15 will result in loss of hunting privileges at that site for the following year:

Horseshoe Lake State Park (Madison County) (February 1-28)

Horseshoe Lake State Park (Madison County) – Gabaret, Mosenthein, Chouteau Island Unit

- 3) All hunters must make a reasonable effort to retrieve downed birds. All crows must be removed from the site by the hunter.

(Source: Amended at 40 Ill. Reg. 10690, effective July 20, 2016)

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- 1) Heading of the Part: Illinois Vital Records Code
- 2) Code Citation: 77 Ill. Adm. Code 500
- 3) Section Number: 500.50                      Adopted Action:  
Amendment
- 4) Statutory Authority: Vital Records Act [410 ILCS 535], Adoption Act [750 ILCS 50], and Jane Doe II v. Lumpkin, United States District Court, Central District of Illinois, Case No. 89-1224
- 5) Effective Date of Rule: July 21, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rule, including any material incorporated by reference, is on file in the Agency's principal office and is available for public inspection.
- 9) Notice of Proposed published in the *Illinois Register*: 40 Ill. Reg. 5172; March 25, 2016
- 10) Has JCAR issued a State of Objection to this rulemaking? No
- 11) Differences between proposal and Final Version: No changes were made as a result of public comment. In response to a suggestion from JCAR, in Section 500.50(d)(1), the Department added language to read that a permit must be signed prior to the disposition of the body when a death is subject to investigation by either a coroner or medical examiner. In addition, various typographical, grammatical, and form changes were made in response to the comments from JCAR.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? Yes
- 14) Are there any rulemakings pending on this Part? No

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- 15) Summary and Purpose of Rulemaking: This rulemaking implements PA 99-262, effective January 1, 2016, which allows for the temporary removal of a dead human body for organ and/or tissue donation purposes.
- 16) Information and questions regarding this adopted rule shall be directed to:

Elizabeth Paton  
Assistant General Counsel  
Division of Legal Services  
Illinois Department of Public Health  
535 W. Jefferson St., 5th floor  
Springfield IL 62761

217/782-2043  
e-mail: [dph.rules@illinois.gov](mailto:dph.rules@illinois.gov)

The full text of the Adopted Amendment begins on the next page:

## DEPARTMENT OF PUBLIC HEALTH

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TITLE 77: PUBLIC HEALTH  
 CHAPTER I: DEPARTMENT OF PUBLIC HEALTH  
 SUBCHAPTER e: VITAL RECORDS

PART 500  
 ILLINOIS VITAL RECORDS CODE

## Section

500.10	Definitions
500.15	Referenced Materials
500.20	Access to Vital Records
500.25	Gestational Surrogacy Births
500.30	Delayed Records of Birth
500.40	Amendments, Additions or Corrections to Vital Records
500.43	Amendments to Birth Records Following Gender Re-assignment
500.45	New Certificates of Birth
500.47	Illinois Adoption Registry and Information Exchange
500.50	Transportation and Disposition of Dead Human Body
500.60	Court Order to Restore Original Certificate of Birth
500.70	Availability of Medical and Health Information
500.80	Appointment and Removal of Local Registrars
500.90	Social Security Numbers of the Mother and Father of an Infant
500.APPENDIX A Birth Records	
500.ILLUSTRATION A	Certificate of Live Birth
500.ILLUSTRATION B	Information For Medical and Health Use Only
500.ILLUSTRATION C	Record of a Foreign Birth
500.ILLUSTRATION D	Certificate of Birth – Foundling Child
500.ILLUSTRATION E	Application for Search of Birth Record Files
500.ILLUSTRATION F	Application for Correction of a Birth Certificate
500.APPENDIX B Delayed Birth Records	
500.ILLUSTRATION A	Instructions for Filing a Delayed Record of Birth for a Child Age One to Seven Years
500.ILLUSTRATION B	Delayed Record of Birth
500.ILLUSTRATION C	Filing a Delayed Record of Birth After the Seventh Birthday
500.ILLUSTRATION D	Application for Delayed Record of Birth
500.ILLUSTRATION E	Delayed Record of Birth (Registered After Seventh Birthday)

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500.ILLUSTRATION F	Affidavit in Support of an Application for a Delayed Registration of Birth
500.APPENDIX C	Marriage Application and Record
500.APPENDIX D	Certificate of Dissolution, Invalidity of Marriage or Legal Separation
500.APPENDIX E	Adoption Records
500.ILLUSTRATION A	Certificate of Adoption
500.ILLUSTRATION B	Information Concerning Adoptive Parents
500.ILLUSTRATION C	Information Concerning Parents
500.ILLUSTRATION D	Instructions for Adoption Registry Forms
500.ILLUSTRATION E	Birth Parent Registration Identification Form
500.ILLUSTRATION F	Instructions for Adoptee Registration (Repealed)
500.ILLUSTRATION G	Adopted Person Registration Identification Form
500.ILLUSTRATION H	Information Exchange Authorization Form
500.ILLUSTRATION I	Denial of Information Exchange Form
500.ILLUSTRATION J	Instructions for Applying for a New Birth Certificate for a Legitimated Child
500.ILLUSTRATION K	Surrendered Person Registration Identification Form
500.ILLUSTRATION L	Non-surrendered Birth Sibling Registration
500.ILLUSTRATION M	Adoptive Parent Registration Identification Form
500.ILLUSTRATION N	Legal Guardian Registration Identification Form
500.ILLUSTRATION O	Adoption Registry Application Form
500.ILLUSTRATION P	Medical Questionnaire Form
500.APPENDIX F	Death Records
500.ILLUSTRATION A	Certificate of Fetal Death
500.ILLUSTRATION B	Medical Examiner's – Coroner's Certificate of Death
500.ILLUSTRATION C	Medical Certificate of Death
500.ILLUSTRATION D	Application for Search of Death Record Files
500.ILLUSTRATION E	Corrected Cause of Death Certification
500.ILLUSTRATION F	Application for Correction of a Death Certificate
500.APPENDIX G	Death Records
500.ILLUSTRATION A	Report of Death
500.ILLUSTRATION B	Necropsy (NEC)1
500.ILLUSTRATION C	Permit for Disposition of Dead Human Body
500.ILLUSTRATION D	Coroner's or Medical Examiner's Permit to Cremate a Dead Human Body
500.ILLUSTRATION E	Application for Disinterment – Reinterment Permit
500.APPENDIX H	Affidavits
500.ILLUSTRATION A	Affidavit by Mother
500.ILLUSTRATION B	Affidavit by Father

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500.ILLUSTRATION C	Affidavit and Certificate of Correction
500.ILLUSTRATION D	Abstract of a Record
500.APPENDIX I	Subregistrar's Appointment Blank

**AUTHORITY:** Implementing and authorized by the Vital Records Act [410 ILCS 535], Adoption Act [750 ILCS 50], and *Jane Doe II v. Lumpkin*, United States District Court, Central District of Illinois, Case No. 89-1224.

**SOURCE:** Amended April 7, 1976, effective May 1, 1976; amended at 6 Ill. Reg. 3880, effective March 29, 1982; codified at 8 Ill. Reg. 8917; emergency amendment at 15 Ill. Reg. 3593, effective February 20, 1991, for a maximum of 150 days; emergency expired July 22, 1991; amended at 15 Ill. Reg. 11706, effective August 1, 1991; emergency amendment at 24 Ill. Reg. 3885, effective February 25, 2000, for a maximum of 150 days; emergency expired July 24, 2000; amended at 24 Ill. Reg. 11882, effective July 26, 2000; amended at 35 Ill. Reg. 16682, effective October 3, 2011; amended at 37 Ill. Reg. 12555, effective July 19, 2013; amended at 37 Ill. Reg. 14983, effective August 28, 2013; emergency amendment at 40 Ill. Reg. 5217, effective March 10, 2016, for a maximum of 150 days; amended at 40 Ill. Reg. 10704, effective July 21, 2016.

**Section 500.50 Transportation and Disposition of Dead Human Body**

- a) A local registrar may issue a Permit for Disposition of Dead Human Body to a funeral director authorizing a hospital to incinerate a dead fetus (a product of gestation of 20 or more weeks) or the body of an infant who dies immediately after birth and prior to release from the hospital. This permit may be issued only by a local registrar to a funeral director upon the filing of the appropriate death or fetal death certificate.~~to a funeral director or person acting as a funeral director and only upon the presentation of a completed Certificate of Death (infant death) or Fetal Death.~~
- b) A local registrar may issue a Permit for Disposition of Dead Human Body authorizing the parents of a dead fetus or deceased infant to bury the body in a private burial plot, if requested by a funeral director ~~or person acting as a funeral director~~. This permit may be issued only to the funeral director and only upon the presentation of a completed Certificate of Death or Fetal Death.
- c) A Permit for Disposition of a Dead Human Body authorizing disinterment is required prior to the disinterment of a dead human body or fetus. The same permit may also authorize transportation of the body by common carrier, if

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desired. The permit shall be issued by the local registrar of the Local Registration District in which the disinterment is to be made and shall be issued only to a funeral director ~~or person acting as a funeral director~~. The application for disinterment (VR207) shall be signed by the surviving spouse of the decedent or, if none, a surviving adult child of the decedent or, if no surviving spouse or adult children, then a parent or sibling of the decedent. If the surviving spouse, surviving adult child, adult children, or a parent or adult sibling of the decedent does not consent, a court order will be required. If the applicant is a surviving adult child and there is no surviving spouse, all other surviving adult children, except for the applicant, must either sign the application for disinterment or be notified by Certified U.S. Mail prior to the issuance of the permit for disinterment, next of kin (if known). If the next of kin is unknown, the VR207 permit shall be signed by the party contracting with the funeral director for the disinterment. Investigations conducted by the coroner, medical examiner, state's attorney or any other related law enforcement official do not require the signature or approval from the next of kin, and the application for disinterment VR207 should be signed by the coroner, medical examiner, state's attorney or other related law enforcement official, or by order of the Illinois Circuit Court, appropriate official, or by order of a court. If ~~multiple several~~ bodies or an entire cemetery is to be disinterred, the local registrar may issue ~~to a funeral director~~ a single Permit for Disposition of Dead Human Body to a funeral director, to which a complete list, as far as possible, of the identity of all the bodies is to be attached. The Permit for Disposition of Dead Human Body authorizing disinterment shall also show the final disposition of the body or bodies. If the disinterred remains are to be cremated, the medical examiner or coroner in the county of disinterment shall have the authority to issue a cremation permit.

- 1) Disinterred human remains shall not be transported within the State unless accompanied by a Permit for Disposition of Dead Human Body. The transportation of disinterred remains by common carrier or by private conveyance is subject to the ~~same~~ requirements of subsections (e)(1) through (65) that apply to any dead human body. ~~The~~ However, ~~the~~ remains of repatriated U.S. war dead may be transported within Illinois on the basis of the burial-transit permit issued at the point of origin. ~~The~~ This permit shall be exchanged for an Illinois Permit for Disposition of Dead Human Body prior to interment or cremation in Illinois (see subsection (d)(6)).

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- 2) Disinterred human remains shall not be reinterred within the State except as authorized by a Permit for Disposition of Dead Human Body.
- d) Disposition of Dead Human Body
- 1) A dead human body shall not be interred in a grave, vault or tomb, except as authorized by a Permit for Disposition of Dead Human Body ~~issued by the local registrar of the District in which the death occurred, if the death occurred in Cook County.~~ If the death occurred in the State of Illinois and burial is also in this State ~~a county other than Cook County~~, the funeral director may issue the permit. When the body is being shipped out of State for disposition or may be issued by the funeral director, except when the death was subject to investigation by the medical examiner or coroner, in which case the permit must be signed prior to the disposition of the body by the local registrar of the district where the death occurred. A dead human body shall not be surrendered to a physician, surgeon, medical college or school or other institution or school of mortuary science and later cremated, except as authorized by a Permit for Disposition of Dead Human Body issued by the local registrar of the district in which the death occurred. This permit shall be issued to an Illinois licensed funeral director ~~or person acting as a funeral director~~, upon presentation of a completed Certificate of Death or Certificate of Fetal Death.
  - 2) A dead human body being shipped out of State for disposition, or whose death was subject to the coroner's or medical examiner's investigation, shall not be disposed of ~~in Cook County~~, except as authorized by ~~a Permit for Disposition of Dead Human Body issued by the local registrar of the district in which the death occurred or, in counties other than Cook,~~ the signing of Part II of the Report of Death (VR 205) by the local registrar of the district in which the death occurred. If disposition of any dead human remains is by cremation, the local registrar shall not ~~sign the~~ issue a permit, unless presented with a duly executed Coroner's or Medical Examiner's Permit to Cremate a Dead Human Body.
  - 3) No Permit for Disposition of Dead Human Body is required for the disposition of ashes from cremation, unless the ashes are to be buried in a cemetery. In that case, any local registrar or any funeral director may issue the permit.

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- 4) No Permit for Disposition of Dead Human Body is required for the disposal of a part of a living human body, such as an amputated arm or leg, except when the part is to be interred in a cemetery. In that case, upon being requested to do so, the local registrar of the registration district where the cemetery is located shall issue a Permit for Disposition of Dead Human Body. The permit shall be issued upon receipt of a letter from the institution that performed the amputation or is in custody of the amputated part or parts.
- 5) A dead fetus resulting from a fetal death is considered to be a dead human body, and its transportation and disposition are subject to this Part. However, if the dead fetus was delivered before the 20<sup>th</sup> week of gestation, a Permit for Disposition of Dead Human Body is not required unless interment of the remains is to be made in a cemetery. In that case, if the fetal death was not subject to a coroner's investigation, any funeral director can issue the permit. If the fetal death was subject to a coroner's investigation, the local registrar of the district where death occurred shall sign the permit.
- 6) A permit for a group burial or group cremation (when the manner of death is "Natural") for fetuses under 20 weeks gestation may be issued without the completion and filing of a fetal death certificate.
  - A) In the case of group burial, when the fetal death is under 20 weeks gestation and not subject to ~~coroner's or medical examiner's~~ coroner's or medical examiner's jurisdiction, a ~~burial or transit~~ burial/transit permit can be issued by any ~~Illinois licensed~~ Illinois licensed funeral director ~~or person acting as a funeral director~~ without a fetal death certificate.
  - B) In the case of group cremation, when the fetal death is under 20 weeks gestation and not subject to ~~coroner's or medical examiner's~~ coroner's or medical examiner's jurisdiction, hospital personnel will provide copies of the signed Fetal Death Disposition-Notification Form for each fetus to ~~an Illinois licensed~~ an Illinois licensed funeral director ~~or person acting as a funeral director~~, to be presented to the coroner ~~or~~ or medical examiner in the county where the fetal death occurred. The ~~coroner or medical examiner~~ coroner or medical examiner will issue one cremation

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permit for all fetuses or individual cremation permits for each fetus in the group cremation. Upon receipt of the authorized cremation permit or permits, any ~~Illinois licensed~~ funeral director ~~or person acting as a funeral director~~ will then issue the Permit for Disposition of Dead Human Body (VR 205). The funeral director ~~or person acting as the funeral director~~ will provide the VR 205 and the authorized cremation permit to the local registrar in the registration district where the fetal death occurred. The local registrar shall sign the ~~Permit for Disposition of Dead Human Body~~ (VR 205).

- C) In any case that the ~~coroner or medical examiner~~~~coroner/medical examiner~~ deems necessary to investigate and to certify the cause of death, a ~~Fetal Death Certificate~~~~fetal death certificate~~ shall be completed and filed irrespective of the fetus' weeks of gestation.
- 7) A permit for Disposition of Dead Human Body authorizing the disposition of the remains of the repatriated U.S. war dead shall be issued to the receiving funeral director by the local registrar of the district in which the body is to be interred or cremated. ~~The~~This Permit for Disposition of Dead Human body shall be issued in exchange for the burial-transit papers accompanying the body.
- e) Transportation of Dead Human Body
- ~~1)~~ ~~No dead human body from Cook County may be transported within the State of Illinois except as authorized by a Permit for Disposition of Dead Human Body issued by the appropriate local or sub-registrar of vital records, to an Illinois licensed funeral director or a person acting in his/her behalf. During the first 72 hours after death, the funeral director may move a dead body that is not subject to the Medical Examiner's investigation from the place of death to a mortuary in this State without first having obtained a Permit for Disposition of Dead Human body.~~
- ~~12)~~ When a death occurs in Illinois, ~~during~~~~outside of Cook County~~, ~~no dead human body may be transported within the State of Illinois until a Report of Death has been filed with the local registrar of the district where the death occurred.~~ During the first 24 hours after notification of the death, the funeral director ~~or person acting as a funeral director~~ may move a dead

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body that is not subject to a coroner's investigation from the place of death to a mortuary in the State without first having obtained a Permit for Disposition of Dead Human Body. ~~In this case, the Report of Death shall be mailed or otherwise filed within 24 hours after death.~~

- ~~23~~) No dead human body may be transported into the State of Illinois, unless it is accompanied by a burial-transit permit properly issued in accordance with the laws of the state from which the body was transported, showing that all precautions required by the State of Illinois have been observed. The burial-transit permit is sufficient authority also for interment or cremation of the body in Illinois, provided that the permit specifies the place and type of disposition, except in municipalities where local ordinance requires the issuance of a local permit prior to disposition, and except for repatriated U.S. war dead ~~(see Section 500.50(d)(6)).~~
- 34) No dead human body shall be transported by common carrier in Illinois, unless accompanied by a Permit for Disposition of Dead Human Body issued by a local registrar of this State. In the case of a body shipped from another state, the body shall be accompanied by a transit or burial-transit permit issued in accordance with the laws of the state from which the body is shipped.
- 45) No dead human body shall be transported from Illinois to a point outside this State unless the body has been prepared in accordance with the laws and regulations of the states through which and to which transportation is made.
- 56) Presumptive records of death prepared upon the order of a court of competent jurisdiction shall show, as the date of death, the date the order was entered by the court, unless otherwise specified in the order.
- 6) No permit for transportation signed by the local registrar is required prior to transporting a dead human body out of the State of Illinois, at the direction of a federally designated organ procurement organization, for the purpose of organ or tissue donation. The dead human body being transported for the purpose of organ or tissue donation shall be accompanied by a self-issued VR 206 permit. The VR 206 permit shall be completed by an Illinois-licensed funeral director and embalmer or an Illinois-licensed funeral director and shall serve as notification to the

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county medical examiner or coroner of the jurisdiction or county in which the death occurred that the dead human body is being transported out of Illinois for a period not to exceed 36 hours. This subsection (e)(6) applies only to instances in which the dead human body is to be returned to Illinois prior to disposition. (Section 7 of the Act)

- f) Upon the death of a person who had or is suspected of having an infectious or communicable disease or who was known to be a carrier or known to be sub-clinically infected with a disease that could be transmitted through contact with the person's body or bodily fluids, the body shall be labeled "Infectious Hazard", or with an equivalent term to inform persons having subsequent contact with the body, including any funeral director or embalmer.
- 1) The label shall be prominently displayed on and affixed to the outer wrapping or covering of the body if the body is wrapped or covered in any manner.
  - 2) Responsibility for labeling shall lie with the attending physician or coroner who certifies death or, if the death occurs in a health care facility, with the staff member designated by the administrator of the facility.

(Source: Amended at 40 Ill. Reg. 10704, effective July 21, 2016)

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- 1) Heading of the Part: College Immunization Code
- 2) Code Citation: 77 Ill. Adm. Code 694
- 3) 

<u>Section Numbers</u> :	<u>Adopted Actions</u> :
694.10	Repealed
694.20	Amendment
694.30	New Section
694.100	Amendment
694.110	Amendment
694.200	Amendment
694.APPENDIX C	Amendment
- 4) Statutory Authority: College Student Immunization Act [110 ILCS 20]
- 5) Effective Date of Rules: July 21, 2016
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? Yes
- 8) A copy of the adopted rules, including any material incorporated by reference, is on file in the Agency's principal office and is available for public inspection.
- 9) Notice of Proposed published in the *Illinois Register*: 40 Ill. Reg. 3460; March 4, 2016
- 10) Has JCAR issued a State of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: In response to public comment, the Department amended Section 694.110(b) and (c) to indicate that an institution shall keep lists of students who have submitted a medical or religious exemption rather than those who are granted an exemption. The Department also amended Section 694.100(a)(5) to change the age requirement to those newly admitted students under the age of 22 years. The Department also amended Section 694.110(a)(1) to clarify that the last dose of vaccine may be DTP, DTaP, Dt, Td, or Tdap.

After further discussion and consultation with JCAR, Section 694.110(b) and (c) was further amended to revert back to the language as initially proposed by the Department to indicate that an institution shall keep lists of students who have been granted a medical or

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religious exemption. In addition, various typographical, grammatical, and form changes were made in response to the comments from JCAR.

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This rulemaking changes the vaccination requirements for incoming college students at Illinois higher education institutions. Specifically, the rulemaking adds a vaccination requirement for meningococcal disease (one dose of meningococcal vaccine on or after 16th birthday) and for pertussis (students must have received at least one dose of Tdap within previous 10 years) and requires college students to show proof of receipt of two doses of rubella, mumps-containing vaccines. The vaccination requirements take effect beginning with the 2016-17 Fall term. The amendments also align Illinois college vaccination requirements with current accepted clinical practices as recommended by the Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices (ACIP), the American Academy of Pediatrics (AAP) and the Academy of Family Physicians (AFP).
- 16) Information and questions regarding these adopted rules shall be directed to:

Elizabeth Paton  
Assistant General Counsel  
Division of Legal Services  
Illinois Department of Public Health  
535 W. Jefferson St., 5th floor  
Springfield IL 62761

217/782-2043  
e-mail: [dph.rules@illinois.gov](mailto:dph.rules@illinois.gov)

The full text of the Adopted Amendments begin on the next page:

## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF ADOPTED AMENDMENTS

TITLE 77: PUBLIC HEALTH  
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH  
SUBCHAPTER k: COMMUNICABLE DISEASE CONTROL AND IMMUNIZATIONSPART 694  
COLLEGE IMMUNIZATION CODE

## SUBPART A: GENERAL PROVISIONS

Section	
694.10	Purpose ( <a href="#">Repealed</a> )
694.20	Definitions
<a href="#">694.30</a>	<a href="#">Referenced Materials</a>

## SUBPART B: IMMUNIZATION REQUIREMENTS

Section	
694.100	Proof of Immunity
694.110	Record Keeping
694.120	Completion and Submission of the Summary Report

## SUBPART C: EXEMPTIONS

Section	
694.200	Medical Exemption
694.210	Religious Exemption
694.220	Classification Exemption

<a href="#">694.APPENDIX A</a>	Certificate of Immunity Form (Repealed)
<a href="#">694.APPENDIX B</a>	Summary Report of the Immunization Status of College/University Students (Repealed)
<a href="#">694.APPENDIX C</a>	Required Elements of Health Record

AUTHORITY: Implementing and authorized by the College Student Immunization Act [110 ILCS 20].

SOURCE: Adopted at 14 Ill. Reg. 1609, effective January 19, 1990; emergency amendment at 14 Ill. Reg. 5882, effective March 30, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14551, effective August 27, 1990; amended at 16 Ill. Reg. 5916, effective March 31, 1992;

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amended at 17 Ill. Reg. 2306, effective February 11, 1993; amended at 19 Ill. Reg. 3584, effective February 10, 1996; amended at 26 Ill. Reg. 10784, effective July 1, 2002; amended at 40 Ill. Reg. 10715, effective July 21, 2016.

## SUBPART A: GENERAL PROVISIONS

**Section 694.10 Purpose (Repealed)**

~~The purpose of immunization requirements for public and private colleges and universities is to prevent the introduction and spread of vaccine preventable diseases among students and the secondary spread of such diseases into the surrounding community. This Part specifies the circumstances under which proof of immunization shall be required for enrollment in a public or private college or university.~~

(Source: Repealed at 40 Ill. Reg. 10715, effective July 21, 2016)

**Section 694.20 Definitions**

"Act" means the College Student Immunization Act ~~[110 ILCS 20]~~.

"Advanced practice nurse" means a person who is licensed as an advanced practice nurse under the Nurse Practice Act.

"Certificate of immunity" means a form acceptable to a post-secondary educational institution signed by a health care provider who has administered an immunizing agent to a student (or has reviewed health records evidencing such administration), specifying the vaccine administered and the date of administration.

*"Department" means the Illinois Department of Public Health. (Section 1(a) of the Act)*

"Designated recordkeeping office" means the office designated by a post-secondary educational institution as responsible for maintaining student immunization records. In institutions with health services, that office shall be the designated office of record.

"Enroll" means the student is a bona fide member of the post-secondary educational institution's student body receiving academic credit for on-campus

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instruction.

"Health care provider" means a physician licensed to practice medicine in all of its branches (M.D. or D.O.), [advanced practice nurse](#), [physician assistant](#), [pharmacist](#), local health authority, registered nurse employed by a school, college or university, or a Department recognized vaccine provider.

["Pharmacist" means a person who is licensed to practice pharmacy under the Pharmacy Practice Act.](#)

"Physician" means a physician licensed to practice medicine in all of its branches (M.D. or D.O.).

["Physician assistant" means a person who is licensed as a physician assistant under the Physician Assistant Practice Act of 1987.](#)

*"Post-secondary educational institution" means a public or private college or university offering degrees and instruction above the high school level, and shall include, but not be limited to,*

*Any and all private colleges and universities; the University of Illinois; Southern Illinois University; Chicago State University; Eastern Illinois University; Governors State University; Illinois State University; Northeastern Illinois University; Northern Illinois University; Western Illinois University; and any other public university now or hereafter established or authorized by the General Assembly; except that a post-secondary educational institution does not mean or include any public college or university that does not provide on-campus housing for its students in dormitories or equivalent facilities that are owned, operated, and maintained by the public college or university.*

*The term shall not include any public or private junior or community college (i.e., any public or private degree-granting institution at which the highest degree offered is an associate degree or an undergraduate certificate of two years or less), or any post-secondary educational institution at which the highest award offered is a diploma or certificate of two years or less, or any institution offering degrees and instruction which utilizes correspondence as its primary mode of student instruction. (Section 1(b) of the Act)*

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"Proof of immunity" means evidence of appropriate immunization, ~~physician diagnosed disease~~, or laboratory evidence of ~~immunity~~~~immunization~~ documented in writing by a health care provider in accordance with the requirements of this Part. Laboratory evidence applies to measles, mumps and rubella only. The content of the immunization record form ~~used~~~~utilized~~ by an institution shall include, as a minimum, the basic elements listed in Appendix C.

"Student health record" means a record containing the immunization status of a student relating to the vaccine-preventable diseases covered by this Part. The content of the immunization record form ~~used~~~~utilized~~ by an institution shall include, as a minimum, the basic elements listed in Appendix C.

"Summary report" means a form developed by the Department for gathering statistical information on the number of students enrolled at a post-secondary educational institution, the number with proof of immunity, the number with medical or religious exemptions, and the number without proof of immunity or such exemptions.

"Term" means any period of on-campus instruction offered by a post-secondary educational institution. Students enrolling for the first time during a special term of less than the traditional duration (Summer Session, Interim, Intersession, etc.) may be permitted to enroll in an immediate following term of traditional length before providing proof of immunity in accordance with this Part.

(Source: Amended at 40 Ill. Reg. 10715, effective July 21, 2016)

### Section 694.30 Referenced Materials

The following materials are referenced in this Part:

- a) Nurse Practice Act [225 ILCS 65]
- b) Pharmacy Practice Act [225 ILCS 85]
- c) Physician Assistant Practice Act of 1987 [225 ILCS 95]
- d) Family Educational Rights and Privacy Act of 1974 (20 USC 1232g) and 34 CFR 99.36.

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(Source: Added at 40 Ill. Reg. 10715, effective July 21, 2016)

## SUBPART B: IMMUNIZATION REQUIREMENTS

**Section 694.100 Proof of Immunity**

- a) Beginning with the Fall term 2016-2017, students who enroll at a post-secondary educational institution shall present to the designated recordkeeping office proof of immunity evidencing the following immunizations:
- 1) Diphtheria, Tetanus, Pertussis
    - ~~A)~~ ~~Students not considered international students, pursuant to subsection (b), are required to provide proof of at least one dose of Tetanus and Diphtheria (Td) vaccine having been received within 10 years of the term of current enrollment. (It is recommended that the student provide dates of at least 2 previous doses of any combination of Diphtheria, Tetanus, and Pertussis (DTP or DTaP), pediatric Diphtheria and Tetanus (DT) or adult Tetanus and Diphtheria (Td) vaccine.)~~
    - ~~AB)~~ ~~Students shall~~International students are required to provide dates of any combination of three or more doses of Diphtheria, Tetanus, and Pertussis containing vaccine. One dose must be Tdap vaccine. The last dose of vaccine (DTP, DTaP, DT, Td, or Tdap) must have been(DTP or DTaP), pediatric Diphtheria and Tetanus (DT) or adult Tetanus and Diphtheria (Td) vaccine, with the most recent dose having been received within 10 years prior to the term of current enrollment.
    - ~~BC)~~ The minimum time interval between the first and second dose must have been at least four~~4~~ weeks (28 days), with the third dose having been received at least six~~6~~ months after the second or last dose of the basic series.
    - ~~CD)~~ Receipt of Tetanus Toxoid (T.T.) vaccine is not acceptable in fulfilling this requirement.

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- 2) Measles
- A) Students ~~shall~~must provide documentation of receipt of ~~two~~2 doses of live measles virus vaccine on or after the first birthday. The minimum time interval between each dose must have been at least ~~four~~4 weeks (28 days). If either dose was received prior to 1968, proof must be provided that a live virus vaccine, without gamma globulin, was administered.
- ~~B) Those students attending a post-secondary educational institution prior to the Fall 1990 term, who have had at least one dose of live measles virus vaccine on or after the first birthday, may be considered protected and in compliance.~~
- ~~BE) Students who cannot provide proof of immunization may provide laboratory (serologic) evidence of measles immunity; ~~or a physician's signed confirmation of disease history and date of conclusive diagnosis. A diagnosis of measles disease made by a physician on or after July 1, 2002 must be confirmed by laboratory evidence.~~~~
- 3) Rubella
- A) ~~Students shall provide documentation of receipt of two doses of live rubella virus vaccine on or after the first birthday. The minimum time interval between each dose must have been at least four weeks (28 days). Immunization with rubella vaccine on or after the first birthday;~~
- B) ~~Students who cannot provide proof of immunization may provide laboratory~~Laboratory (serologic) evidence of rubella immunity;~~;~~or
- ~~C) History of disease is not acceptable as proof of immunity.~~
- 4) Mumps
- A) Students shall provide documentation of receipt of two doses of live mumps virus vaccine on or after the first birthday. The minimum time interval between each dose must have been at least

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~~four weeks (28 days). Immunization with live mumps vaccine on or after the first birthday; or~~

~~B) A physician's signed confirmation of disease history and date of conclusive diagnosis; or~~

~~BC) Students who cannot provide proof of immunization may provide laboratory Laboratory (serologic) evidence of mumps immunity.~~

~~5) Meningococcal vaccine. Beginning Fall term 2016-2017, all new admissions under the age of 22 shall show proof of having at least one dose of meningococcal conjugate vaccine on or after 16 years of age.~~

~~b) Proof of immunity may be provided by a certificate of immunity containing the following information:~~

~~1) The month, day and year of vaccine receipt for measles, mumps, and rubella. Whole year dates (e.g., 1969) are acceptable only when it is clear that the student was at least one year of age when the vaccine was received.~~

~~2) The month, day and year of vaccine receipt for diphtheria and tetanus.~~

~~e) Proof of immunity may also be provided by one of the following:~~

~~1) A copy of the student's Illinois high school health record which complies with the immunization requirements of this Part;~~

~~b2) For measles, mumps and rubella vaccines only, in lieu of proof of immunity as defined in this Part, evidence of birth on or before January 1, 1957, such as a birth certificate, drivers license, or personal identification card issued by the Secretary of State.~~

~~cd) Additional immunization entries made in a student health record by a post-secondary educational institution shall be based upon a certificate of immunity which complies with the requirements of this Part.~~

~~de) A student who enrolls at a post-secondary educational institution without providing proof of immunity shall be precluded from enrolling at that institution~~

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in a subsequent term unless the student provides proof of immunity acceptable to the designated recordkeeping office or is granted a medical or religious exemption by the institution.

- ef) Students shall provide proof of immunity each time they transfer to another post-secondary educational institution.

(Source: Amended at 40 Ill. Reg. 10715, effective July 21, 2016)

**Section 694.110 Record Keeping**

- a) The designated recordkeeping office shall maintain records containing the required elements (as in Appendix C) of the immunization status of each student. The student health records shall be maintained by the post-secondary educational institution.
- b) If an exemption has been granted for medical or religious reasons, or if laboratory evidence of immunity has been submitted, a copy of the request for exemption or the laboratory report must be kept with the student health record.
- c) A post-secondary educational institution shall keep susceptibility lists by disease category indicating the names of all students who are granted medical or religious exemptions by the institution or who have not provided proof of immunity. Those~~Such~~ lists shall be disclosed to the Department in health and safety emergencies in accordance with the Family Educational Rights and Privacy Act of 1974 (20 USC 1232g) and 34 CFR 99.36.

(Source: Amended at 40 Ill. Reg. 10715, effective July 21, 2016)

## SUBPART C: EXEMPTIONS

**Section 694.200 Medical Exemption**

- a) A student may be exempted from one or more of the specific immunization requirements specified in this Part upon acceptance by the designated record keeping office of a written statement by a physician indicating the nature and probable duration of the medical condition or circumstances that contraindicates those immunizations~~such immunization(s)~~, identifying the specific vaccines ~~that vaccine(s) which~~ could be detrimental to the student's health.

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- b) Female students may be granted temporary exemption from immunization against measles, mumps, and rubella under subsection (a) ~~above~~ if pregnancy or suspected pregnancy is certified by a written physician's statement.
- c) If a student is on an approved schedule of receipt ~~for any required~~of all necessary doses of Td vaccine, the student will be granted temporary medical exemption for the duration of the approved schedule.
- d) If a student's medical condition or circumstances later permit immunization, the ~~exemption~~exemption(s) granted under subsection (a), (b) or (c) ~~above~~ shall ~~thereupon~~ terminate and the student shall be required to obtain the ~~immunizations~~immunization(s) from which the student has been exempted.

(Source: Amended at 40 Ill. Reg. 10715, effective July 21, 2016)

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**Section 694.APPENDIX C Required Elements of Health Record**

1. Name
2. Student Identification Number
3. Month, Day, and Year of Birth
4. Gender~~Sex~~
5. Term and Year of First Entry
6. Dates to Establish Immunity to Measles (Rubeola)
7. Dates to Establish Immunity to Rubella
8. Dates to Establish Immunity to Mumps
9. Dates to Establish Immunity to Tetanus/Diphtheria
10. Date of Most Recent Tetanus/Diphtheria/Pertussis Booster (Tdap)
11. Date of Most Recent Meningococcal Vaccine
- ~~12~~11. Phone Number of Certifying Health Care Provider
- ~~13~~12. Name and Signature of Health Care Provider

(Source: Amended at 40 Ill. Reg. 10715, effective July 21, 2016)

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

## SECOND NOTICES RECEIVED

The following second notices were received during the period of July 19, 2016 through July 25, 2016. The rulemakings are scheduled for review at the Committee's August 9, 2016 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rulemaking should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield IL 62706.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>JCAR Meeting</u>
9/4/16	<u>Department of Human Services</u> , Developmental Disabilities Services (89 Ill. Adm. Code 144)	5/27/16 40 Ill. Reg. 7600	8/9/16
9/7/16	<u>Department of Public Health</u> , Health and Hazardous Substances Registry Code (77 Ill. Adm. Code 840)	1/22/16 40 Ill. Reg. 1625	8/9/16

**ILLINOIS ADMINISTRATIVE CODE**  
**Issue Index - With Effective Dates**

Rules acted upon in Volume 40, Issue 32 are listed in the Issues Index by Title number, Part number, Volume and Issue. Inquiries about the Issue Index may be directed to the Administrative Code Division at (217) 782-7017/18.

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