

# SB3073



## 96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB3073

Introduced 2/8/2010, by Sen. Tim Bivins

### SYNOPSIS AS INTRODUCED:

520 ILCS 5/2.2

from Ch. 61, par. 2.2

Amends the Wildlife Code. Makes a technical change to a provision that identifies species protected by the Code.

LRB096 20270 JDS 35866 b

A BILL FOR

1 AN ACT concerning wildlife.

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

4 Section 5. The Wildlife Code is amended by changing Section  
5 2.2 as follows:

6 (520 ILCS 5/2.2) (from Ch. 61, par. 2.2)

7 Sec. 2.2. This Act shall apply only to the ~~the~~ wild birds  
8 and parts of wild birds (their nests and eggs), and wild  
9 mammals and parts of wild mammals, which shall include their  
10 green hides, in the State of Illinois, or which may be brought  
11 into the State, that are hereby defined as follows:

12 All birds, both game and non-game (except the House  
13 Sparrow, *Passer domesticus*; European Starling, *Sturnus*  
14 *vulgaris*; and Rock Dove or Domestic Pigeon, *Columba livia*).  
15 GAME BIRDS-Ruffed grouse, *Bonasa umbellus*; Sharp-tailed  
16 grouse, *Pediocetes phasianellus*; Bobwhite quail, *Colinus*  
17 *virginianus*; Hungarian Partridge, *Perdix perdix*; Chukar  
18 Partridge, *Alectoris graeca*; Ring-necked Pheasant, *Phasianus*  
19 *colchicus*; Greater Prairie Chicken, *Tympanuchus cupido*; Wild  
20 Turkey, *Meleagris gallopavo*. MIGRATORY GAME BIRDS-Waterfowl  
21 including brant, wild ducks, geese and swans, *Anatidae*; rails,  
22 gallinules and coots, *Rallidae*; snipe, *Gallinago gallinago*;  
23 woodcock, *Scolopax minor*; pigeons, including doves and wild

1 pigeons (except domestic pigeons), Columbidae; and crows,  
2 Corvidae. RESIDENT AND MIGRATORY NON-GAME BIRDS-Loons,  
3 Gaviidae; grebes, Podicipedidae; pelicans, Pelecanidae;  
4 cormorants, Phalacrocoracidae; herons, bitterns and egrets,  
5 Ardeidae; ibises and spoonbills, Threskiornithidae; storks,  
6 Ciconiidae; vultures, Cathartidae; kites, hawks and eagles,  
7 Accipitridae; ospreys, Pandionidae; falcons, including the  
8 Peregrine Falcon, Falconidae; cranes, Gruidae; rails and  
9 gallinules, Rallidae; all shorebirds of the families  
10 Charadriidae, Scolopacidae, Recurvirostridae and  
11 Phalaropodidae; jaegers, Stercorariidae; gulls and terns,  
12 Laridae; cuckoos, Cuculidae; owls, Tytonidae and Strigidae;  
13 whip-poor-wills and nighthawks, Caprimulgidae; swifts,  
14 Apodidae; hummingbirds, Trochilidae, Kingfishers, Alcedinidae;  
15 woodpeckers, Picidae; kingbirds and flycatchers, Tyrannidae;  
16 larks, Alaudidae; swallows and martins, Hirundinidae; crows,  
17 magpies and jays, Corvidae; chickadees and titmice, Paridae;  
18 nuthatches, Sittidae; creepers, Certhiidae; wrens,  
19 Troglodytidae; mockingbirds, catbirds and thrashers, Mimidae;  
20 robins, bluebirds and thrushes, Turdidae; gnatcatchers and  
21 kinglets, Sylviidae; pipits, Motacillidae; waxwings,  
22 Bombycillidae; shrikes, Laniidae; vireos, Vireonidae;  
23 warblers, Parulidae; European Tree Sparrow, *Passer montanus*;  
24 blackbirds, meadowlarks and orioles, Icteridae; tanagers,  
25 thraupidae; cardinals, grosbeaks, finches, towhees,  
26 dickcissels, sparrows, juncos, buntings and longspurs,

1 Fringillidae. GAME MAMMALS-Woodchuck, *Marmota monax*; Gray  
2 squirrel, *Sciurus carolinensis*; Fox squirrel, *Sciurus niger*;  
3 White-tailed jackrabbit, *Lepus townsendii*; Eastern cottontail,  
4 *Sylvilagus floridanus*; Swamp rabbit, *Sylvilagus aquaticus*;  
5 White-tailed deer, *Odocoileus virginianus*. FUR-BEARING  
6 MAMMALS-Muskrat, *Ondatra zibethicus*; Beaver, *Castor*  
7 *canadensis*; Raccoon, *Procyon lotor*; Opossum, *Didelphis*  
8 *marsupialis*; Least weasel, *Mustela rixosa*; Long-tailed weasel,  
9 *Mustela frenata*; Mink, *Mustela vison*; River otter, *Lutra*  
10 *canadensis*; Striped skunk, *Mephitis mephitis*; Badger, *Taxidea*  
11 *taxus*; Red fox, *Vulpes vulpes*; Gray fox, *Urocyon*  
12 *cinereoagenteus*; Coyote, *Canis latrans*; Bobcat, *Lynx rufus*.  
13 OTHER MAMMALS-Flying squirrel, *Glaucomys volans*; Red squirrel,  
14 *Tamiasciurus hudsonicus*; Eastern Woodrat, *Neotoma floridana*;  
15 Golden Mouse, *Ochrotomys nuttalli*; Rice Rat, *Oryzomys*  
16 *palustris*; Bats, *Vespertilionidae*.

17 It shall be unlawful for any person at any time to take,  
18 possess, sell, or offer for sale, any of these wild birds (dead  
19 or alive) and parts of wild birds (including their nests and  
20 eggs), wild mammals (dead or alive) and parts of wild mammals,  
21 including their green hides contrary to the provisions of this  
22 Act. However, nothing in this Act shall prohibit bona-fide  
23 public or state scientific, educational or zoological  
24 institutions from receiving, holding and displaying wildlife  
25 specimens that were salvaged or legally obtained.

26 It shall be unlawful for any person to bring into the State

1 of Illinois for the purpose of holding, releasing, propagating  
2 or selling any other living wild animal not covered by this Act  
3 without first obtaining a permit from the Director. The permit  
4 shall be granted only upon satisfactory proof that the specific  
5 animals intended to be imported are free of communicable  
6 disease at the time of importation, will not become a nuisance,  
7 and will not cause damage to any existing wild or domestic  
8 species. Application for this permit shall be filed with the  
9 Director not less than 30 days in advance of the proposed date  
10 of importation. The Director may incorporate in the permit any  
11 restrictions as he may deem appropriate. These provisions shall  
12 not apply to any animal imported into this State for the  
13 purpose of being confined and exhibited in any zoo or other  
14 public display of animals nor to any other animals or groups of  
15 animals that the Department of Natural Resources may exempt by  
16 administrative rule.

17 It shall be unlawful for any person to take any other  
18 living wild animal not covered by this Act without the  
19 permission of the landowner or tenant.

20 (Source: P.A. 95-331, eff. 8-21-07.)