

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 and adding Section 2.2b 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 wild birds and
8 parts of wild birds (including, but not limited to, their nests
9 and eggs), and wild mammals and parts of wild mammals, which
10 shall include their green hides, in the State of Illinois, or
11 which may be brought into the State.

12 Wildlife protected by this Act, hereby defined as protected
13 species, include the following wild species and all wild
14 species contained in listed families, including, but not
15 limited to, groups of wild species preceding each family name:
16 (except the House Sparrow, *Passer domesticus*; European
17 Starling, *Sturnus vulgaris*; and Rock Pigeon, Domestic Pigeon,
18 *Columba livia*; Purple Swamphen, *Porphyrio porphyrio*; or Muscovy
19 Duck, *Cairina moschata*). GAME BIRDS-Ruffed grouse, *Bonasa
20 umbellus*; Sharp-tailed grouse, *Tympanuchus phasianellus*;
21 Northern Bobwhite, *Colinus virginianus*; Gray Partridge, *Perdix
22 perdix*; Chukar, *Alectoris chukar*; Ring-necked Pheasant,
23 *Phasianus colchicus*; Greater Prairie Chicken, *Tympanuchus*

1 cupido; Wild Turkey, *Meleagris gallopavo*. MIGRATORY GAME
2 BIRDS-Waterfowl including brant, ducks, geese, and swans,
3 Anatidae; wild species of the families Rallidae, Scolopacidae,
4 Columbidae, and Corvidae that may be legally hunted as provided
5 for in Section 2.18 of this Act. RESIDENT AND MIGRATORY
6 NON-GAME BIRDS-Loons, Gaviidae; grebes, Podicipedidae;
7 pelicans, Pelecanidae; gannets, Sulidae; cormorants,
8 Phalacrocoracidae; anhingas, Anhingidae; frigatebirds,
9 Fregatidae; herons, bitterns and egrets, Ardeidae; ibises and
10 spoonbills, Threskiornithidae; storks, Ciconiidae; vultures,
11 Cathartidae; kites, hawks, ospreys, and eagles, Accipitridae;
12 falcons, merlins, and kestrels, Falconidae; rails, gallinules,
13 and moorhens, which may not be legally hunted, Rallidae;
14 cranes, Gruidae; all shorebirds that may not be legally hunted,
15 of the families Charadriidae, Scolopacidae, and
16 Recurvirostridae gulls, terns, jaegers, skimmers, and
17 kittiwakes, Laridae; dovebies and murrelets, Alcidae; doves
18 and pigeons, which may not be legally hunted, Columbidae;
19 cuckoos and anis, Cuculidae; owls, Tytonidae and Strigidae;
20 whip-poor-wills, chuck-will's-widows, and nighthawks,
21 Caprimulgidae; swifts, Apodidae; hummingbirds, Trochilidae,
22 Kingfishers, Alcedinidae; woodpeckers, flickers, and
23 sapsuckers, Picidae; kingbirds, pewees, phoebes, and
24 flycatchers, Tyrannidae shrikes, Laniidae; vireos, Vireonidae;
25 magpies, ravens, and jays, Corvidae; larks, Alaudidae;
26 swallows and martins, Hirundinidae; chickadees and titmice,

1 Paridae; nuthatches, Sittidae; creepers, Certhiidae; wrens,
2 Troglodytidae; kinglets, Regulidae; gnatcatchers, Sylviidae;
3 robins, bluebirds, solitaires, veerys, and thrushes, Turdidae;
4 mockingbirds, catbirds, and thrashers, Mimidae; pipits,
5 Motacillidae; waxwings, Bombycillidae; warblers, parulas,
6 redstarts, ovenbirds, waterthrushes, yellowthroats, and chats,
7 Parulidae; tanagers, Thraupidae; towhees, longspurs, sparrows,
8 buntings, and juncos, Emberizidae; dickcissels, cardinals,
9 buntings, and grosbeaks, Cardinalidae; blackbirds,
10 meadowlarks, bobolinks, grackles, cowbirds, and orioles,
11 Icteridae; grosbeaks, finches, crossbills, redpolls, and
12 siskins, Fringillidae. GAME MAMMALS-Woodchuck, *Marmota monax*;
13 Gray squirrel, *Sciurus carolinensis*; Fox squirrel, *Sciurus*
14 *niger*; Eastern cottontail, *Sylvilagus floridanus*; Swamp
15 rabbit, *Sylvilagus aquaticus*; White-tailed deer, *Odocoileus*
16 *virginianus*. FUR-BEARING MAMMALS-Muskrat, *Ondatra zibethicus*;
17 Beaver, *Castor canadensis*; Raccoon, *Procyon lotor*; Opossum,
18 *Didelphis virginiana*; Least weasel, *Mustela nivalis*;
19 Long-tailed weasel, *Mustela frenata*; Mink, *Mustela vison*;
20 River otter, *Lontra canadensis*; Striped skunk, *Mephitis*
21 *mephitis*; Badger, *Taxidea taxus*; Red fox, *Vulpes vulpes*; Gray
22 fox, *Urocyon cinereoargenteus*; Coyote, *Canis latrans*; Bobcat,
23 *Lynx rufus*. OTHER MAMMALS-Flying squirrel, *Glaucomys volans*;
24 Red squirrel, *Tamiasciurus hudsonicus*; Eastern Woodrat,
25 *Neotoma floridana*; Golden Mouse, *Ochrotomys nuttalli*; Rice
26 Rat, *Oryzomys palustris*; Franklin's Ground Squirrel,

1 Spermophilus franklinii; Bats, Vespertilionidae; Gray wolf,
2 Canis lupus; American black bear, Ursus americanus; Cougar,
3 Puma concolor.

4 It shall be unlawful for any person at any time to take,
5 possess, sell, or offer for sale, propagate, or release into
6 the wild, any of these wild birds (dead or alive) and parts of
7 wild birds (including, but not limited to, their nests and
8 eggs), wild mammals (dead or alive) and parts of wild mammals,
9 including their green hides contrary to the provisions of this
10 Act. However, nothing in this Act shall prohibit bona-fide
11 public or state scientific, educational or zoological
12 institutions from receiving, holding, and displaying protected
13 species that were salvaged or legally obtained.

14 It shall be unlawful for any person to take any other
15 living wildlife animal not covered by this Act without the
16 permission of the landowner or tenant.

17 (Source: P.A. 97-431, eff. 8-16-11.)

18 (520 ILCS 5/2.2b new)

19 Sec. 2.2b. Imminent threat; nuisance permits.

20 (a) It shall not be illegal for an owner or tenant of land,
21 or their designated agent, to immediately take on his or her
22 property a gray wolf, Canis lupus; American black bear, Ursus
23 americanus; or cougar, Puma concolor if, at any time, the gray
24 wolf, American black bear, or cougar is stalking, causing an
25 imminent threat, or there is a reasonable expectation that it

1 causes an imminent threat of physical harm or death to a human,
2 livestock, domestic animals or harm to structures or other
3 property on the owner's or tenant's land.

4 (b) The Department may grant a nuisance permit to the owner
5 or tenant of land, or their designated agent, for the taking of
6 a gray wolf, American black bear, or cougar that is causing a
7 threat to an owner or tenant of land or his or her property
8 that is not an immediate threat under subsection (a) of this
9 Section.

10 (c) The Department shall adopt rules to implement this
11 Section.