

1 AN ACT concerning wildlife.

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

4 Section 5. The Wildlife Code is amended by changing
5 Sections 2.35, 3.4, 3.11, 3.14, 3.15, 3.16, 3.16a, 3.18, 3.19,
6 and 3.20 as follows:

7 (520 ILCS 5/2.35) (from Ch. 61, par. 2.35)

8 Sec. 2.35. Wild game birds or fur-bearing mammals. (a)
9 Migratory game birds, or any part or parts thereof, may be
10 possessed only in accordance with the regulations of the
11 Federal Government.

12 (b) Except as provided in Sections 3.21, 3.23, 3.27, 3.28
13 and 3.30 it is unlawful to possess wild game birds or wild game
14 mammals or any parts thereof in excess of the legally
15 established daily limit or possession limit, whichever
16 applies.

17 (c) Except as provided in this Code ~~Sections 3.11, 3.12,~~
18 ~~3.15, 3.18, 3.21 and 3.25,~~ it is unlawful to have in possession
19 the green hides of fur-bearing mammals without a valid hunting
20 or trapping license ~~during the period within which it is~~
21 ~~unlawful to take such fur-bearing mammals in the State where~~
22 ~~taken, except during the open season provided and for an~~
23 ~~additional 20 days next succeeding such open season.~~

1 (d) Failure to establish proof of the legality of the
2 possession in another state or country and of importation into
3 this State ~~the State of Illinois~~, shall be prima facie evidence
4 that migratory game birds and game birds or any parts thereof,
5 and fur-bearing mammals or any parts thereof, were taken within
6 this State ~~the State of Illinois~~.

7 (e) For all those species to which a daily or possession
8 limit shall apply, each hunter shall maintain his bag of such
9 species separately and distinctly from those of all other
10 hunters.

11 (f) No person shall receive or have in custody any
12 protected species belonging to another person, except in the
13 personal abodes of the donor or recipient ~~donee~~, unless such
14 protected species are tagged in accordance with Section 2.30b
15 of this Code or tagged with the hunter's or trapper's name, ~~his~~
16 address, ~~the~~ total number of species, and the date such species
17 were taken.

18 (Source: P.A. 88-416; 89-341, eff. 8-17-95.)

19 (520 ILCS 5/3.4) (from Ch. 61, par. 3.4)

20 Sec. 3.4. Trapping licenses. Before a trapping license
21 shall be issued to any person, such person shall make
22 application to the Department or any county, city, village,
23 township or incorporated town clerk or his or her duly
24 designated agent upon an application form provided by the
25 Department. This application shall be executed and sworn to and

1 shall set forth the name and description of the applicant and
2 his or her place of residence.

3 The fee for a trapping license for a resident of this State
4 ~~the State of Illinois~~ shall be \$10.00.

5 The Department may provide for non-resident trapping
6 license provided that any non-resident shall be charged a fee
7 of \$175, and if the state in which the applicant resides does
8 not provide for trapping mammals by Illinois residents, then
9 the fee shall be \$250.

10 Every person trapping mammals shall make a report properly
11 sworn to, to the Department, upon blanks supplied by the
12 Department for such purpose, of all hides of mammals taken,
13 sold, shipped or dealt in, during the open seasons for mammals
14 together with the names and addresses of the parties to whom
15 the same were sold or shipped. Such report shall be made to the
16 Department within 15 days after the close of the trapping
17 season. Failure to report or filing false reports shall subject
18 the person to the penalties provided in Section 3.5. Further,
19 the Department may refuse to issue a trapping license for the
20 following year to any person who has failed to file such a
21 report.

22 All trapping licenses shall expire on March 31 of each
23 year.

24 (Source: P.A. 85-1181; 85-1209; 85-1440.)

25 (520 ILCS 5/3.11) (from Ch. 61, par. 3.11)

1 Sec. 3.11. Resident fur buyer permits. Any individual who
2 is a resident of this State ~~the State of Illinois~~, who, within
3 this State ~~the State of Illinois~~, receives, collects or buys,
4 or who acts as an agent or broker in the receipt, collection or
5 purchase of the green hides of fur-bearing mammals, protected
6 by this Act, ~~except an individual who is a resident retail fur~~
7 ~~buyer as defined in Section 3.12,~~ shall be a resident ~~wholesale~~
8 fur buyer in the meaning of this Act. Resident ~~wholesale~~ fur
9 buyer's permits shall be issued by the Department. The annual
10 fee for each resident ~~wholesale~~ fur buyer's permit shall be
11 \$50.00 ~~\$125.00~~. All resident ~~wholesale~~ fur buyer permits shall
12 expire on March 31 ~~April 30~~ of each year. A holder of a valid
13 resident ~~wholesale~~ fur buyer permit may buy, sell, possess,
14 transport, and ship the green hides of any legally taken
15 fur-bearing mammals ~~from May 1 through April 30 next~~
16 ~~thereafter~~; provided, however, that failure to establish proof
17 of the legality or origin of the green hides of fur-bearing
18 mammals shall be prima facie evidence that such green hides of
19 fur-bearing mammals are contraband within the State of
20 Illinois. Nothing in this Section shall exempt any permittee
21 from complying with ~~to~~ any federal laws, rules or regulations
22 which may apply to the green hides of fur-bearing mammals. A
23 person who holds a fur tanner's permit under Section 3.16 of
24 this Code is exempt under this Section if the person is not
25 engaged in the business of receiving green hides for the
26 purpose of buying or selling the hides, whether green, dressed,

1 processed, or tanned and the hides which have been tanned or
2 processed are returned to the person who submitted the hides
3 for processing or tanning.

4 (Source: P.A. 89-341, eff. 8-17-95.)

5 (520 ILCS 5/3.14) (from Ch. 61, par. 3.14)

6 Sec. 3.14. Record keeping; fur buyers and non-resident
7 auction participants. All fur buyers and non-resident auction
8 participants shall maintain records of the receipt,
9 collection, purchase, and sale of green hides of fur-bearing
10 mammals. A record of each transaction shall be created at the
11 time it is executed specifying the date, numbers, and kinds of
12 green hides purchased, sold, or transferred, the price paid for
13 each green hide, if any, and the name, address, and Department
14 customer identification number of the other party. Records of
15 transactions with non-residents may substitute the Department
16 customer identification number with an equivalent identifier
17 such as a license or permit number from the person's place of
18 residence. Records of transactions shall be retained for 2
19 years from the date of execution and shall be presented for
20 inspection at any reasonable time a request is made by
21 authorized employees of the Department or any sheriff, deputy
22 sheriff, or peace officer. Failure to produce records of
23 transactions for green hides shall be prima facie evidence that
24 the green hides are contraband in this State. A numbered
25 receipt shall be issued to the other party when purchasing

1 green hides of fur-bearing mammals. The receipt shall specify
2 the name and address of the person selling the green hides, the
3 numbers and kinds of green hides sold, the price paid for each
4 green hide, the date of the transaction, and the name of the
5 fur buyer or non-resident auction participant. Any person
6 ~~receiving, collecting or buying green hides of fur bearing or~~
7 ~~game mammals from a licensed resident retail, resident~~
8 ~~wholesale or non resident fur buyer, fur bearing mammal~~
9 ~~breeder or other fur vendor shall be furnished with a~~
10 ~~certificate by such buyer, breeder or vendor showing the number~~
11 ~~and kinds of such green hides received, collected or purchased,~~
12 ~~the date of the transaction, the name and address of the buyer,~~
13 ~~breeder, or vendor, the name and address of the person~~
14 ~~receiving, collecting or buying such green hides from such~~
15 ~~buyer breeder, or vendor, and any other information which the~~
16 ~~Department may require. The certificate, or certificates shall~~
17 ~~be immediately presented for inspection to officers and~~
18 ~~authorized employees of the Department, any sheriff, deputy~~
19 ~~sheriff, or any other peace officer when request is made for~~
20 ~~same. An invoice or export permit covering green hides of~~
21 ~~fur bearing or game mammals originating in other states may be~~
22 ~~accepted in lieu of the certificates. Failure to produce such~~
23 ~~certificate, invoice or export permit shall be prima facie~~
24 ~~evidence that such green hides are contraband within the State~~
25 ~~of Illinois.~~

26 (Source: P.A. 81-382.)

1 (520 ILCS 5/3.15) (from Ch. 61, par. 3.15)

2 Sec. 3.15. Purchase of green hides. Any manufacturer,
3 converter, or consumer who purchases or receives green hides of
4 fur-bearing ~~or game~~ mammals for the purpose of dressing and
5 fabricating them into fur garments or products, shall purchase
6 such green hides from a duly licensed fur buyer or fur-bearing
7 mammal breeder, and shall demand from the buyer or breeder an
8 invoice covering such purchases, indicating thereon the date of
9 the transaction, the name and address of the fur buyer or
10 fur-bearing mammal breeder, and the number and kinds of green
11 hides so purchased. Such invoices shall be presented for
12 inspection to officers and authorized employees of the
13 Department, any sheriff, deputy sheriff, or any other peace
14 officer when request is made for same. Failure to produce such
15 invoice shall be prima facie evidence that such green hides are
16 contraband within this State ~~the State of Illinois~~.

17 Such purchases of green hides of fur-bearing or game
18 mammals shall be made for converting or manufacturing purposes
19 only, and green hides so bought shall not be offered for resale
20 in the green or raw condition.

21 ~~Such a manufacturer, converter or consumer may have the~~
22 ~~green hides of any legally taken fur-bearing or game mammals~~
23 ~~purchased from a licensed fur buyer or fur-bearing mammal~~
24 ~~breeder, in his possession at any time during the year,~~
25 ~~provided such green hides were purchased and are used for~~

1 ~~manufacturing purposes only.~~

2 (Source: P.A. 81-382.)

3 (520 ILCS 5/3.16) (from Ch. 61, par. 3.16)

4 Sec. 3.16. Fur tanner permits. Any individual, who for
5 other individuals, engages in the business of dressing, dyeing
6 or tanning the green hides of fur-bearing ~~or game~~ mammals,
7 protected by this Act, shall be a fur tanner in the meaning of
8 this Act. Before any individual shall engage in the business of
9 dressing, dyeing, or tanning green hides of fur-bearing ~~or game~~
10 mammals, for any other individual, he or she shall first
11 procure a fur tanner permit. Fur tanner permits shall be issued
12 by the Department. The annual fee for each fur tanner's permit
13 shall be \$25.00. All fur tanner permits shall expire on March
14 31st of each year. Any fur tanner who receives or collects
15 green hides shall require an affidavit from the shipper or
16 consignor, stating that said green hides were taken according
17 to regulations of the state where they were taken, a
18 certificate of purchase as provided for in Section 3.14 or an
19 invoice as provided for in Section 3.15. The ~~Such~~ affidavit,
20 certificate of purchase, or invoice shall show the name and
21 address of the individual from whom the green hides were
22 received or collected and the ~~such~~ records shall be kept by the
23 fur tanner for a minimum period of one year following the date
24 of receipt or collection. The ~~Such~~ affidavit, certificate of
25 purchase, or invoice shall be immediately presented for

1 inspection to officers and authorized employees of the
2 Department, any sheriff, deputy sheriff, or any other peace
3 officer upon ~~when~~ request ~~is made for same~~. Failure to produce
4 such affidavit, certificate of purchase, or invoice shall be
5 prima facie evidence that such green hides are contraband
6 within this State ~~the State of Illinois~~. Upon receipt by the
7 fur tanner of any green hide not accompanied by an affidavit,
8 certificate of purchase or invoice, the fur tanner shall notify
9 the shipper or consignor in writing of the requirement. The fur
10 tanner shall then hold green hides until an affidavit,
11 certificate of purchase, or invoice is received. The ~~Such~~ green
12 hides shall be labeled with the name and address of the shipper
13 or consignor, date of receipt, and the date notification was
14 sent to the shipper or consignor. If the shipper or consignor
15 shall fail to furnish the ~~said~~ affidavit, certificate of
16 purchase, or invoice within 30 days from the date of receipt of
17 the green hides, the fur tanner shall notify the Department and
18 green hides shall be disposed of in accordance with
19 instructions from the Department. Additional Federal
20 regulations may apply to the hides of certain endangered
21 species.

22 (Source: P.A. 84-150.)

23 (520 ILCS 5/3.16a)

24 Sec. 3.16a. Non-resident auction participation permit;
25 fee. Any individual who is not a resident of this State ~~the~~

1 ~~State of Illinois~~ and does not possess a non-resident fur buyer
2 permit must obtain a non-resident auction participation permit
3 to receive, collect, buy, or act as an agent or broker in the
4 receipt, collection, or purchase of the green hides of
5 fur-bearing mammals at auctions organized for these purposes
6 within this State ~~the State of Illinois~~. Non-resident auction
7 participation permits shall be issued by the Department. The
8 annual fee for each non-resident auction participation permit
9 is \$50. Non-resident auction participation permits expire on
10 March 31 ~~April 30~~. A holder of a valid non-resident auction
11 participation permit may receive, collect, buy, possess,
12 transport, or act as an agent or broker in the receipt,
13 collection, or purchase of legally taken fur-bearing mammals
14 ~~from May 1 through the next April 30~~. Failure to establish
15 proof of legality or origin of the green hides of fur-bearing
16 mammals, however, is prima facie evidence that the green hides
17 are contraband within this State ~~the State of Illinois~~. Nothing
18 in this Section exempts any permittee from complying with any
19 federal laws, rules, or regulations that may apply to the green
20 hides of fur-bearing mammals.

21 (Source: P.A. 94-212, eff. 1-1-06.)

22 (520 ILCS 5/3.18) (from Ch. 61, par. 3.18)

23 Sec. 3.18. Non-resident fur buyers. Any individual not a
24 resident of this State ~~the State of Illinois~~, who, within this
25 ~~the State of Illinois~~, receives, collects or buys, or who acts

1 as an agent or broker in the receipt, collection or purchase of
2 the green hides of fur-bearing mammals, protected by this Act,
3 shall be a non-resident fur buyer in the meaning of this Act.
4 Non-resident fur buyer permits shall be issued by the
5 Department. Non-resident fur buyers must obtain a non-resident
6 fur buyer permit before receiving, collecting, or purchasing
7 the green hides of fur-bearing mammals within this State except
8 that a non-resident fur buyer permit shall not be required for
9 purchasing the green hides of fur-bearing mammals from resident
10 ~~wholesale fur buyers and resident retail fur buyers~~ as defined
11 in ~~Section~~ Sections 3.11 and 3.12. The annual fee for each
12 non-resident ~~nonresident~~ fur buyer permit shall be \$250.00. All
13 non-resident fur buyer permits shall expire on March 31 ~~April~~
14 ~~30~~ of each year. A non-resident ~~nonresident~~ fur buyer may buy,
15 sell, possess, transport and ship the green hides of any
16 legally taken fur-bearing mammals ~~from May 1 through April 30~~
17 ~~next thereafter~~; provided, however, that failure to establish
18 proof of the legality of or origin of the green hides of
19 fur-bearing mammals shall be prima facie evidence that such
20 green hides of fur-bearing mammals are contraband within this
21 State ~~the State of Illinois~~. Nothing in this Section shall be
22 construed to remove such permittee from responsibility for the
23 observance of any federal laws, rules or regulations which may
24 apply to the green hides of fur-bearing mammals.

25 (Source: P.A. 89-341, eff. 8-17-95.)

1 (520 ILCS 5/3.19) (from Ch. 61, par. 3.19)

2 Sec. 3.19. Permit requirements. Each ~~resident retail fur~~
3 ~~buyer,~~ resident ~~wholesale~~ fur buyer, nonresident fur buyer,
4 non-resident auction participant, fur bearing mammal breeder,
5 or fur tanner shall have his or her permit in his or her
6 possession when receiving, collecting, buying, selling, or
7 offering for sale~~7~~ the green hides of fur-bearing ~~or game~~
8 mammals or accepting the same for dressing, dyeing, or tanning~~7~~
9 and shall immediately produce the same when requested to do so
10 by an officer or authorized employees of the Department, any
11 sheriff, deputy sheriff or any other peace officer. Persons
12 conducting organized and established auction sales or the green
13 hides of fur-bearing ~~or game~~ mammals, protected by this Act,
14 shall be exempt from the provisions of this Section.

15 (Source: P.A. 94-212, eff. 1-1-06.)

16 (520 ILCS 5/3.20) (from Ch. 61, par. 3.20)

17 Sec. 3.20. Reporting; fur buyers and non-resident auction
18 participants. ~~All fur buyers and non resident auction~~
19 ~~participants, shall, upon purchasing any green hide of any~~
20 ~~fur bearing mammal, protected by this Act, issue a numbered~~
21 ~~receipt to the hunter, trapper, fur buyer, fur bearing mammal~~
22 ~~breeder or other person from whom he purchased such hides,~~
23 ~~setting forth the number and kinds of green hides, the date of~~
24 ~~purchase, the price paid for each hide, the name and address of~~
25 ~~the hunter, trapper, fur buyer, fur bearing mammal breeder or~~

1 ~~ether person from whom he purchased such hides, and the~~
2 ~~appropriate license number or stamp number of the hunter,~~
3 ~~trapper, fur buyer, fur bearing mammal breeder or other person~~
4 ~~from whom the hides were purchased, if applicable. The original~~
5 ~~receipt shall be retained by the fur buyer for a minimum of 2~~
6 ~~years from the date of purchase listed on the receipt. A~~
7 ~~duplicate receipt shall be given to the hunter, trapper, fur~~
8 ~~buyer, fur bearing mammal breeder or other person from whom the~~
9 ~~green hides were purchased at the time of purchase.~~

10 All fur buyers and non-resident auction participants shall
11 submit a report to the Department on forms provided by the
12 Department showing the number and kinds of all green hides of
13 fur-bearing mammals received, collected or purchased, and the
14 average price, if any, paid therefore and such other
15 information as required by the Department. This report shall be
16 made on or before May 10 of each year and shall include all
17 operations for the 12 months preceding May 1 of the current
18 year. All such receipts, reports, and records required by this
19 Section shall be available for inspection by any officer or
20 authorized employee of the Department, any sheriff, deputy
21 sheriff, or any other peace officer at any reasonable time when
22 request is made for same. Failure to comply with the provisions
23 of this Section shall bar the permittee from obtaining a fur
24 buyer or non-resident auction participant permit for the
25 following year.

26 (Source: P.A. 94-212, eff. 1-1-06.)

1 (520 ILCS 5/3.12 rep.)

2 Section 10. The Wildlife Code is amended by repealing
3 Section 3.12.

4 Section 99. Effective date. This Act takes effect January
5 1, 2018.