

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 2.36 as follows:

6 (520 ILCS 5/2.36) (from Ch. 61, par. 2.36)

7 Sec. 2.36. It shall be unlawful to buy, sell or barter, or  
8 offer to buy, sell or barter, and for a commercial institution,  
9 other than a regularly operated refrigerated storage  
10 establishment, to have in its possession any of the wild birds,  
11 or any part thereof (and their eggs), or wild mammals or any  
12 parts thereof, protected by this Act unless done as hereinafter  
13 provided:

14 Game birds or any parts thereof (and their eggs), may be  
15 held, possessed, raised and sold, or otherwise dealt with, as  
16 provided in Section 3.23 of this Act or when legally produced  
17 under similar special permit in another state or country and  
18 legally transported into the State of Illinois; provided that  
19 such imported game birds or any parts thereof, shall be marked  
20 with permanent irremovable tags, or similar devices, to  
21 establish and retain their origin and identity;

22 Rabbits may be legally taken and possessed as provided in  
23 Sections 3.23, 3.24, and 3.26 of this Act;

1 Deer, or any parts thereof, may be held, possessed, sold or  
2 otherwise dealt with as provided in this Section and Sections  
3 3.23 and 3.24 of this Act;

4 If a properly tagged deer is processed at a licensed meat  
5 processing facility and the owner of the deer (i) fails to  
6 claim the processed deer within a reasonable time or (ii)  
7 notifies the licensed meat processing facility that the owner  
8 no longer wants the processed deer, then the deer meat may be  
9 given away by the licensed meat processor to another person.  
10 The licensed meat processing facility may charge the person  
11 receiving the deer meat a reasonable and customary processing  
12 fee;

13 Fur-bearing mammals, or any parts thereof, may be held,  
14 possessed, sold or otherwise dealt with as provided in Sections  
15 3.16, 3.24, and 3.26 of this Act or when legally taken and  
16 possessed in Illinois or legally taken and possessed in and  
17 transported from other states or countries;

18 The inedible parts of game mammals may be held, possessed,  
19 sold or otherwise dealt with when legally taken, in Illinois or  
20 legally taken and possessed in and transported from other  
21 states or countries.

22 Failure to establish proof of the legality of possession in  
23 another state or country and importation into the State of  
24 Illinois, shall be prima facie evidence that such game birds or  
25 any parts thereof, and their eggs, game mammals and fur-bearing  
26 mammals, or any parts thereof, were taken within the State of

1 Illinois.

2 (Source: P.A. 95-196, eff. 1-1-08.)

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.