

# HB5309



## 104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB5309

Introduced 2/10/2026, by Rep. Anna Moeller

### SYNOPSIS AS INTRODUCED:

520 ILCS 5/2.2

from Ch. 61, par. 2.2

Amends the Wildlife Code. Specifies that the mute swan (*Cygnus olor*) is not a migratory game bird that is to be protected by the Code.

LRB104 17098 BDA 30517 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  
5 Section 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 wild birds and  
8 parts of wild birds (including, but not limited to, their  
9 nests and eggs), and wild mammals and parts of wild mammals,  
10 which shall include their green hides, in the State of  
11 Illinois, or which may be brought into the State.

12 Wildlife protected by this Act, hereby defined as  
13 protected species, include the following wild species and all  
14 wild 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*; Eurasian Collared Dove, *Streptopelia decaocto*;  
19 Ringed Turtle-Dove, *Streptopelia roseogrisea*; Purple Swamphen,  
20 *Porphyrio porphyrio*; or Muscovy Duck, *Cairina moschata*). GAME  
21 BIRDS-Ruffed grouse, *Bonasa umbellus*; Sharp-tailed grouse,  
22 *Tympanuchus phasianellus*; Northern Bobwhite, *Colinus*  
23 *virginianus*; Gray Partridge, *Perdix perdix*; Chukar, *Alectoris*

1 chukar; Ring-necked Pheasant, *Phasianus colchicus*; Greater  
2 Prairie Chicken, *Tympanuchus cupido*; Wild Turkey, *Meleagris*  
3 gallopavo. MIGRATORY GAME BIRDS-Waterfowl including brant,  
4 ducks, geese, and swans (except *Cygnus olor*), Anatidae; wild  
5 species of the families Rallidae (Virginia Rails and Sora  
6 Rails), Scolopacidae (Wilson's Snipe and Woodcock), Columbidae  
7 (Mourning Dove and White-winged Dove), and Corvidae that may  
8 be legally hunted as provided for in Section 2.18 of this Act.  
9 RESIDENT AND MIGRATORY NON-GAME BIRDS-Loons, Gaviidae; grebes,  
10 Podicipedidae; pelicans, Pelecanidae; gannets, Sulidae;  
11 cormorants, Phalacrocoracidae; anhingas, Anhingidae;  
12 frigatebirds, Fregatidae; herons, bitterns and egrets,  
13 Ardeidae; ibises and spoonbills, Threskiornithidae; storks,  
14 Ciconiidae; vultures, Cathartidae; kites, hawks, ospreys, and  
15 eagles, Accipitridae; falcons, merlins, and kestrels,  
16 Falconidae; rails, gallinules, and moorhens, which may not be  
17 legally hunted, Rallidae (unless listed as a migratory game  
18 bird); cranes, Gruidae; all shorebirds that may not be legally  
19 hunted, of the families Charadriidae, Scolopacidae (unless  
20 listed as a migratory game bird), and Recurvirostridae gulls,  
21 terns, jaegers, skimmers, and kittiwakes, Laridae; dovekeys  
22 and murrelets, Alcidae; doves and pigeons, which may not be  
23 legally hunted, Columbidae (unless listed as a migratory game  
24 bird); cuckoos and anis, Cuculidae; owls, Tytonidae and  
25 Strigidae; whip-poor-wills, chuck-will's-widows, and  
26 nighthawks, Caprimulgidae; swifts, Apodidae; hummingbirds,

1 Trochilidae, Kingfishers, Alcedinidae; woodpeckers, flickers,  
2 and sapsuckers, Picidae; kingbirds, pewees, phoebes, and  
3 flycatchers, Tyrannidae shrikes, Laniidae; vireos, Vireonidae;  
4 magpies, ravens, and jays, Corvidae; larks, Alaudidae;  
5 swallows and martins, Hirundinidae; chickadees and titmice,  
6 Paridae; nuthatches, Sittidae; creepers, Certhiidae; wrens,  
7 Troglodytidae; kinglets, Regulidae; gnatcatchers, Sylviidae;  
8 robins, bluebirds, solitaires, veerys, and thrushes, Turdidae;  
9 mockingbirds, catbirds, and thrashers, Mimidae; pipits,  
10 Motacillidae; waxwings, Bombycillidae; warblers, parulas,  
11 redstarts, ovenbirds, waterthrushes, yellowthroats, and chats,  
12 Parulidae; tanagers, Thraupidae; towhees, longspurs, sparrows,  
13 buntings, and juncos, Emberizidae; dickcissels, cardinals,  
14 buntings, and grosbeaks, Cardinalidae; blackbirds,  
15 meadowlarks, bobolinks, grackles, cowbirds, and orioles,  
16 Icteridae; grosbeaks, finches, crossbills, redpolls, and  
17 siskins, Fringillidae. GAME MAMMALS-Woodchuck, *Marmota monax*;  
18 Gray squirrel, *Sciurus carolinensis*; Fox squirrel, *Sciurus*  
19 *niger*; Eastern cottontail, *Sylvilagus floridanus*; Swamp  
20 rabbit, *Sylvilagus aquaticus*; White-tailed deer, *Odocoileus*  
21 *virginianus*. FUR-BEARING MAMMALS-Muskrat, *Ondatra zibethicus*;  
22 Beaver, *Castor canadensis*; Raccoon, *Procyon lotor*; Opossum,  
23 *Didelphis virginiana*; Least weasel, *Mustela nivalis*;  
24 Long-tailed weasel, *Mustela frenata*; Mink, *Mustela vison*;  
25 River otter, *Lontra canadensis*; Striped skunk, *Mephitis*  
26 *mephitis*; Badger, *Taxidea taxus*; Red fox, *Vulpes vulpes*; Gray

1 fox, *Urocyon cinereoargenteus*; Coyote, *Canis latrans*; Bobcat,  
2 *Lynx rufus*. OTHER MAMMALS-Flying squirrel, *Glaucomys volans*;  
3 Red squirrel, *Tamiasciurus hudsonicus*; Eastern Woodrat,  
4 *Neotoma floridana*; Golden Mouse, *Ochrotomys nuttalli*; Rice  
5 Rat, *Oryzomys palustris*; Franklin's Ground Squirrel,  
6 *Spermophilus franklinii*; Bats, *Vespertilionidae*; Gray wolf,  
7 *Canis lupus*; American black bear, *Ursus americanus*; Cougar,  
8 *Puma concolor*.

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

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

22 (Source: P.A. 103-23, eff. 1-1-24.)