

TITLE 68: PROFESSIONS AND OCCUPATIONS
CHAPTER II: DEPARTMENT OF AGRICULTURE

PART 610
LIVESTOCK DEALER LICENSING

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AUTHORITY: Implementing and authorized by the Illinois Livestock Dealer Licensing Act [225 ILCS 645].

SOURCE: Rules and Regulations Relating to the Livestock Dealer Licensing Act, filed January 17, 1972, effective January 27, 1972; amended May 3, 1972, effective May 13, 1972; June 20, 1973, effective July 1, 1973; April 5, 1976, effective April 15, 1976; amended at 2 Ill. Reg. 34, p. 166, effective August 24, 1978; codified at 5 Ill. Reg. 10573; amended at 8 Ill. Reg. 5973, effective April 23, 1984; amended at 13 Ill. Reg. 3690, effective March 13, 1989; amended at 18 Ill. Reg. 1875, effective January 24, 1994; amended at 20 Ill. Reg. 1552, effective January 12, 1996; amended at 20 Ill. Reg. 16197, effective January 1, 1997; amended at 21 Ill. Reg. 17091, effective January 1, 1998; amended at 23 Ill. Reg. 446, effective January 1, 1999; amended at 23 Ill. Reg. 9785, effective August 9, 1999; amended at 26 Ill. Reg. , effective January 1, 2002.

Section 610.5 Definitions

The definitions for the rules of this Part can be located in the general definitions section (8 Ill. Adm. Code 20.1).

(Source: Added at 8 Ill. Reg. 5973, effective April 23, 1984)

Section 610.10 Entry Requirements

All livestock imported into the State shall meet Illinois entry requirements as may be set forth in those Acts listed in Section 19.1 of the Illinois Livestock Dealer Licensing Act [225 ILCS 645/19.1].

(Source: Amended at 23 Ill. Reg. 446, effective January 1, 1999)

Section 610.20 Breeding Cattle Health Requirements (Repealed)

(Source: Repealed at 18 Ill. Reg. 1875, effective January 24, 1994)

Section 610.30 Swine Health Requirements

- a) All Illinois breeding swine 4 months of age and over purchased by a licensed livestock dealer shall comply with the Illinois Swine Brucellosis Eradication Act [510 ILCS 95] and the Illinois Pseudorabies Control Act [510 ILCS 90].
- b) All breeding swine sold or purchased by a licensed livestock dealer through a livestock auction market shall comply with the requirements of the Livestock Auction Market Law and rules (8 Ill. Adm. Code 40.170(e)).

(Source: Amended at 21 Ill. Reg. 17091, effective January 1, 1998)

Section 610.40 Prevention of Spread of Livestock Diseases

All other species of breeding livestock, to wit: cattle, goats and sheep, shall comply with the laws and rules as listed in Section 19.1 of the Illinois Livestock Dealer Licensing Act [225 ILCS 645/19.1] relating to such livestock.

(Source: Amended at 26 Ill. Reg., effective January 1, 2002)

Section 610.50 Feeder Cattle

Livestock dealers purchasing animals for feeding purposes shall:

- a) Keep such cattle separate from breeding cattle.
- b) Submit to the Department a weekly report (on Department Form M-107) of the sale of all out-of-state female feeder cattle over 6 and under 18 months of age from states that are not brucellosis Class-Free under the Brucellosis Eradication Uniform Methods and Rules as approved by the United States Animal Health Association (P.O. Box K227, Suite 114, 1610 Forest Avenue, Richmond, Virginia 22328, February 1, 2001) and the United States Department of Agriculture and/or 9 CFR 78.1 (1998), giving the date of each sale, number sold, age, breed, and the name and address of the purchaser.

(Source: Amended at 26 Ill. Reg., effective January 1, 2002)

Section 610.60 Slaughter Animals

Livestock dealers purchasing animals for slaughter purposes only (cattle, swine, goats or sheep) shall:

- a) Keep slaughter animals isolated from all breeding and feeder animals.
- b) Be sold within 10 days after purchase direct to a public stockyard or recognized slaughter establishment under State or Federal supervision. Slaughter cattle from farm of origin may be consigned direct to a recognized slaughter establishment, or public stockyard, or licensed livestock auction market under State or Federal supervision (except the type of cattle mentioned in subsection © below.
- c) Maintain records on each head of livestock in accordance with Section 17 of the Illinois Livestock Dealer Licensing Act [225 ILCS 645/17]. Livestock purchased at less than prevailing market price, such as, cows with squamous cell carcinoma (cancer eye), crippled animals, and animals whose general physical appearance would indicate they are not healthy or are suffering from malnutrition shall be consigned directly to a recognized slaughtering establishment under State or Federal supervision.
- d) Diseased livestock accompanied by official forms shall not be diverted en route. Licensed livestock dealers shall have all official forms accompany the diseased livestock to the destination listed on the forms.

(Source: Amended at 26 Ill. Reg., effective January 1, 2002)

Section 610.70 Care of Livestock (Repealed)

(Source: Repealed at 8 Ill. Reg. 5973, effective April 23, 1984)

Section 610.80 Inspection

Records and premises shall be open for inspection during regular business hours by authorized Department inspectors.

(Source: Amended at 8 Ill. Reg. 5973, effective April 23, 1984)

Section 610.90 Identification Not to be Removed or Altered

The removal or altering of any identification of animals, such as, ear tags, backtags, and tattoos is prohibited, except as follows:

- a) Backtags may be removed whenever an animal is blood tested or is slaughtered and a Market Cattle Identification sample collected.
- b) Identification tags may be removed only when an animal is slaughtered and a Market Cattle Identification sample collected.

(Source: Amended at 8 Ill. Reg. 5973, effective April 23, 1984)

Section 610.100 Compliance with Market Cattle Identification Program

All female cattle over 2 years of age consigned to a livestock auction market shall comply with the Market Cattle

Identification Program as follows:

- a) Each animal shall be backtagged by the livestock dealer with an official market cattle backtag.
- b) Reports of such backtagging shall be submitted to the Department on forms provided by the United States Department of Agriculture within 7 days of application of the backtag.
- c) Cattle moving directly from the farm of origin to an auction market or marketing center without commingling with other animals can be tagged at the auction market or marketing center.

(Source: Amended at 23 Ill. Reg. 446, effective January 1, 1999)

Section 610.110 Surety Bonds and Other Pledged Security

Procedures for the collection, cancellation, control and distribution of surety bonds and other pledged security shall be as established in 8 Ill. Adm. Code 3: Subparts A and B.

(Source: Amended at 8 Ill. Reg. 5973, effective April 23, 1984)

Section 610.120 Cancellation of Escrow Agreements (Personal Bonds) (Repealed)

(Source: Repealed at 8 Ill. Reg. 5973, effective April 23, 1984)

Section 610.130 Director as Trustee on Surety Bonds (Repealed)

(Source: Repealed at 8 Ill. Reg. 5973, effective April 23, 1984)

Section 610.140 Dealer's Agent (Repealed)

(Source: Repealed at 8 Ill. Reg. 5973, effective April 23, 1984)

Section 610.150 License Application

Applications by individuals for original licenses shall be made to the Department in writing on forms prescribed by the Department, and shall be accompanied by the required bond and required fee, which shall not be returnable. Any such application shall require such information as in the judgement of the Department enable the Department to pass on the qualifications of the applicant for a license. This information shall include, but need not be limited to, information regarding legal address of the applicant, partners, corporate officers, managers, location(s) of holding facilities (if any), names and addresses of agents, bank and professional references, present and previous business connections and experience, whether any license dealing with the handling of livestock has ever been suspended or revoked, and whether the applicant ever has been convicted of a felony. Such felony convictions may be taken into consideration by the Department in determining qualifications for licensing but shall not operate as a bar to licensing.

(Source: Added at 20 Ill. Adm. Code 1552, effective January 12, 1996)