

Sen. Sally J. Turner**Filed: 5/9/2025**

10400HB2196sam002

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AMENDMENT TO HOUSE BILL 2196

AMENDMENT NO. _____. Amend House Bill 2196 by replacing everything after the enacting clause with the following:

"Section 5. The Meat and Poultry Inspection Act is amended by changing Section 5 as follows:

(225 ILCS 650/5) (from Ch. 56 1/2, par. 305)

Sec. 5. Exemptions; producers, retailers, and poultry raisers. ~~Exemptions - Producers, Retailers, and Poultry Raisers.~~

The following types of establishments are exempt from the specific provisions of this Act:

(A) A "producer" means any person engaged in producing agricultural products, for personal or family use, on whose farm the number of animals or poultry is in keeping with the size of the farm or with the volume or character of the agricultural products produced thereon, but does

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not mean any person engaged in producing agricultural products who:

1. actively engages in buying or trading animals or poultry or both; or

2. actively engages directly or indirectly in conducting a business which includes the slaughter of animals or poultry or both, for human food purposes; or

3. actively engages, directly or indirectly, in
canning, curing, pickling, freezing, salting meat or
poultry, or in preparing meat or poultry products for
sale, ~~or~~

~~4. slaughters or permits any person to slaughter
on his or their farm animals or poultry not owned by
the producer for more than 30 days.~~

(A-5) Retail dealers or retail butchers with respect
to meat or poultry products sold directly to consumers in
retail stores; provided, that the only processing
operation performed by such retail dealers or retail
butchers is the cutting up of meat or poultry products
which have been inspected under the provisions of this Act
and is incidental to the operation of the retail food
store.

(B) Poultry raisers with respect to poultry raised on
their own farms or premises if:

(a) ~~if~~ such raisers slaughter, eviscerate, or

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further process not more than 7,500 ~~5,000~~ poultry
during the calendar year for which this exemption is
being granted;

(b) such poultry raisers do not engage in buying
or selling poultry products other than those produced
from poultry raised on their own farms or premises;

(c) such poultry or poultry products are
slaughtered, otherwise prepared, sold or delivered to
the consumer on or from the premises for which the
exemption is given, including sales at the poultry
raiser's farm, at a farmers' market, at a roadside
stand, or through delivery to the consumer;

(d) such slaughter or preparation shall be
performed in sanitary facilities, in a sanitary
manner, and subject to periodic inspection by
Department personnel;

(e) persons desiring such exemptions shall submit
in writing a request to the Department;

(f) there is at least one person who is

responsible for all periods of operation for the premises for which the exemption is given who has successfully obtained a certification as a Certified Food Protection Manager from a program that is accredited by the American National Standards Institute;

(g) the poultry products are labeled in at least

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10-point font to include the producer's name and address, the date on which the poultry product was processed, and the statement "NOT INSPECTED-Exempt P.L. 90-492";

(h) at the point of sale, notice is provided in a prominent location and states the following: "These poultry products were processed in an on-farm facility that is exempt from continuous inspection by the Illinois Department of Agriculture or the United States Department of Agriculture.". A notice on a physical display shall be prominently displayed on a placard in at least 18-point font. A notice displayed online shall be displayed in the form of a message on the farm's online sales interface at the point of sale;

(i) at the point of sale at farmers' markets, information in the form of a placard, flyer, or product label shall be provided to consumers regarding safe handling instructions for poultry or poultry products produced under this Section as described in 9 CFR 381.125(b) with the rationale statement provided in 9 CFR 381.125(b)(2)(ii);

(j) poultry and poultry products produced under this Section shall be maintained at temperatures as provided in Section 3.3 of the Food Handling Regulation Enforcement Act during storage.

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1 transportation, shipping, and delivery; and
2 (k) poultry or poultry products produced under
3 this Section that are sold, offered for sale, or
4 otherwise distributed at farmers' markets shall be
5 sealed in a watertight or leakproof bag or other
6 watertight or leakproof packaging.

7 ~~An~~ The exemption under this Section shall be effective
8 upon written notice from the Department and shall remain
9 in effect for a period of 2 years, unless revoked.

10 Adequate records must be maintained to assure that not
11 more than the number of exempted poultry are slaughtered
12 or processed in one calendar year. Such records shall be
13 kept for one year following the termination of each
14 exemption. Any advertisement regarding the exempt poultry
15 or poultry products shall reflect the fact of exemption so
16 as not to mislead the consumer to presume official
17 inspection has been made under the Meat and Poultry
18 Inspection Act.

19 (Source: P.A. 91-170, eff. 1-1-00; 91-614, eff. 1-1-00; 92-16,
20 eff. 6-28-01.)".