

SB1903



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB1903

Introduced 2/10/2017, by Sen. Ira I. Silverstein

SYNOPSIS AS INTRODUCED:

510 ILCS 70/3.01

from Ch. 8, par. 703.01

Amends the Humane Care for Animals Act. Provides that no owner of a companion animal (rather than a cat or dog that is a companion animal) may expose the companion animal in a manner that places that animal in a life-threatening situation for a prolonged period of time in extreme heat or cold conditions that: (1) results in injury to or death of the animal; or (2) results in hypothermia, hyperthermia, frostbite, or similar condition as diagnosed by a doctor of veterinary medicine.

LRB100 08865 SLF 19008 b

A BILL FOR

1 AN ACT concerning animals.

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

4 Section 5. The Humane Care for Animals Act is amended by
5 changing Section 3.01 as follows:

6 (510 ILCS 70/3.01) (from Ch. 8, par. 703.01)

7 Sec. 3.01. Cruel treatment.

8 (a) No person or owner may beat, cruelly treat, torment,
9 starve, overwork or otherwise abuse any animal.

10 (b) No owner may abandon any animal where it may become a
11 public charge or may suffer injury, hunger or exposure.

12 (c) No owner of a ~~dog or cat that is a~~ companion animal may
13 expose the companion animal ~~dog or cat~~ in a manner that places
14 that animal ~~the dog or cat~~ in a life-threatening situation for
15 a prolonged period of time in extreme heat or cold conditions
16 that:

17 (1) results in injury to or death of the animal; or

18 (2) results in hypothermia, hyperthermia, frostbite,
19 or similar condition as diagnosed by a doctor of veterinary
20 medicine.

21 (c-5) Nothing in this Section shall prohibit an animal from
22 being impounded in an emergency situation under subsection (b)
23 of Section 12 of this Act.

1 (d) A person convicted of violating this Section is guilty
2 of a Class A misdemeanor. A second or subsequent conviction for
3 a violation of this Section is a Class 4 felony. In addition to
4 any other penalty provided by law, a person who is convicted of
5 violating subsection (a) upon a companion animal in the
6 presence of a child, as defined in Section 12-0.1 of the
7 Criminal Code of 2012, shall be subject to a fine of \$250 and
8 ordered to perform community service for not less than 100
9 hours. In addition to any other penalty provided by law, upon
10 conviction for violating this Section, the court may order the
11 convicted person to undergo a psychological or psychiatric
12 evaluation and to undergo any treatment at the convicted
13 person's expense that the court determines to be appropriate
14 after due consideration of the evidence. If the convicted
15 person is a juvenile or a companion animal hoarder, the court
16 must order the convicted person to undergo a psychological or
17 psychiatric evaluation and to undergo treatment that the court
18 determines to be appropriate after due consideration of the
19 evaluation.

20 (Source: P.A. 99-311, eff. 1-1-16; 99-357, eff. 1-1-16; 99-642,
21 eff. 7-28-16; 99-782, eff. 8-12-16.)