

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 16.3 and by adding Section 16.5 as follows:

6 (510 ILCS 70/16.3)

7 Sec. 16.3. Civil actions. Any person who has a right of  
8 ownership in an animal that is subjected to an act of  
9 aggravated cruelty under Section 3.02 or torture under Section  
10 3.03 in violation of this Act or in an animal that is injured  
11 or killed as a result of actions taken by a person who acts in  
12 bad faith under subsection (b) of Section 3.06 or under Section  
13 12 of this Act may bring a civil action to recover the damages  
14 sustained by that owner. Damages may include, but are not  
15 limited to, the monetary value of the animal, veterinary  
16 expenses incurred on behalf of the animal, any other expenses  
17 incurred by the owner in rectifying the effects of the cruelty,  
18 pain, and suffering of the animal, and emotional distress  
19 suffered by the owner. In addition to damages that may be  
20 proven, the owner is also entitled to punitive or exemplary  
21 damages of not less than \$500 but not more than \$25,000 for  
22 each act of abuse or neglect to which the animal was subjected.  
23 In addition, the court must award reasonable attorney's fees

1 and costs actually incurred by the owner in the prosecution of  
2 any action under this Section.

3 The remedies provided in this Section are in addition to  
4 any other remedies allowed by law.

5 In an action under this Section, the court may enter any  
6 injunctive orders reasonably necessary to protect animals from  
7 any further acts of abuse, neglect, or harassment by a  
8 defendant.

9 The statute of limitations for a violation of this Act  
10 ~~crUELty to animals~~ is 2 years.

11 (Source: P.A. 92-454, eff. 1-1-02.)

12 (510 ILCS 70/16.5 new)

13 Sec. 16.5. Emergency care to an animal; immunity from civil  
14 liability. Any person, including without limitation any person  
15 licensed under the Veterinary Medicine and Surgery Practice Act  
16 of 2004 or licensed as a veterinarian in any other state or  
17 territory of the United States, who in good faith provides  
18 emergency care or treatment without fee to an injured animal or  
19 an animal separated from its owner due to an emergency or a  
20 disaster is not liable for civil damages as a result of his or  
21 her acts or omissions in providing or arranging further care or  
22 treatment, except for willful or wanton misconduct.

23 Section 99. Effective date. This Act takes effect upon  
24 becoming law.