

# SB1840



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

SB1840

Introduced 2/9/2011, by Sen. Linda Holmes

#### SYNOPSIS AS INTRODUCED:

225 ILCS 605/3.15

Amends the Animal Welfare Act. Provides that a pet shop shall charge a \$15 fee for each dog and cat sold.

LRB097 10120 CEL 50302 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning regulation.

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

4 Section 5. The Animal Welfare Act is amended by changing  
5 Section 3.15 as follows:

6 (225 ILCS 605/3.15)

7 Sec. 3.15. Disclosures for dogs and cats being sold by pet  
8 shops.

9 (a) Prior to the time of sale, every pet shop operator  
10 must, to the best of his or her knowledge, provide to the  
11 consumer the following information on any dog or cat being  
12 offered for sale:

13 (1) The retail price of the dog or cat, including any  
14 additional fees or charges.

15 (2) The breed, age, date of birth, sex, and color of  
16 the dog or cat.

17 (3) The details of any inoculation or medical treatment  
18 that the dog or cat received while under the possession of  
19 the pet shop operator.

20 (4) The name and business address of both the dog or  
21 cat breeder and the facility where the dog or cat was born.  
22 If the dog or cat breeder is located in the State, then the  
23 breeder's license number. If the dog or cat breeder also

1 holds a license issued by the United States Department of  
2 Agriculture, the breeder's federal identification number.

3 (5) Any known congenital or hereditary diseases of the  
4 parents of the dog or cat, or the parents' other offspring.

5 (6) If eligible for registration with a pedigree  
6 registry, then the name and registration numbers of the  
7 sire and dam and the address of the pedigree registry where  
8 the sire and dam are registered.

9 (7) If the dog or cat was returned by a customer, then  
10 the date and reason for the return.

11 (8) The following written statement: "A copy of our  
12 policy regarding warranties, refunds, or returns is  
13 available upon request."

14 (9) The pet shop operator's license number issued by  
15 the Illinois Department of Agriculture.

16 (b) The information required in subsection (a) shall be  
17 provided to the customer in written form by the pet shop  
18 operator and shall have an acknowledgement of disclosures form,  
19 which must be signed by the customer and the pet shop operator  
20 at the time of sale. The acknowledgement of disclosures form  
21 shall include the following:

22 (1) A blank space for the dated signature and printed  
23 name of the pet shop operator, which shall be immediately  
24 beneath the following statement: "I hereby attest that all  
25 of the above information is true and correct to the best of  
26 my knowledge."

1           (2) A blank space for the customer to sign and print  
2           his or her name and the date, which shall be immediately  
3           beneath the following statement: "I hereby attest that this  
4           disclosure was posted on or near the cage of the dog or cat  
5           for sale and that I have read all of the disclosures. I  
6           further understand that I am entitled to keep a signed copy  
7           of this disclosure."

8           (c) A copy of the disclosures and the signed  
9           acknowledgement of disclosures form shall be provided to the  
10          customer at the time of sale and the original copy shall be  
11          maintained by the pet shop operator for a period of 2 years  
12          from the date of sale. A copy of the pet store operator's  
13          policy regarding warranties, refunds, or returns shall be  
14          provided to the customer.

15          (d) A pet shop operator shall post in a conspicuous place  
16          in writing on or near the cage of any dog or cat available for  
17          sale the information required by subsection (a) of this Section  
18          3.15.

19          (e) A pet shop shall collect \$15 for each dog or cat sold.  
20          The money shall be sent quarterly to the Department of Public  
21          Health and be deposited in the Pet Population Control Fund. The  
22          Department shall distribute the proceeds of this fee to  
23          qualified animal shelters.

24          (Source: P.A. 96-1470, eff. 1-1-11.)