



Sen. Sue Rezin

Filed: 3/18/2014

09800SB3138sam001

LRB098 20137 MGM 56998 a

1 AMENDMENT TO SENATE BILL 3138

2 AMENDMENT NO. _____. Amend Senate Bill 3138 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Humane Care for Animals Act is amended by
5 changing Section 17 and by adding Sections 2.11 and 19 as
6 follows:

7 (510 ILCS 70/2.11 new)

8 Sec. 2.11. National Do Not Adopt Registry. "National Do Not
9 Adopt Registry" means the national registry of animal abuse
10 convictions maintained by the Animal Legal Defense Fund that
11 (1) contains the convicted person's name, date of birth, the
12 offense for which the person has been convicted, and whether
13 the person is prohibited from possessing animals and (2) is
14 free of charge, publicly accessible, and searchable by full
15 name and birthdate.

1 (510 ILCS 70/17)

2 Sec. 17. Penalties.

3 (a) Any person convicted of any act of abuse or neglect or
4 of violating any other provision of this Act, except Section 19
5 of this Act, for which a penalty is not otherwise provided, or
6 any rule, regulation, or order of the Department pursuant
7 thereto, is guilty of a Class B misdemeanor. A second or
8 subsequent violation is a Class 4 felony with every day that a
9 violation continues constituting a separate offense.

10 (b) The Department may enjoin a person from a continuing
11 violation of this Act.

12 (Source: P.A. 95-560, eff. 8-30-07.)

13 (510 ILCS 70/19 new)

14 Sec. 19. National Do Not Adopt Registry; reporting.

15 (a) Upon entering a conviction, on or after January 1,
16 2015, for a violation involving companion animals of Section
17 3.01, 3.02, or 3.03 of this Act, or for a violation of Section
18 4.01 or 6 of this Act, or Section 12-35 or 48-1 of the Criminal
19 Code of 2012, by a defendant 18 years of age or older, the
20 presiding judge shall notify the defendant that the conviction
21 will be reported to the national Do Not Adopt Registry. The
22 court shall order the clerk of the court to send notice of the
23 conviction and the defendant's name, date of birth, and offense
24 for which the defendant has been convicted, to the national Do
25 Not Adopt Registry.

1 (b) Any animal shelter, pet store, animal breeder, or
2 person may conduct a search of the national Do Not Adopt
3 Registry prior to selling, transferring, delivering, or
4 placing for adoption a companion animal to another person.

5 (c) No cause of action shall arise from the failure of any
6 animal shelter, pet store, animal breeder, or person to conduct
7 a search of the national Do Not Adopt Registry prior to
8 selling, transferring, delivering, or placing for adoption a
9 companion animal to another person. No cause of action shall
10 arise from the actions of any animal shelter, pet store, animal
11 breeder, or person in conducting a search of the national Do
12 Not Adopt Registry prior to selling, transferring, delivering,
13 or placing for adoption a companion animal to another person."