



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5978

by Rep. JoAnn D. Osmond

SYNOPSIS AS INTRODUCED:

30 ILCS 105/5.855 new
510 ILCS 70/19 new

Amends the State Finance Act. Creates the Animal Abuse Registry Fund. Amends the Humane Care for Animals Act. Provides that the Department of Agriculture shall create and maintain an animal abuse registry. Provides that any person 18 years of age or older that resides in or is domiciled in this State that has been convicted of cruel treatment, aggravated cruelty, or animal torture shall register with the Department of Agriculture within 30 calendar days after the date of conviction to be placed on the animal abuse registry. Failure to register is a Class B misdemeanor for a first offense and a Class 4 felony for a subsequent violation. Prohibits a registered person from owning a companion animal or being employed at an animal shelter, pound, pet shop, zoo, or other business where companion animals are present.

LRB098 19111 MGM 54262 b

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 State Finance Act is amended by adding
5 Section 5.855 as follows:

6 (30 ILCS 105/5.855 new)

7 Sec. 5.855. The Animal Abuse Registry Fund.

8 Section 10. The Humane Care for Animals Act is amended by
9 adding Section 19 as follows:

10 (510 ILCS 70/19 new)

11 Sec. 19. Animal abuse registry.

12 (a) The Department shall create and maintain the animal
13 abuse registry. Any person 18 years of age or older that
14 resides in or is domiciled in this State that has been
15 convicted of a violation of Sections 3.01, 3.02, or 3.03 of
16 this Act shall register with the Department within 30 calendar
17 days after the date of conviction to be placed on the animal
18 abuse registry.

19 (b) Upon entering a conviction for a violation of Sections
20 3.01, 3.02, or 3.03 of this Act, the presiding judge shall
21 notify the convicted individual of that individual's

1 requirement to register under this Section. The clerk of the
2 court shall send notice of the conviction and the individual's
3 name, date of birth, address, and offense for which he or she
4 has been convicted to the Department.

5 (c) Any person required to register under this Section
6 shall provide to the Department his or her name, date of birth,
7 address, and the offense for which he or she has been
8 convicted.

9 (d) Any person required to register under this Section
10 shall register annually, and shall continue to register until
11 that person receives a court order ordering that the
12 registration cease. No court order removing the requirement for
13 registration shall be issued until the registrant first
14 demonstrates to the court that he or she has undergone
15 psychiatric or psychological testing, the result of which
16 indicates by clear and convincing evidence his or her capable
17 and sound mental capacity and ability to own and properly care
18 for an animal in a humane manner. Any person required to
19 register under this Section shall notify the Department of any
20 name or address change.

21 (e) Any person required to register under this Section
22 shall not own a companion animal or have employment at an
23 animal shelter, pound, pet shop, zoo, or other business
24 establishment where companion animals are present.

25 (f) The animal abuse registry database shall be publicly
26 accessible and indexed by name, date of birth, and address. The

1 registry shall include the offense for which the registrant has
2 been convicted.

3 (g) The Animal Abuse Registry Fund is created as a special
4 fund in the State Treasury. Any person required to register
5 under this Section shall, in addition to any penalty authorized
6 by law, pay a mandatory annual fee of \$50 to the Department.
7 The annual fee shall be deposited into the Animal Abuse
8 Registry Fund to be used by the Department for establishing and
9 maintaining the animal abuse registry. The Department shall
10 establish procedures to document receipt and use of the funds.