



Rep. Allen Skillicorn

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10000HB4380ham003

LRB100 17809 SLF 39096 a

1 AMENDMENT TO HOUSE BILL 4380

2 AMENDMENT NO. _____. Amend House Bill 4380, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

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

7 (510 ILCS 70/3.01) (from Ch. 8, par. 703.01)

8 Sec. 3.01. Cruel treatment.

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

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

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

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

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

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

8 (c-10) Nothing in this Section shall prohibit a law
9 enforcement officer, an animal control officer, or humane
10 investigator under the authority of a law enforcement officer
11 from taking temporary custody of a dog or cat that is a
12 companion animal that is exposed in a manner that places the
13 dog or cat in a life-threatening situation for a prolonged
14 period of time in extreme heat or cold conditions that may
15 result in injury or death of the animal or may result in
16 hypothermia, hyperthermia, frostbite, or similar condition.
17 Upon taking temporary custody of an animal under this
18 subsection (c-10), the law enforcement officer, animal control
19 officer, or humane investigator shall attempt to contact the
20 owner of the animal and may seek veterinary care for the animal
21 at the earliest possible opportunity. The owner of the animal
22 is responsible for any costs of providing care to the animal.

23 (d) A person convicted of violating this Section is guilty
24 of a Class A misdemeanor. A second or subsequent conviction for
25 a violation of this Section is a Class 4 felony. In addition to
26 any other penalty provided by law, a person who is convicted of

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

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