

1 AN ACT concerning wildlife.

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

4 Section 5. The Criminal Code of 2012 is amended by adding
5 Section 48-11 as follows:

6 (720 ILCS 5/48-11 new)

7 Sec. 48-11. Unlawful use of an elephant in a traveling
8 animal act.

9 (a) Definitions. As used in this Section:

10 "Mobile or traveling animal housing facility" means a
11 transporting vehicle such as a truck, trailer, or railway car
12 used to transport or house animals while traveling to an
13 exhibition or other performance.

14 "Performance" means an exhibition, public showing,
15 presentation, display, exposition, fair, animal act, circus,
16 ride, trade show, petting zoo, carnival, parade, race, or other
17 similar undertaking in which animals are required to perform
18 tricks, give rides, or participate as accompaniments for
19 entertainment, amusement, or benefit of a live audience.

20 "Traveling animal act" means any performance of animals
21 where animals are transported to, from, or between locations
22 for the purpose of a performance in a mobile or traveling
23 animal housing facility.

1 (b) A person commits unlawful use of an elephant in a
2 traveling animal act when he or she knowingly allows for the
3 participation of an African elephant (Loxodonta Africana) or
4 Asian elephant (Elephas maximus) protected under the federal
5 Endangered Species Act of 1973 in a traveling animal act.

6 (c) This Section does not apply to an exhibition of
7 elephants at a non-mobile, permanent institution, or other
8 facility.

9 (d) Sentence. Unlawful use of an elephant in a traveling
10 animal act is a Class A misdemeanor.