



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

**HB2563**

by Rep. Anne Stava-Murray

#### SYNOPSIS AS INTRODUCED:

New Act  
505 ILCS 30/3

from Ch. 56 1/2, par. 66.3

Creates Prohibit Animal Remains in Pet Food Act. Provides that pet food is prohibited in the State if it contains: (1) any animal remains from an animal that has been euthanized by the use of any drug injected intravenously or through a nonvascular route; or (2) any dog or cat remains, regardless of how the dog or cat was killed. Makes conforming changes to the Illinois Commercial Feed Act of 1961. Effective immediately.

LRB101 10632 SLF 55738 b

1 AN ACT concerning pet food.

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

4 Section 1. Short title. This Act may be cited as the  
5 Prohibit Animal Remains in Pet Food Act.

6 Section 5. Prohibitions; pet food. Pet food is prohibited  
7 in this State if it contains: (1) any animal remains from an  
8 animal that has been euthanized by the use of any drug injected  
9 intravenously or through a nonvascular route; or (2) any dog or  
10 cat remains, regardless of how the dog or cat was killed.

11 Section 50. The Illinois Commercial Feed Act of 1961 is  
12 amended by changing Section 3 as follows:

13 (505 ILCS 30/3) (from Ch. 56 1/2, par. 66.3)

14 Sec. 3. Definitions of words and terms. When used in this  
15 Act unless the context otherwise requires:

16 (a) The term "person" means any individual, partnership,  
17 corporation and association.

18 (b) The term "distribute" means to offer for sale, sell,  
19 exchange, give away or barter commercial feed or to supply,  
20 furnish or otherwise provide commercial feed to a contract  
21 feeder.

1           (c) The term "distributor" means any person who  
2 distributes.

3           (d) The term "commercial feed" means all materials,  
4 including customer formula feeds, which are distributed for use  
5 as feed, or labeled with a guaranteed analysis for use as feed,  
6 or for mixing in feed for birds or animals other than man  
7 except:

8           (1) Whole unmixed seed or grain or physically altered  
9 entire unmixed seed or grain, providing such seed or grain  
10 is not adulterated within the meaning of Section 7 of this  
11 Act.

12           (2) Unground hay, straw, stover, silage, cobs, husks  
13 and hulls when not mixed with other materials and not  
14 adulterated within the meaning of Section 7 of this Act.

15           (3) Individual chemical compounds when not mixed with  
16 other materials and not adulterated within the meaning of  
17 Section 7 of this Act.

18           (e) The term "feed ingredient" means each of the  
19 constituent materials making up a commercial feed.

20           (f) The term "mineral feed" means a commercial feed  
21 intended to supply primarily mineral elements or inorganic  
22 nutrients.

23           (g) The term "drug" means any article intended for use in  
24 the diagnosis, cure, mitigation, treatment, or prevention of  
25 disease in animals other than man and articles other than feed  
26 intended to affect the structure or any function of the

1 animal's body.

2 (h) The term "customer-formula feed" means commercial feed  
3 which consists of a mixture of commercial feeds and/or feed  
4 ingredients each batch of which mixture is mixed according to  
5 the specific instructions of the final purchaser.

6 (i) The term "manufacture" means to grind, mix or blend or  
7 further process a commercial feed for distribution.

8 (j) The term "brand name" means any word, name, symbol,  
9 device, or any combination thereof, identifying the commercial  
10 feed of a distributor or manufacturer and distinguishing it  
11 from that of others.

12 (k) The term "product name" means the name of the  
13 commercial feed which identifies it as to kind, class, or  
14 specific use.

15 (l) The term "label" means a display of written, printed or  
16 graphic matter upon or affixed to the container in which a  
17 commercial feed is distributed, or on the invoice or delivery  
18 slip with which a commercial feed or customer-formula feed is  
19 distributed.

20 (m) The term "ton" means a net weight of 2000 pounds  
21 avoirdupois.

22 (n) The term "per cent" or "percentage" means percentage by  
23 weight.

24 (o) The term "official sample" means any sample of feed  
25 taken by the Director or his agent and designated as "official"  
26 by the Director or his agent.

1           (p) The term "contract feeder" means a person who, as an  
2 independent contractor, feeds commercial feed to animals  
3 pursuant to a contract whereby such commercial feed is  
4 supplied, furnished or otherwise provided to such person and  
5 whereby such person's remuneration is determined all or in part  
6 by feed consumption, mortality, profits or amount or quality of  
7 product.

8           (q) The term "seed" means agricultural, grass, vegetable or  
9 other seeds as determined by the Department.

10          (r) The term "grain" means corn, wheat, rye, oats, barley,  
11 flaxseed, sorghum, soybeans, mixed grain, and any other food  
12 grains, feed grains, and oilseeds for which standards are  
13 established under the United States Grain Standards Act.

14          (s) The term "pet food" means any commercial feed prepared  
15 and distributed for consumption by dogs and cats that does not  
16 contain any animal remains from an animal that has been  
17  euthanized by the use of any drug injected intravenously or  
18  through another nonvascular route or the remains of any dog or  
19  cat.

20          (t) The term "specialty pet food" means any commercial feed  
21 prepared and distributed for consumption by specialty pets.

22          (u) The term "specialty pet" means any animal normally  
23 maintained in confinement, including but not limited to,  
24 gerbils, hamsters, birds, fish, snakes, turtles, and zoo  
25 animals.

26          (v) The term "animal" means any living creature, domestic

1 or wild, but does not include man.

2 (w) The term "Department" means the Department of  
3 Agriculture of the State of Illinois.

4 (x) The term "Director" means the Director of the  
5 Department of Agriculture of the State of Illinois or duly  
6 authorized representative.

7 (Source: P.A. 87-664.)

8 Section 99. Effective date. This Act takes effect upon  
9 becoming law.