



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3905

Introduced 10/17/2019, by Rep. La Shawn K. Ford

SYNOPSIS AS INTRODUCED:

720 ILCS 5/48-8.5 new

Amends the Criminal Code of 2012. Provides that a person who intentionally misrepresents an animal as a service animal commits a petty offense. Provides that a person commits intentional misrepresentation of an animal as a service animal when the person: (1) intentionally misrepresents an animal in his or her possession as his or her service animal; (2) was previously given a warning that it is illegal to intentionally misrepresent an animal as a service animal; and (3) knows that the animal is a not a service animal.

LRB101 14500 LNS 63395 b

1 AN ACT concerning criminal law.

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 48-8.5 as follows:

6 (720 ILCS 5/48-8.5 new)

7 Sec. 48-8.5. Misrepresentation of service animal.

8 (a) A person commits the offense of intentional
9 misrepresentation of an animal as a service animal when:

10 (1) the person intentionally misrepresents an animal
11 in his or her possession as his or her service animal, or a
12 person with a disability's service animal whom the person
13 is assisting by controlling, for the purpose of obtaining
14 any of the rights or privileges set forth in State or
15 federal law;

16 (2) the person was previously given a written or verbal
17 warning regarding the fact that it is illegal to
18 intentionally misrepresent an animal as a service animal;
19 and

20 (3) the person knows that the animal is not a service
21 animal.

22 (b) A person who violates this Section commits a petty
23 offense.

1 (c) For purposes of this Section, "service animal" has the
2 same meaning as in Section 48-8.