



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB1801

Introduced 2/26/2021, by Sen. Thomas Cullerton

SYNOPSIS AS INTRODUCED:

30 ILCS 105/5.935 new
510 ILCS 70/4.02a new

Amends the Humane Care for Animals Act. Provides that a person convicted of aggravated cruelty, a violation involving animals for entertainment, and dog fighting and a person convicted of similar offenses in another jurisdiction shall register with the county sheriff for 7 years following his or her conviction. Provides that a person with 2 or more convictions of these offenses is subject to registration for 10 years. Provides that following the initial registration, a repeat offender shall annually renew the registration with the county sheriff prior to December 31 of each subsequent calendar year for a period of 10 years. Creates the Animal Abuse Registry Fund to cover costs in the administration of the Animal Abuse Registry. Provides that the rest of the funds collected shall be transmitted to the State Treasurer for deposit into the Animal Abuse Registry Fund. Provides that after the required period of registration, the personal information of the offender or repeat offender shall be removed from the local and central animal abuse registry. Makes conforming changes to the State Finance Act. Effective immediately.

LRB102 04581 CMG 14600 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 5.935 as follows:

6 (30 ILCS 105/5.935 new)

7 Sec. 5.935. The Animal Abuse Registry Fund.

8 Section 10. The Humane Care for Animals Act is amended by
9 adding Section 4.02a as follows:

10 (510 ILCS 70/4.02a new)

11 Sec. 4.02a. Animal abuse registry.

12 (a) The following persons shall register with the county
13 sheriff for the county in which the person is located for 7
14 years following the conviction:

15 (1) Persons convicted of any of the following
16 offenses:

17 (A) Aggravated cruelty, as defined in Section 3.02
18 of this Act.

19 (B) A violation involving animals for
20 entertainment under Section 4.01 of this Act.

21 (C) Dog fighting, under Section 48-1 of the

1 Criminal Code of 2012.

2 (2) Persons currently residing in this State who have
3 been convicted of offenses similar to the crimes cited in
4 paragraph (1) of this subsection (a) under the laws of the
5 United States or one of its territories or possessions,
6 another state, the District of Columbia, the commonwealth
7 of Puerto Rico, or a foreign nation.

8 (a-5) An initial registration fee of \$50 shall be due at
9 the time of registration. For every subsequent renewal
10 registration, a fee of \$25 shall be due. For each fee
11 collected, \$2 shall be retained by the sheriff for the
12 administrative costs of the registry. The rest of the funds
13 collected shall be transmitted to the State Treasurer for
14 deposit into the Animal Abuse Registry Fund. A special fund in
15 the State treasury is hereby created which shall be known as
16 the Animal Abuse Registry Fund. Monies in the Fund shall be
17 appropriated to the Illinois State Police to cover costs in
18 the administration of the Animal Abuse Registry.

19 (b) A person with 2 or more convictions of any of the
20 offenses set forth in subsection (a) shall be subject to
21 registration for 10 years.

22 (c) An offender or repeat offender following release from
23 incarceration, upon parole or mandatory supervised release
24 from a correctional institution, or upon commencement of
25 immediate punishment or probation that results from a
26 conviction for an offense listed under subsection (a) who is

1 located within the boundaries of this State for more than 30
2 consecutive days, shall register with the county sheriff for
3 the county in which the offender or repeat offender is located
4 before the end of the 31st day.

5 (d) An offender or repeat offender who is currently
6 registered in the county of the offender's previous location
7 within this State shall reregister with the county sheriff for
8 the county in which the offender or repeat offender is now
9 located no later than 30 days after moving to the new location
10 in this State.

11 (e) Following the initial registration under this Section,
12 an offender shall annually renew the registration with the
13 county sheriff prior to December 31 of each subsequent
14 calendar year for a period of 7 years. Following the initial
15 registration under this Section, a repeat offender shall
16 annually renew the registration with the county sheriff prior
17 to December 31 of each subsequent calendar year for a period of
18 10 years.

19 (f) The offender or repeat offender shall provide the
20 county sheriff with the following information:

21 (1) Legal name and any other names or aliases that the
22 offender uses or has used.

23 (2) Date of birth.

24 (3) Current address or location.

25 (4) The county or counties in this State where the
26 offender is registered under this Section.

1 (g) The county sheriff shall obtain the following from the
2 offender or repeat offender:

3 (1) A photograph of the offender.

4 (2) A description of any tattoos, scars, or other
5 distinguishing features on the offender's body that would
6 assist in identifying the offender.

7 (h) For registration renewal, the offender or repeat
8 offender shall provide updated information for the required
9 information contained in subsections (f) and (g).

10 (i) The county sheriff shall establish and maintain a
11 local registry of offenders in the sheriff's jurisdiction to
12 be known as the local animal abuse registry. The sheriff shall
13 be responsible for forwarding all registration information to
14 the Illinois State Police. After the required period of
15 registration, the personal information of the offender or
16 repeat offender shall be removed from the local animal abuse
17 registry.

18 (j) The Illinois State Police shall establish and maintain
19 a central registry of offenders required to register under
20 this Section to be known as the central animal abuse registry.
21 Information contained in the central animal abuse registry of
22 offenders shall be made available to the public through the
23 Internet and telephone. All of the information contained in an
24 offender's registration shall be made available to the public.
25 Records of each registration shall be maintained for the
26 period that an offender or repeat offender is required to be

1 registered. After the required period of registration, the
2 personal information of the offender or repeat offender shall
3 be removed from the central animal abuse registry.

4 An individual may use the information contained in the
5 central animal abuse registry and the local animal abuse
6 registry for protecting animals at risk of abuse.

7 (k) The sentencing court shall inform offenders and repeat
8 offenders at the time of sentencing of the provisions of this
9 Section. The court shall:

10 (1) Specifically inform the offender of the duty to
11 register and provide the information required for
12 registration.

13 (2) Specifically inform the offender of the duty to
14 inform the county sheriff within 30 days if the offender
15 or repeat offender changes residence or establishes an
16 additional residence or residences.

17 (3) Require the offender to read and sign a form
18 stating that the duty to register under this Section has
19 been provided in writing and has been explained. If the
20 offender is incapable of reading, the court shall certify
21 the duty to register was explained to the offender and the
22 offender indicated an understanding of the duty.

23 (l) An individual who is subject to registration under
24 this Section commits an offense if he or she knowingly fails
25 to:

26 (1) Register or reregister with the county sheriff as

1 required under this Section.

2 (2) Provide accurate information when registering
3 under this Section.

4 A person subject to registration under this Section who
5 violates this Section is guilty of a Class 3 felony for the
6 first offense and a Class 2 felony for a second or subsequent
7 offense.

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