

SB0341



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB0341

Introduced 2/7/2007, by Sen. John J. Cullerton

SYNOPSIS AS INTRODUCED:

65 ILCS 5/11-20-14 new

Amends the Illinois Municipal Code. Provides that a municipality with a population of 1,000,000 or more may enact an ordinance to allow companion dogs in outdoor areas of restaurants where food is served. Defines "companion dog".

LRB095 10536 HLH 30753 b

A BILL FOR

1 AN ACT concerning municipalities.

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

4 Section 5. The Illinois Municipal Code is amended by adding
5 Section 11-20-14 as follows:

6 (65 ILCS 5/11-20-14 new)

7 Sec. 11-20-14. Companion dogs; restaurants.

8 Notwithstanding any other prohibition to the contrary, a
9 municipality with a population of 1,000,000 or more may, by
10 ordinance, authorize the presence of companion dogs in outdoor
11 areas of restaurants where food is served, if the ordinance
12 provides for adequate controls to ensure compliance with the
13 Illinois Food, Drug, and Cosmetic Act, the Food Handling
14 Regulation Enforcement Act, the Sanitary Food Preparation Act,
15 and any other applicable statutes and ordinances. An ordinance
16 enacted under this Section shall provide that: (i) no companion
17 dog shall be present in the interior of any restaurant or in
18 any area where food is prepared; and (ii) the restaurant shall
19 have the right to refuse to serve the owner of a companion dog
20 if the owner fails to exercise reasonable control over the
21 companion dog or the companion dog is otherwise behaving in a
22 manner that compromises or threatens to compromise the health
23 or safety of any person present in the restaurant, including,

1 but not limited to, violations and potential violations of any
2 applicable health code or other statute or ordinance. An
3 ordinance enacted under this Section may also provide for a
4 permitting process to authorize individual restaurants to
5 permit dogs as provided in this Section and to charge
6 applicants and authorized restaurants a reasonable permit fee
7 as the ordinance may establish.

8 For the purposes of this Section, "companion dog" means a
9 dog other than a service dog assisting a handicapped person.