



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB2589

by Rep. Silvana Tabares

SYNOPSIS AS INTRODUCED:

510 ILCS 70/2.11 new
510 ILCS 70/17
510 ILCS 70/19 new

Amends the Humane Care for Animals Act. Provides that, upon entering a conviction for a violation of specified provisions of the Act, or of specified provisions of the Criminal Code of 2012, by a defendant 18 years of age or older, the presiding judge shall notify the defendant that he or she must register with the national Do Not Adopt Registry. Provides that the defendant shall register with the national Do Not Adopt Registry within 10 days after the conviction and shall register annually for 10 years after the conviction. Provides that failure to properly register as required under the Act shall be a business offense with a fine of \$100 for the first offense, \$500 for the second offense, and \$1,000 for the third or subsequent offense. Provides that any animal shelter, pet store, animal breeder, or person shall conduct a search of the national Do Not Adopt Registry prior to selling, transferring, delivering, or placing for adoption a companion animal to another person.

LRB099 08098 MGM 28244 b

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 Humane Care for Animals Act is amended by
5 changing Section 17 and by adding Sections 2.11 and 19 as
6 follows:

7 (510 ILCS 70/2.11 new)

8 Sec. 2.11. National Do Not Adopt Registry. "National Do Not
9 Adopt Registry" means the national registry of animal abuse
10 convictions maintained by the Animal Legal Defense Fund that
11 (1) contains the convicted person's name, date of birth,
12 physical description, the offense for which the person has been
13 convicted, and whether the person is prohibited from possessing
14 animals and (2) is free of charge, publicly accessible, and
15 searchable by full name and birthdate.

16 (510 ILCS 70/17)

17 Sec. 17. Penalties.

18 (a) Any person convicted of any act of abuse or neglect or
19 of violating any other provision of this Act, except Section 19
20 of this Act, for which a penalty is not otherwise provided, or
21 any rule, regulation, or order of the Department pursuant
22 thereto, is guilty of a Class B misdemeanor. A second or

1 subsequent violation is a Class 4 felony with every day that a
2 violation continues constituting a separate offense.

3 (b) The Department may enjoin a person from a continuing
4 violation of this Act.

5 (Source: P.A. 95-560, eff. 8-30-07.)

6 (510 ILCS 70/19 new)

7 Sec. 19. National Do Not Adopt Registry.

8 (a) Upon entering a conviction for a violation of Sections
9 3.01, 3.02, 3.03, 4.01, or 6 of this Act, or Sections 12-35 or
10 48-1 of the Criminal Code of 2012, by a defendant 18 years of
11 age or older, the presiding judge shall notify the defendant
12 that he or she must register with the national Do Not Adopt
13 Registry.

14 (b) The defendant shall provide to the national Do Not
15 Adopt Registry his or her name, date of birth, gender,
16 ethnicity, eye color, hair color, height, weight, and offense
17 for which he or she has been convicted.

18 (c) The defendant shall register with the national Do Not
19 Adopt Registry within 10 days after the conviction and shall
20 register annually for 10 years after the conviction.

21 (d) Failure to properly register as required under this
22 Section shall be a business offense with a fine of \$100 for the
23 first offense, \$500 for the second offense, and \$1,000 for the
24 third or subsequent offense.

25 (e) Any animal shelter, pet store, animal breeder, or

1 person shall conduct a search of the national Do Not Adopt
2 Registry prior to selling, transferring, delivering, or
3 placing for adoption a companion animal to another person.