

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 3.01 as follows:

6 (510 ILCS 70/3.01) (from Ch. 8, par. 703.01)

7 Sec. 3.01. Cruel treatment.

8 (a) No person or owner may beat, cruelly treat, torment,
9 starve, overwork or otherwise abuse any animal.

10 (b) No owner may abandon any animal where it may become a
11 public charge or may suffer injury, hunger or exposure.

12 (c) No owner of a dog or cat that is a companion animal may
13 expose the dog or cat in a manner that places the dog or cat in
14 a life-threatening situation for a prolonged period of time in
15 extreme heat or cold conditions that:

16 (1) results in injury to or death of the animal; or

17 (2) results in hypothermia, hyperthermia, frostbite,
18 or similar condition as diagnosed by a doctor of veterinary
19 medicine.

20 (c-5) Nothing in this Section shall prohibit an animal from
21 being impounded in an emergency situation under subsection (b)
22 of Section 12 of this Act.

23 (d) ~~(e)~~ A person convicted of violating this Section is

1 guilty of a Class A misdemeanor. A second or subsequent
2 conviction for a violation of this Section is a Class 4 felony.
3 In addition to any other penalty provided by law, a person who
4 is convicted of violating subsection (a) upon a companion
5 animal in the presence of a child, as defined in Section 12-0.1
6 of the Criminal Code of 2012, shall be subject to a fine of
7 \$250 and ordered to perform community service for not less than
8 100 hours. In addition to any other penalty provided by law,
9 upon conviction for violating this Section, the court may order
10 the convicted person to undergo a psychological or psychiatric
11 evaluation and to undergo any treatment at the convicted
12 person's expense that the court determines to be appropriate
13 after due consideration of the evidence. If the convicted
14 person is a juvenile or a companion animal hoarder, the court
15 must order the convicted person to undergo a psychological or
16 psychiatric evaluation and to undergo treatment that the court
17 determines to be appropriate after due consideration of the
18 evaluation.

19 (Source: P.A. 99-311, eff. 1-1-16; 99-357, eff. 1-1-16; revised
20 10-20-15.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.