



Sen. Linda Holmes

Filed: 2/17/2016

09900SB2234sam001

LRB099 15794 MGM 42546 a

1 AMENDMENT TO SENATE BILL 2234

2 AMENDMENT NO. _____. Amend Senate Bill 2234 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Humane Care for Animals Act is amended by
5 changing Sections 3, 3.01, 3.02, 3.03, 4.01, 6, 7, and 7.1 as
6 follows:

7 (510 ILCS 70/3) (from Ch. 8, par. 703)

8 Sec. 3. Owner's duties.

9 (a) Each owner shall provide for each of his or her
10 animals:

11 (1) a sufficient quantity of good quality, wholesome
12 food and water;

13 (2) adequate shelter and protection from the weather;

14 (3) veterinary care when needed to prevent suffering;

15 and

16 (4) humane care and treatment.

1 (b) To lawfully tether a dog outdoors, an owner must ensure
2 that the dog:

3 (1) does not suffer from a condition that is known, by
4 that person, to be exacerbated by tethering;

5 (2) is tethered in a manner that will prevent it from
6 becoming entangled with other tethered dogs;

7 (3) is not tethered with a lead that (i) exceeds
8 one-eighth of the dog's body weight or (ii) is a tow chain
9 or a log chain;

10 (4) is tethered with a lead that measures, when rounded
11 to the nearest whole foot, at least 10 feet in length;

12 (5) is tethered with a properly fitting harness or
13 collar other than the lead or a pinch, prong, or choke-type
14 collar; and

15 (6) is not tethered in a manner that will allow it to
16 reach within the property of another person, a public
17 walkway, or a road.

18 (c) Subsection (b) of this Section shall not be construed
19 to prohibit:

20 (1) a person from walking a dog with a hand-held leash;

21 (2) conduct that is directly related to the cultivating
22 of agricultural products, including shepherding or herding
23 cattle or livestock, if the restraint is reasonably
24 necessary for the safety of the dog;

25 (3) the tethering of a dog while at an organized and
26 lawful animal function, such as hunting, obedience

1 training, performance and conformance events, or law
2 enforcement training, or while in the pursuit of working or
3 competing in those endeavors; or

4 (4) a dog restrained in compliance with the
5 requirements of a camping or recreational area as defined
6 by a federal, State, or local authority or jurisdiction.

7 (d) A person convicted of violating subsection (a) of this
8 Section is guilty of a Class B misdemeanor. A second or
9 subsequent violation of subsection (a) of this Section is a
10 Class 4 felony with every day that a violation continues
11 constituting a separate offense. In addition to any other
12 penalty provided by law, upon conviction for violating
13 subsection (a) of this Section, the court may order the
14 convicted person to undergo a psychological or psychiatric
15 evaluation and to undergo any treatment at the convicted
16 person's expense that the court determines to be appropriate
17 after due consideration of the evaluation. If the convicted
18 person is a juvenile or a companion animal hoarder, the court
19 must order the convicted person to undergo a psychological or
20 psychiatric evaluation and to undergo treatment that the court
21 determines to be appropriate after due consideration of the
22 evaluation.

23 (e) A person convicted of violating subsection (b) of this
24 Section is guilty of a Class B misdemeanor. A person who
25 commits a violation of this Section against more than one
26 animal may be charged with a separate offense for each animal

1 that was treated in a manner violating this Section.

2 (f) As used in this Section, "tether" means to restrain by
3 tying to an object or structure, including, without limitation,
4 a house, tree, fence, post, garage, shed, or clothes line at a
5 person's residence or business, by any means, including,
6 without limitation, a chain, rope, cord, leash, or running
7 line.

8 (Source: P.A. 98-101, eff. 1-1-14.)

9 (510 ILCS 70/3.01) (from Ch. 8, par. 703.01)

10 Sec. 3.01. Cruel treatment.

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

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

15 (c) No owner of a dog or cat that is a companion animal may
16 expose the dog or cat in a manner that places the dog or cat in
17 a life-threatening situation for a prolonged period of time in
18 extreme heat or cold conditions that results in injury to or
19 death of the animal.

20 (d) ~~(e)~~ A person convicted of violating this Section is
21 guilty of a Class A misdemeanor. A second or subsequent
22 conviction for a violation of this Section is a Class 4 felony.
23 In addition to any other penalty provided by law, a person who
24 is convicted of violating subsection (a) upon a companion
25 animal in the presence of a child, as defined in Section 12-0.1

1 of the Criminal Code of 2012, shall be subject to a fine of
2 \$250 and ordered to perform community service for not less than
3 100 hours. In addition to any other penalty provided by law,
4 upon conviction for violating this Section, the court may order
5 the convicted person to undergo a psychological or psychiatric
6 evaluation and to undergo any treatment at the convicted
7 person's expense that the court determines to be appropriate
8 after due consideration of the evidence. If the convicted
9 person is a juvenile or a companion animal hoarder, the court
10 must order the convicted person to undergo a psychological or
11 psychiatric evaluation and to undergo treatment that the court
12 determines to be appropriate after due consideration of the
13 evaluation. A person who commits a violation of this Section
14 against more than one animal may be charged with a separate
15 offense for each animal that was treated in a manner violating
16 this Section.

17 (Source: P.A. 99-311, eff. 1-1-16; 99-357, eff. 1-1-16; revised
18 10-20-15.)

19 (510 ILCS 70/3.02)

20 Sec. 3.02. Aggravated cruelty.

21 (a) No person may intentionally commit an act that causes a
22 companion animal to suffer serious injury or death. Aggravated
23 cruelty does not include euthanasia of a companion animal
24 through recognized methods approved by the Department of
25 Agriculture unless prohibited under subsection (b).

1 (b) No individual, except a licensed veterinarian as
2 exempted under Section 3.09, may knowingly or intentionally
3 euthanize or authorize the euthanasia of a companion animal by
4 use of carbon monoxide.

5 (c) A person convicted of violating Section 3.02 is guilty
6 of a Class 4 felony. A second or subsequent violation is a
7 Class 3 felony. In addition to any other penalty provided by
8 law, upon conviction for violating this Section, the court may
9 order the convicted person to undergo a psychological or
10 psychiatric evaluation and to undergo any treatment at the
11 convicted person's expense that the court determines to be
12 appropriate after due consideration of the evaluation. If the
13 convicted person is a juvenile or a companion animal hoarder,
14 the court must order the convicted person to undergo a
15 psychological or psychiatric evaluation and to undergo
16 treatment that the court determines to be appropriate after due
17 consideration of the evaluation. A person who commits a
18 violation of this Section against more than one animal may be
19 charged with a separate offense for each animal that was
20 treated in a manner violating this Section.

21 (Source: P.A. 96-780, eff. 8-28-09.)

22 (510 ILCS 70/3.03)

23 Sec. 3.03. Animal torture.

24 (a) A person commits animal torture when that person
25 without legal justification knowingly or intentionally

1 tortures an animal. For purposes of this Section, and subject
2 to subsection (b), "torture" means infliction of or subjection
3 to extreme physical pain, motivated by an intent to increase or
4 prolong the pain, suffering, or agony of the animal.

5 (b) For the purposes of this Section, "animal torture" does
6 not include any death, harm, or injury caused to any animal by
7 any of the following activities:

8 (1) any hunting, fishing, trapping, or other activity
9 allowed under the Wildlife Code, the Wildlife Habitat
10 Management Areas Act, or the Fish and Aquatic Life Code;

11 (2) any alteration or destruction of any animal done by
12 any person or unit of government pursuant to statute,
13 ordinance, court order, or the direction of a licensed
14 veterinarian;

15 (3) any alteration or destruction of any animal by any
16 person for any legitimate purpose, including, but not
17 limited to: castration, culling, declawing, defanging, ear
18 cropping, euthanasia, gelding, grooming, neutering,
19 polling, shearing, shoeing, slaughtering, spaying, tail
20 docking, and vivisection; and

21 (4) any other activity that may be lawfully done to an
22 animal.

23 (c) A person convicted of violating this Section is guilty
24 of a Class 3 felony. As a condition of the sentence imposed
25 under this Section, the court shall order the offender to
26 undergo a psychological or psychiatric evaluation and to

1 undergo treatment that the court determines to be appropriate
2 after due consideration of the evaluation. A person who commits
3 a violation of this Section against more than one animal may be
4 charged with a separate offense for each animal that was
5 treated in a manner violating this Section.

6 (Source: P.A. 91-351, eff. 7-29-99; 92-650, eff. 7-11-02.)

7 (510 ILCS 70/4.01) (from Ch. 8, par. 704.01)

8 Sec. 4.01. Animals in entertainment. This Section does not
9 apply when the only animals involved are dogs. (Section 48-1 of
10 the Criminal Code of 2012, rather than this Section, applies
11 when the only animals involved are dogs.)

12 (a) No person may own, capture, breed, train, or lease any
13 animal which he or she knows or should know is intended for use
14 in any show, exhibition, program, or other activity featuring
15 or otherwise involving a fight between such animal and any
16 other animal or human, or the intentional killing of any animal
17 for the purpose of sport, wagering, or entertainment.

18 (b) No person shall promote, conduct, carry on, advertise,
19 collect money for or in any other manner assist or aid in the
20 presentation for purposes of sport, wagering, or
21 entertainment, any show, exhibition, program, or other
22 activity involving a fight between 2 or more animals or any
23 animal and human, or the intentional killing of any animal.

24 (c) No person shall sell or offer for sale, ship,
25 transport, or otherwise move, or deliver or receive any animal

1 which he or she knows or should know has been captured, bred,
2 or trained, or will be used, to fight another animal or human
3 or be intentionally killed, for the purpose of sport, wagering,
4 or entertainment.

5 (d) No person shall manufacture for sale, shipment,
6 transportation or delivery any device or equipment which that
7 person knows or should know is intended for use in any show,
8 exhibition, program, or other activity featuring or otherwise
9 involving a fight between 2 or more animals, or any human and
10 animal, or the intentional killing of any animal for purposes
11 of sport, wagering or entertainment.

12 (e) No person shall own, possess, sell or offer for sale,
13 ship, transport, or otherwise move any equipment or device
14 which such person knows or should know is intended for use in
15 connection with any show, exhibition, program, or activity
16 featuring or otherwise involving a fight between 2 or more
17 animals, or any animal and human, or the intentional killing of
18 any animal for purposes of sport, wagering or entertainment.

19 (f) No person shall make available any site, structure, or
20 facility, whether enclosed or not, which he or she knows or
21 should know is intended to be used for the purpose of
22 conducting any show, exhibition, program, or other activity
23 involving a fight between 2 or more animals, or any animal and
24 human, or the intentional killing of any animal.

25 (g) No person shall knowingly attend or otherwise patronize
26 any show, exhibition, program, or other activity featuring or

1 otherwise involving a fight between 2 or more animals, or any
2 animal and human, or the intentional killing of any animal for
3 the purposes of sport, wagering or entertainment.

4 (h) (Blank).

5 (i) Any animals or equipment involved in a violation of
6 this Section shall be immediately seized and impounded under
7 Section 12 by the Department when located at any show,
8 exhibition, program, or other activity featuring or otherwise
9 involving an animal fight for the purposes of sport, wagering,
10 or entertainment.

11 (j) Any vehicle or conveyance other than a common carrier
12 that is used in violation of this Section shall be seized,
13 held, and offered for sale at public auction by the sheriff's
14 department of the proper jurisdiction, and the proceeds from
15 the sale shall be remitted to the general fund of the county
16 where the violation took place.

17 (k) Any veterinarian in this State who is presented with an
18 animal for treatment of injuries or wounds resulting from
19 fighting where there is a reasonable possibility that the
20 animal was engaged in or utilized for a fighting event for the
21 purposes of sport, wagering, or entertainment shall file a
22 report with the Department and cooperate by furnishing the
23 owners' names, dates, and descriptions of the animal or animals
24 involved. Any veterinarian who in good faith complies with the
25 requirements of this subsection has immunity from any
26 liability, civil, criminal, or otherwise, that may result from

1 his or her actions. For the purposes of any proceedings, civil
2 or criminal, the good faith of the veterinarian shall be
3 rebuttably presumed.

4 (l) No person shall solicit a minor to violate this
5 Section.

6 (m) The penalties for violations of this Section shall be
7 as follows:

8 (1) A person convicted of violating subsection (a),
9 (b), or (c) of this Section or any rule, regulation, or
10 order of the Department pursuant thereto is guilty of a
11 Class 4 felony for the first offense. A second or
12 subsequent offense involving the violation of subsection
13 (a), (b), or (c) of this Section or any rule, regulation,
14 or order of the Department pursuant thereto is a Class 3
15 felony.

16 (2) A person convicted of violating subsection (d),
17 (e), or (f) of this Section or any rule, regulation, or
18 order of the Department pursuant thereto is guilty of a
19 Class 4 felony for the first offense. A second or
20 subsequent violation is a Class 3 felony.

21 (3) A person convicted of violating subsection (g) of
22 this Section or any rule, regulation, or order of the
23 Department pursuant thereto is guilty of a Class 4 felony
24 for the first offense. A second or subsequent violation is
25 a Class 3 felony.

26 (4) A person convicted of violating subsection (l) of

1 this Section is guilty of a Class 4 felony for the first
2 offense. A second or subsequent violation is a Class 3
3 felony.

4 (n) A person who commits a felony violation of this Section
5 is subject to the property forfeiture provisions set forth in
6 Article 124B of the Code of Criminal Procedure of 1963.

7 (o) A person who commits a violation of this Section
8 against more than one animal may be charged with a separate
9 offense for each animal that was treated in a manner violating
10 this Section.

11 (Source: P.A. 96-226, eff. 8-11-09; 96-712, eff. 1-1-10;
12 96-1000, eff. 7-2-10; 97-1108, eff. 1-1-13; 97-1150, eff.
13 1-25-13.)

14 (510 ILCS 70/6) (from Ch. 8, par. 706)

15 Sec. 6. Poisoning prohibited. No person may knowingly
16 poison or cause to be poisoned any dog or other domestic
17 animal. The only exception will be by written permit from the
18 Department for the purpose of controlling diseases
19 transmissible to humans or other animals and only when all
20 other methods and means have been exhausted. Such a written
21 permit shall name the person or persons conducting the
22 poisoning, specify the products to be used, give the boundaries
23 of the area involved, and specify the precautionary measures to
24 be employed to insure the safety of humans and other animals.

25 This Section does not prohibit the use of a euthanasia drug

1 by a euthanasia agency for the purpose of animal euthanasia,
2 provided that the euthanasia drug is used by or under the
3 direction of a licensed veterinarian or certified euthanasia
4 technician, all as defined in and subject to the Humane
5 Euthanasia in Animal Shelters Act.

6 A person convicted of violating this Section or any rule,
7 regulation, or order of the Department pursuant thereto is
8 guilty of a Class A misdemeanor. A second or subsequent
9 violation is a Class 4 felony. A person who commits a violation
10 of this Section against more than one animal may be charged
11 with a separate offense for each animal that was treated in a
12 manner violating this Section.

13 (Source: P.A. 92-650, eff. 7-11-02.)

14 (510 ILCS 70/7) (from Ch. 8, par. 707)

15 Sec. 7. Confinement or detention during transportation. No
16 owner, railroad or other common carrier may, when transporting
17 any animal, allow that animal to be confined in any type of
18 conveyance more than 28 consecutive hours without being
19 exercised as necessary for that particular type of animal and
20 without being properly rested, fed and watered; except that a
21 reasonable extension of this time limit shall be granted when a
22 storm or accident causes a delay. In the case of default of the
23 owner or consignee, the company transporting the animal shall
24 exercise the animal, when necessary for the particular type of
25 animal and for the proper resting, feeding, watering and

1 sheltering of such animal, and shall have a lien upon the
2 animal until all expenses resulting therefrom have been paid.

3 Any person who intentionally or negligently without
4 jurisdiction of law detains a shipment of livestock long enough
5 to endanger the health or safety of the livestock is liable to
6 the owner for any diminution in the value or death of the
7 livestock.

8 Authorities detaining a livestock shipment shall give
9 priority to the health and safety of the animals and shall
10 expeditiously handle any legal violation so that the intact
11 shipment may safely reach its designated destination.

12 A person convicted of violating this Section or any rule,
13 regulation, or order of the Department pursuant thereto, is
14 guilty of a Class B misdemeanor. A second or subsequent
15 violation is a Class 4 felony, with every day that a violation
16 continues constituting a separate offense. A person who commits
17 a violation of this Section against more than one animal may be
18 charged with a separate offense for each animal that was
19 treated in a manner violating this Section.

20 (Source: P.A. 92-650, eff. 7-11-02.)

21 (510 ILCS 70/7.1) (from Ch. 8, par. 707.1)

22 Sec. 7.1. Confinement in motor vehicle. No owner or person
23 shall confine any animal in a motor vehicle in such a manner
24 that places it in a life or health threatening situation by
25 exposure to a prolonged period of extreme heat or cold, without

1 proper ventilation or other protection from such heat or cold.
2 In order to protect the health and safety of an animal, an
3 animal control officer, law enforcement officer, or Department
4 investigator who has probable cause to believe that this
5 Section is being violated shall have authority to enter such
6 motor vehicle by any reasonable means under the circumstances
7 after making a reasonable effort to locate the owner or other
8 person responsible.

9 A person convicted of violating this Section is guilty of a
10 Class C misdemeanor. A second or subsequent violation is a
11 Class B misdemeanor. A person who commits a violation of this
12 Section against more than one animal may be charged with a
13 separate offense for each animal that was treated in a manner
14 violating this Section.

15 (Source: P.A. 92-650, eff. 7-11-02.)

16 Section 10. The Criminal Code of 2012 is amended by
17 changing Section 48-1 as follows:

18 (720 ILCS 5/48-1) (was 720 ILCS 5/26-5)

19 Sec. 48-1. Dog fighting. (For other provisions that may
20 apply to dog fighting, see the Humane Care for Animals Act. For
21 provisions similar to this Section that apply to animals other
22 than dogs, see in particular Section 4.01 of the Humane Care
23 for Animals Act.)

24 (a) No person may own, capture, breed, train, or lease any

1 dog which he or she knows is intended for use in any show,
2 exhibition, program, or other activity featuring or otherwise
3 involving a fight between the dog and any other animal or
4 human, or the intentional killing of any dog for the purpose of
5 sport, wagering, or entertainment.

6 (b) No person may promote, conduct, carry on, advertise,
7 collect money for or in any other manner assist or aid in the
8 presentation for purposes of sport, wagering, or entertainment
9 of any show, exhibition, program, or other activity involving a
10 fight between 2 or more dogs or any dog and human, or the
11 intentional killing of any dog.

12 (c) No person may sell or offer for sale, ship, transport,
13 or otherwise move, or deliver or receive any dog which he or
14 she knows has been captured, bred, or trained, or will be used,
15 to fight another dog or human or be intentionally killed for
16 purposes of sport, wagering, or entertainment.

17 (c-5) No person may solicit a minor to violate this
18 Section.

19 (d) No person may manufacture for sale, shipment,
20 transportation, or delivery any device or equipment which he or
21 she knows or should know is intended for use in any show,
22 exhibition, program, or other activity featuring or otherwise
23 involving a fight between 2 or more dogs, or any human and dog,
24 or the intentional killing of any dog for purposes of sport,
25 wagering, or entertainment.

26 (e) No person may own, possess, sell or offer for sale,

1 ship, transport, or otherwise move any equipment or device
2 which he or she knows or should know is intended for use in
3 connection with any show, exhibition, program, or activity
4 featuring or otherwise involving a fight between 2 or more
5 dogs, or any dog and human, or the intentional killing of any
6 dog for purposes of sport, wagering or entertainment.

7 (f) No person may knowingly make available any site,
8 structure, or facility, whether enclosed or not, that he or she
9 knows is intended to be used for the purpose of conducting any
10 show, exhibition, program, or other activity involving a fight
11 between 2 or more dogs, or any dog and human, or the
12 intentional killing of any dog or knowingly manufacture,
13 distribute, or deliver fittings to be used in a fight between 2
14 or more dogs or a dog and human.

15 (g) No person may knowingly attend or otherwise patronize
16 any show, exhibition, program, or other activity featuring or
17 otherwise involving a fight between 2 or more dogs, or any dog
18 and human, or the intentional killing of any dog for purposes
19 of sport, wagering, or entertainment.

20 (h) No person may tie or attach or fasten any live animal
21 to any machine or device propelled by any power for the purpose
22 of causing the animal to be pursued by a dog or dogs. This
23 subsection (h) applies only when the dog is intended to be used
24 in a dog fight.

25 (i) Sentence.

26 (1) Any person convicted of violating subsection (a),

1 (b), (c), or (h) of this Section is guilty of a Class 4
2 felony for a first violation and a Class 3 felony for a
3 second or subsequent violation, and may be fined an amount
4 not to exceed \$50,000.

5 (1.5) A person who knowingly owns a dog for fighting
6 purposes or for producing a fight between 2 or more dogs or
7 a dog and human or who knowingly offers for sale or sells a
8 dog bred for fighting is guilty of a Class 3 felony and may
9 be fined an amount not to exceed \$50,000, if the dog
10 participates in a dogfight and any of the following factors
11 is present:

12 (i) the dogfight is performed in the presence of a
13 person under 18 years of age;

14 (ii) the dogfight is performed for the purpose of
15 or in the presence of illegal wagering activity; or

16 (iii) the dogfight is performed in furtherance of
17 streetgang related activity as defined in Section 10 of
18 the Illinois Streetgang Terrorism Omnibus Prevention
19 Act.

20 (1.7) A person convicted of violating subsection (c-5)
21 of this Section is guilty of a Class 4 felony.

22 (2) Any person convicted of violating subsection (d) or
23 (e) of this Section is guilty of a Class 4 felony for a
24 first violation. A second or subsequent violation of
25 subsection (d) or (e) of this Section is a Class 3 felony.

26 (2.5) Any person convicted of violating subsection (f)

1 of this Section is guilty of a Class 4 felony. Any person
2 convicted of violating subsection (f) of this Section in
3 which the site, structure, or facility made available to
4 violate subsection (f) is located within 1,000 feet of a
5 school, public park, playground, child care institution,
6 day care center, part day child care facility, day care
7 home, group day care home, or a facility providing programs
8 or services exclusively directed toward persons under 18
9 years of age is guilty of a Class 3 felony for a first
10 violation and a Class 2 felony for a second or subsequent
11 violation.

12 (3) Any person convicted of violating subsection (g) of
13 this Section is guilty of a Class 4 felony for a first
14 violation. A second or subsequent violation of subsection
15 (g) of this Section is a Class 3 felony. If a person under
16 13 years of age is present at any show, exhibition,
17 program, or other activity prohibited in subsection (g),
18 the parent, legal guardian, or other person who is 18 years
19 of age or older who brings that person under 13 years of
20 age to that show, exhibition, program, or other activity is
21 guilty of a Class 3 felony for a first violation and a
22 Class 2 felony for a second or subsequent violation.

23 (i-5) A person who commits a felony violation of this
24 Section is subject to the property forfeiture provisions set
25 forth in Article 124B of the Code of Criminal Procedure of
26 1963.

1 (j) Any dog or equipment involved in a violation of this
2 Section shall be immediately seized and impounded under Section
3 12 of the Humane Care for Animals Act when located at any show,
4 exhibition, program, or other activity featuring or otherwise
5 involving a dog fight for the purposes of sport, wagering, or
6 entertainment.

7 (k) Any vehicle or conveyance other than a common carrier
8 that is used in violation of this Section shall be seized,
9 held, and offered for sale at public auction by the sheriff's
10 department of the proper jurisdiction, and the proceeds from
11 the sale shall be remitted to the general fund of the county
12 where the violation took place.

13 (l) Any veterinarian in this State who is presented with a
14 dog for treatment of injuries or wounds resulting from fighting
15 where there is a reasonable possibility that the dog was
16 engaged in or utilized for a fighting event for the purposes of
17 sport, wagering, or entertainment shall file a report with the
18 Department of Agriculture and cooperate by furnishing the
19 owners' names, dates, and descriptions of the dog or dogs
20 involved. Any veterinarian who in good faith complies with the
21 requirements of this subsection has immunity from any
22 liability, civil, criminal, or otherwise, that may result from
23 his or her actions. For the purposes of any proceedings, civil
24 or criminal, the good faith of the veterinarian shall be
25 rebuttably presumed.

26 (m) In addition to any other penalty provided by law, upon

1 conviction for violating this Section, the court may order that
2 the convicted person and persons dwelling in the same household
3 as the convicted person who conspired, aided, or abetted in the
4 unlawful act that was the basis of the conviction, or who knew
5 or should have known of the unlawful act, may not own, harbor,
6 or have custody or control of any dog or other animal for a
7 period of time that the court deems reasonable.

8 (n) A violation of subsection (a) of this Section may be
9 inferred from evidence that the accused possessed any device or
10 equipment described in subsection (d), (e), or (h) of this
11 Section, and also possessed any dog.

12 (o) When no longer required for investigations or court
13 proceedings relating to the events described or depicted
14 therein, evidence relating to convictions for violations of
15 this Section shall be retained and made available for use in
16 training peace officers in detecting and identifying
17 violations of this Section. Such evidence shall be made
18 available upon request to other law enforcement agencies and to
19 schools certified under the Illinois Police Training Act.

20 (p) For the purposes of this Section, "school" has the
21 meaning ascribed to it in Section 11-9.3 of this Code; and
22 "public park", "playground", "child care institution", "day
23 care center", "part day child care facility", "day care home",
24 "group day care home", and "facility providing programs or
25 services exclusively directed toward persons under 18 years of
26 age" have the meanings ascribed to them in Section 11-9.4 of

1 this Code.

2 (g) A person who commits a violation of this Section
3 against more than one animal may be charged with a separate
4 offense for each animal that was treated in a manner violating
5 this Section.

6 (Source: P.A. 96-226, eff. 8-11-09; 96-712, eff. 1-1-10;
7 96-1000, eff. 7-2-10; 96-1091, eff. 1-1-11; 97-1108, eff.
8 1-1-13.)

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