



Rep. Kelly M. Cassidy

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10400HB4255ham001

LRB104 16708 RLC 35643 a

1 AMENDMENT TO HOUSE BILL 4255

2 AMENDMENT NO. _____. Amend House Bill 4255 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 2012 is amended by
5 changing Section 48-11 as follows:

6 (720 ILCS 5/48-11)

7 Sec. 48-11. Unlawful use of a covered animal ~~an elephant~~
8 in a traveling animal act.

9 (a) Definitions. As used in this Section:

10 "Covered animal" means any of the following animals, and
11 hybrids of those animals:

12 (1) cougar (puma concolor);

13 (2) elephantidae;

14 (3) jaguar (panthera onca);

15 (4) leopard (panthera pardus), excluding Amur leopard
16 (panthera pardus orientalis);

1 (5) lion (panthera leo);

2 (6) non-human primate;

3 (7) tiger (panthera tigris); or

4 (8) ursidae.

5 "Mobile or traveling animal housing facility" means a
6 transporting vehicle such as a truck, trailer, or railway car
7 used to transport or house animals while traveling to an
8 exhibition or other performance.

9 "Performance" means an exhibition, public showing,
10 presentation, display, exposition, fair, animal act, circus,
11 ride, trade show, petting zoo, carnival, parade, race, or
12 other similar undertaking in which animals are required to
13 perform tricks, give rides, or participate as accompaniments
14 for entertainment, amusement, or benefit of a live audience.

15 "Traveling animal act" means any performance of animals
16 where animals are transported to, from, or between locations
17 for the purpose of a performance in a mobile or traveling
18 animal housing facility.

19 (b) A person commits unlawful use of a covered animal ~~an~~
20 ~~elephant~~ in a traveling animal act when he or she knowingly
21 allows for the participation of a covered animal ~~an African~~
22 ~~elephant (Loxodonta africana) or Asian elephant (Elephas~~
23 ~~maximus) protected under the federal Endangered Species Act of~~
24 ~~1973~~ in a traveling animal act.

25 (c) This Section does not apply to a performance of a
26 covered animal that: (1) takes place ~~an exhibition of~~

1 ~~elephants~~ at a non-mobile, permanent institution, or other
2 fixed facility licensed by the United States Department of
3 Agriculture; and (2) is conducted by the non-mobile, permanent
4 institution, or fixed facility.

5 (d) Sentence. Unlawful use of a covered animal ~~an elephant~~
6 in a traveling animal act is a Class A misdemeanor.

7 (e) The provisions of this amendatory Act of the 104th
8 General Assembly are in addition to, and not in lieu of, any
9 other laws protecting animal welfare. This Section may not be
10 construed to limit any State law or rules protecting the
11 welfare of animals or to prevent a unit of local government
12 from adopting and enforcing its own animal welfare ordinances
13 and regulations.

14 (Source: P.A. 100-90, eff. 1-1-18.)

15 Section 97. Severability. The provisions of this Act are
16 severable under Section 1.31 of the Statute on Statutes.

17 Section 99. Effective date. This Act takes effect July 1,
18 2026.".