



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

SB2891

Introduced 1/16/2026, by Sen. Michael W. Halpin

#### SYNOPSIS AS INTRODUCED:

225 ILCS 605/3.3  
225 ILCS 605/3.5

Amends the Animal Welfare Act. Provides that an animal shelter or animal control facility shall not adopt out any dog or adopt out or return to field any cat unless it has been sterilized and microchipped and the adopted dog's or cat's microchip has been registered in a national database with the adoptive owner's information within 7 days after the date of adoption of the dog or cat. Provides that, if an adopted dog or cat comes into the possession of an animal control facility, a law enforcement agency, another animal shelter, or a veterinarian at any time after the adoption of the animal and the facility, agency, shelter, or veterinarian requests information pertaining to the identity and whereabouts of the animal's adopter or the history of the animal, the agency from which the animal was adopted shall provide the information to the requesting facility, agency, shelter, or veterinarian immediately. Provides that an animal shelter or animal control facility must provide to the adopter prior to the time of adoption the following information, to the best of its knowledge, on any dog or cat being offered for adoption: if the dog or cat has bitten or scratched any person; and, for a dog, (i) any behavior noted during interactions with the dog, including during intake, walks, play groups, socialization sessions, medical examinations, and other assessments; (ii) if the dog has killed a companion animal or livestock; and (iii) if the dog has been deemed vicious or dangerous pursuant to the Animal Control Act. Provides that an animal shelter or animal control facility shall not offer for adoption, give away, re-home, or place in a location any dog that has been deemed vicious or dangerous under the Animal Control Act. Removes the requirement that an animal shelter or animal control facility post in a conspicuous place in writing on or near the cage of any dog or cat available for adoption the information required by the provisions concerning adoption.

LRB104 15680 AAS 28857 b

1 AN ACT concerning regulation.

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

4 Section 5. The Animal Welfare Act is amended by changing  
5 Sections 3.3 and 3.5 as follows:

6 (225 ILCS 605/3.3)

7 Sec. 3.3. Adoption of dogs and cats.

8 (a) An animal shelter or animal control facility shall not  
9 adopt out any dog or adopt out or return to field any cat  
10 unless it has been sterilized and microchipped and the adopted  
11 dog's or cat's microchip has been registered in a national  
12 database with the adoptive owner's information within 7 days  
13 after the date of adoption of the dog or cat. However, an  
14 animal shelter or animal control facility may adopt out a dog  
15 or cat that has not been sterilized and microchipped if the  
16 adopting owner has executed a written agreement to have  
17 sterilizing and microchipping procedures performed within 14  
18 days after a licensed veterinarian certifies the dog or cat is  
19 healthy enough for sterilizing and microchipping procedures  
20 and a licensed veterinarian has certified that the dog or cat  
21 is too sick or injured to be sterilized or it would be  
22 detrimental to the health of the dog or cat to be sterilized or  
23 microchipped at the time of the adoption.

1           (b) An animal shelter or animal control facility may adopt  
2 out any dog or cat that is not free of disease, injury, or  
3 abnormality if the disease, injury, or abnormality is  
4 disclosed in writing to the adopter, and the animal shelter or  
5 animal control facility allows the adopter to return the  
6 animal to the animal shelter or animal control facility.

7           (c) The requirements of subsections (a) and (b) of this  
8 Section do not apply to adoptions subject to Section 11 of the  
9 Animal Control Act.

10           (d) An animal shelter or animal control facility may waive  
11 the adoption fee for a dog or cat if the person adopting the  
12 dog or cat:

13                 (1) presents to the animal shelter or animal control  
14 facility a current and valid Illinois driver's license  
15 with the word "veteran" printed on its face, a current and  
16 valid Illinois Identification Card with the word "veteran"  
17 printed on its face, or an identification card issued  
18 under the federal Veterans Identification Card Act of 2015  
19 and a valid Illinois driver's license or valid Illinois  
20 Identification Card; and

21                 (2) complies with the adoption policies of the animal  
22 shelter or animal control facility.

23           (e) An animal shelter or animal control facility may limit  
24 the number of dogs or cats adopted from that animal shelter or  
25 animal control facility pursuant to this Section to one dog or  
26 cat each in a 2-year period.

1       (f) If an adopted dog or cat comes into the possession of  
2 an animal control facility, a law enforcement agency, another  
3 animal shelter, or a veterinarian at any time after the  
4 adoption of the animal and the facility, agency, shelter, or  
5 veterinarian requests information pertaining to the identity  
6 and whereabouts of the animal's adopter or the history of the  
7 animal, the agency from which the animal was adopted shall  
8 provide the information to the requesting facility, agency,  
9 shelter, or veterinarian immediately.

10       (Source: P.A. 102-558, eff. 8-20-21; 103-434, eff. 1-1-24;  
11       103-678, eff. 1-1-25.)

12       (225 ILCS 605/3.5)

13       Sec. 3.5. Information on dogs and cats available for  
14 adoption by an animal shelter or animal control facility.

15       (a) An animal shelter or animal control facility must  
16 provide to the adopter prior to the time of adoption the  
17 following information, to the best of its knowledge, on any  
18 dog or cat being offered for adoption:

19             (1) The breed, age, date of birth, sex, and color of  
20 the dog or cat if known, or if unknown, the animal shelter  
21 or animal control facility shall estimate to the best of  
22 its ability.

23             (2) The details of any inoculation or medical  
24 treatment that the dog or cat received while under the  
25 possession of the animal shelter or animal control

1 facility.

2 (3) The adoption fee and any additional fees or  
3 charges.

4 (4) If the dog or cat was returned by an adopter, then  
5 the date and reason for the return.

6 (5) The following written statement: "A copy of our  
7 policy regarding warranties, refunds, or returns is  
8 available upon request."

9 (6) The license number of the animal shelter or animal  
10 control facility issued by the Illinois Department of  
11 Agriculture.

12 (7) If the dog or cat has bitten or scratched any  
13 person.

14 (8) For a dog, the following items:

15 (i) any behavior noted during interactions with  
16 the dog, including during intake, walks, play groups,  
17 socialization sessions, medical examinations, and  
18 other assessments;

19 (ii) if the dog has killed a companion animal or  
20 livestock; and

21 (iii) if the dog has been deemed vicious or  
22 dangerous pursuant to Sections 15 and 15.1 of the  
23 Animal Control Act.

24 (b) The information required in subsection (a) shall be  
25 provided to the adopter in written form by the animal shelter  
26 or animal control facility and shall have an acknowledgement

1 of disclosures form, which must be signed by the adopter and an  
2 authorized representative of the animal shelter or animal  
3 control facility at the time of the adoption. The  
4 acknowledgement of disclosures form shall include the  
5 following:

6 (1) A blank space for the dated signature and printed  
7 name of the authorized representative handling the  
8 adoption on behalf of the animal shelter or animal control  
9 facility, which shall be immediately beneath the following  
10 printed statement: "I hereby attest that all of the above  
11 information is true and correct to the best of my  
12 knowledge."

13 (2) A blank space for the dated signature and printed  
14 name of the adopter, which shall be immediately beneath  
15 the following statement: "I hereby attest that this  
16 disclosure was posted on or near the cage of the dog or cat  
17 for adoption and that I have read all the disclosures. I  
18 further understand that I am entitled to keep a signed  
19 copy of this disclosure."

20 (c) A copy of the disclosures and the signed  
21 acknowledgement of disclosures form shall be provided to the  
22 adopter and the original copy shall be maintained by the  
23 animal shelter or animal control facility for a period of 2  
24 years from the date of adoption. A copy of the animal shelter's  
25 or animal control facility's policy regarding warranties,  
26 refunds, or returns shall be provided to the adopter.

1           (d) (Blank). ~~An animal shelter or animal control facility~~  
2 ~~shall post in a conspicuous place in writing on or near the~~  
3 ~~eage of any dog or cat available for adoption the information~~  
4 ~~required by subsection (a) of this Section 3.5.~~

5           (e) An animal shelter or animal control facility shall not  
6 offer for adoption, give away, re-home, or place in a location  
7 any dog that has been deemed vicious under Section 15 of the  
8 Animal Control Act or deemed dangerous under Section 15.1 of  
9 the Animal Control Act.

10           (Source: P.A. 96-1470, eff. 1-1-11.)