



Rep. Allen Skillicorn

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10000HB4380ham004

LRB100 17809 SLF 39433 a

1 AMENDMENT TO HOUSE BILL 4380

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4380, AS AMENDED, by  
3 replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The Humane Care for Animals Act is amended by  
6 changing Section 3.01 as follows:

7 (510 ILCS 70/3.01) (from Ch. 8, par. 703.01)

8 Sec. 3.01. Cruel treatment.

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

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

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

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

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

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

8 (c-10) Nothing in this Section shall prohibit a law  
9 enforcement officer from taking temporary custody of a dog or  
10 cat that is a companion animal that is exposed in a manner that  
11 places the dog or cat in a life-threatening situation for a  
12 prolonged period of time in extreme heat or cold conditions  
13 that may result in injury or death of the animal or may result  
14 in hypothermia, hyperthermia, frostbite, or similar condition.  
15 Upon taking temporary custody of an animal under this  
16 subsection (c-10), the law enforcement officer shall attempt to  
17 contact the owner of the animal and shall seek emergency  
18 veterinary care for the animal. The owner of the animal is  
19 responsible for any costs of providing care to the animal.

20 (d) A person convicted of violating this Section is guilty  
21 of a Class A misdemeanor. A second or subsequent conviction for  
22 a violation of this Section is a Class 4 felony. In addition to  
23 any other penalty provided by law, a person who is convicted of  
24 violating subsection (a) upon a companion animal in the  
25 presence of a child, as defined in Section 12-0.1 of the  
26 Criminal Code of 2012, shall be subject to a fine of \$250 and

1 ordered to perform community service for not less than 100  
2 hours. In addition to any other penalty provided by law, upon  
3 conviction for violating this Section, the court may order the  
4 convicted person to undergo a psychological or psychiatric  
5 evaluation and to undergo any treatment at the convicted  
6 person's expense that the court determines to be appropriate  
7 after due consideration of the evidence. If the convicted  
8 person is a juvenile or a companion animal hoarder, the court  
9 must order the convicted person to undergo a psychological or  
10 psychiatric evaluation and to undergo treatment that the court  
11 determines to be appropriate after due consideration of the  
12 evaluation.

13 (Source: P.A. 99-311, eff. 1-1-16; 99-357, eff. 1-1-16; 99-642,  
14 eff. 7-28-16; 99-782, eff. 8-12-16.)".