

HB3695



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3695

Introduced 2/17/2023, by Rep. Camille Y. Lilly

SYNOPSIS AS INTRODUCED:

720 ILCS 5/48-11

Amends the Criminal Code of 2012. Provides that a person commits unlawful use of an exotic animal in a traveling animal act when he or she knowingly allows for the participation of an exotic animal (rather than an elephant) in a traveling animal act. Provides that the offense is a Class A misdemeanor. Defines "exotic animal".

LRB103 29453 RLC 55845 b

A BILL FOR

1 AN ACT concerning criminal law.

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

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 an exotic animal ~~elephant~~ in a
8 traveling animal act.

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

10 "Exotic animal" means any animal that is native to a
11 foreign country or of foreign origin or character, is not
12 native to the United States, or was introduced from abroad
13 including, but not limited to, lions, tigers, leopards,
14 elephants, camels, antelope, anteaters, kangaroos, and water
15 buffalo and species of foreign domestic cattle, such as
16 Ankole, Gayal, and Yak or a wild animal.

17 "Mobile or traveling animal housing facility" means a
18 transporting vehicle such as a truck, trailer, or railway car
19 used to transport or house animals while traveling to an
20 exhibition or other performance.

21 "Performance" means an exhibition, public showing,
22 presentation, display, exposition, fair, animal act, circus,
23 ride, trade show, petting zoo, carnival, parade, race, or

1 other similar undertaking in which animals are required to
2 perform tricks, give rides, or participate as accompaniments
3 for entertainment, amusement, or benefit of a live audience.

4 "Traveling animal act" means any performance of animals
5 where animals are transported to, from, or between locations
6 for the purpose of a performance in a mobile or traveling
7 animal housing facility.

8 (b) A person commits unlawful use of an exotic animal
9 ~~elephant~~ in a traveling animal act when he or she knowingly
10 allows for the participation of an exotic animal ~~African~~
11 ~~elephant (Loxodonta africana) or Asian elephant (Elephas~~
12 ~~maximus) protected under the federal Endangered Species Act of~~
13 ~~1973~~ in a traveling animal act.

14 (c) This Section does not apply to an exhibition of exotic
15 animals ~~elephants~~ at a non-mobile, permanent institution, or
16 other facility.

17 (d) Sentence. Unlawful use of an exotic animal ~~elephant~~ in
18 a traveling animal act is a Class A misdemeanor.

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