



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

**HB5543**

by Rep. Ed Sullivan, Jr. - Tom Cross

#### SYNOPSIS AS INTRODUCED:

225 ILCS 605/3.3 new  
225 ILCS 605/3.4 new

Amends the Animal Welfare Act. Prohibits an animal shelter or animal control facility from adopting out any dog or cat that has not been sterilized in a manner acceptable to the Department of Agriculture, unless certain conditions have been expressly agreed to by the adopting owner prior to the adoption. Prohibits the release of any animal by an animal shelter or animal control facility to an individual representing an animal shelter, unless the animal shelter has been licensed or has a foster care permit issued by the Department or the individual is a representative of a not-for-profit, out-of-State organization. Effective immediately.

LRB095 19898 RAS 46312 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 adding  
5 Sections 3.3 and 3.4 as follows:

6 (225 ILCS 605/3.3 new)

7 Sec. 3.3. Adoption of dogs and cats; sterilization  
8 required.

9 (a) No animal shelter or animal control facility may adopt  
10 out any dog or cat that has not been sterilized in a manner  
11 acceptable to the Department, except under any of the following  
12 conditions:

13 (1) The adopting owner has executed a written document  
14 agreeing to have the sterilization performed within a  
15 specified period of time, which may not exceed 30 days  
16 after the date of the adoption.

17 (2) In cases where a licensed veterinarian has  
18 certified that a dog or cat is too sick or injured to be  
19 sterilized or that it would be detrimental to the health of  
20 the dog or cat to be sterilized at the time of the  
21 adoption, the adopting owner has executed a written  
22 document agreeing to have the sterilization performed  
23 within 14 days after a licensed veterinarian certifies the

1 dog or cat as being healthy enough for sterilization.

2 (b) This Section does not apply to adoptions that are  
3 subject to Section 11 of the Animal Control Act.

4 (225 ILCS 605/3.4 new)

5 Sec. 3.4. Release of animals to shelters. An animal shelter  
6 or animal control facility may not release any animal to an  
7 individual representing an animal shelter, unless the animal  
8 shelter has been licensed or has a foster care permit issued by  
9 the Department or the individual is a representative of a  
10 not-for-profit, out-of-State organization.

11 Section 99. Effective date. This Act takes effect upon  
12 becoming law.