

JAN 18 2008

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# A BILL FOR AN ACT

RELATING TO CRUELTY TO ANIMALS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. Section 711-1108.5, Hawaii Revised Statutes, is  
2 amended as follows:

3 1. By amending subsection (1) to read:

4 "(1) A person commits the offense of cruelty to animals in  
5 the first degree if the person intentionally or knowingly  
6 [~~tortures~~]:

7 (a) Tortures, mutilates, or poisons, or causes the  
8 torture, mutilation, or poisoning of, any pet animal  
9 resulting in serious bodily injury or death of the pet  
10 animal[-]; or

11 (b) Keeps, uses, or in any way is connected with or  
12 interested in the management of, or receives money for  
13 the admission of any person to, any place kept or used  
14 for the purpose of fighting or baiting any cock, being  
15 the adult male of the domestic chicken, (gallus  
16 gallus), and every person who encourages, aids, or



1           assists therein, or who permits or suffers any place  
2           to be so kept or used."

3           2. By amending subsection (3) to read:

4           "(3) Whenever any pet animal or cock is so severely  
5 injured that there is no reasonable probability that its life  
6 can be saved, the pet animal or cock may be immediately  
7 destroyed without creating any offense under this section."

8           SECTION 2. Section 711-1109, Hawaii Revised Statutes, is  
9 amended by amending subsection (1) to read as follows:

10           "(1) A person commits the offense of cruelty to animals in  
11 the second degree if the person intentionally, knowingly, or  
12 recklessly:

13           (a) Overdrives, overloads, tortures, torments, beats,  
14 causes substantial bodily injury, or starves any  
15 animal, or causes the overdriving, overloading,  
16 torture, torment, beating, or starving of any animal,  
17 or deprives a pet animal of necessary sustenance or  
18 causes such deprivation;

19           (b) Mutilates, poisons, or kills without need any animal  
20 other than insects, vermin, or other pests;

21           (c) Keeps, uses, or in any way is connected with or  
22 interested in the management of, or receives money for



1 the admission of any person to, any place kept or used  
 2 for the purpose of fighting or baiting any bull, bear,  
 3 [~~cocker~~] or other animal, and every person who  
 4 encourages, aids, or assists therein, or who permits  
 5 or suffers any place to be so kept or used;

6 (d) Carries or causes to be carried, in or upon any  
 7 vehicle or other conveyance, any animal in a cruel or  
 8 inhumane manner; or

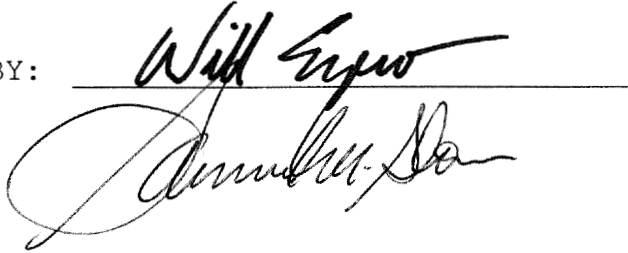
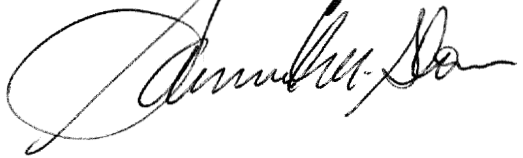
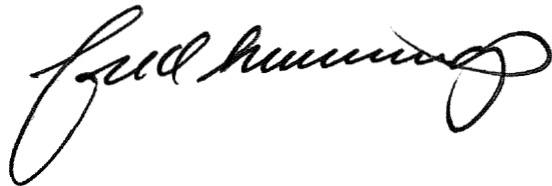
9 (e) Assists another in the commission of any act specified  
 10 in subsections (1)(a) through (1)(d)."

11 SECTION 3. This Act does not affect rights and duties that  
 12 matured, penalties that were incurred, and proceedings that were  
 13 begun, before its effective date.

14 SECTION 4. Statutory material to be repealed is bracketed  
 15 and stricken. New statutory material is underscored.

16 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY: Will Egan  
  
  


**Report Title:**

Cruelty to Animals; Cockfighting

**Description:**

Makes cockfighting a class C felony.

