

JAN 28 2009

A BILL FOR AN ACT

RELATING TO OFFENSES AGAINST PUBLIC ORDER.

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

1 SECTION 1. Chapter 711, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§711- Gaffs or slashers prohibited. (1) It is
5 unlawful for any person to manufacture, buy, sell, barter,
6 exchange, or have in the person's possession any of the
7 implements commonly known as gaffs or slashers, or any other
8 sharp instrument designed to be attached in place of or to the
9 natural spur of a gamecock or other fighting fowl.

10 (2) Violation of this section is a petty misdemeanor and
11 in addition to any other sentence the court may impose, a person
12 convicted under this section shall be sentenced as follows
13 without possibility of suspension of sentence:

14 (a) For a first offense:

15 (i) Completion of an animal cruelty education or
16 prevention program; and



1 (ii) A fine of \$400; provided that, upon the
2 defendant's request, the court may grant eighty
3 hours of community service in lieu of the fine;

4 (b) For a second offense:

5 (i) Completion of an animal cruelty education or
6 prevention program; and

7 (ii) A fine of \$750; provided that, upon the
8 defendant's request, the court may grant one
9 hundred fifty hours of community service in lieu
10 of the fine; and

11 (c) For a third or subsequent offense:

12 (i) Completion of an animal cruelty education or
13 prevention program; and

14 (ii) A fine of \$1,000; provided that, upon the
15 defendant's request, the court may grant two
16 hundred hours of community service in lieu of the
17 fine."

18 SECTION 2. This Act does not affect rights and duties that
19 matured, penalties that were incurred, and proceedings that were
20 begun, before its effective date.

21 SECTION 3. Statutory material to be repealed is bracketed
22 and stricken. New statutory material is underscored.

1 SECTION 4. This Act shall take effect upon its approval.

2

INTRODUCED BY:

[Handwritten Signature]
by request



Report Title:

Cruelty to Animals; Possession of Gaff

Description:

Prohibits possession of gaff designed to be attached to gamecock or other fighting fowl.

