
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 711-1109, Hawaii Revised Statutes, is
2 amended to read as follows:

3 **"§711-1109 Cruelty to animals in the second degree. (1)**

4 A person commits the offense of cruelty to animals in the second
5 degree if the person intentionally, knowingly, or recklessly:

6 (a) Overdrives, overloads, tortures, torments, beats,
7 causes substantial bodily injury, or starves any
8 animal, or causes the overdriving, overloading,
9 torture, torment, beating, or starving of any animal,
10 or deprives a pet animal of necessary sustenance or
11 causes such deprivation;

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

14 (c) Keeps, uses, or in any way is connected with or
15 interested in the management of, or receives money for
16 the admission of any person to, any place kept or used
17 for the purpose of fighting or baiting any bull, bear,
18 cock, or other animal, and every person who



1 encourages, aids, or assists therein, or who permits
2 or suffers any place to be so kept or used;

3 (d) Carries or causes to be carried, in or upon any
4 vehicle or other conveyance, any animal in a cruel or
5 inhumane manner;

6 (e) Assists another in the commission of any act specified
7 in subsections (1)(a) through (1)(d).

8 (2) A person commits the offense of cruelty to animals in
9 the second degree if the person intentionally, knowingly, or
10 recklessly:

11 (a) Is the driver of a vehicle that causes an accident
12 resulting in the serious injury or death of a pet
13 animal;

14 (b) Does not immediately stop the vehicle at the scene of
15 the accident or as close thereto as possible; and

16 (c) Fails to render aid or call for assistance.

17 [~~2~~] (3) Subsection (1)(a), (b), (d), and (e), shall not
18 apply to:

19 (a) Accepted veterinary practices;

20 (b) Activities carried on for scientific research governed
21 by standards of accepted educational or medicinal
22 practices; or



1 (c) Pest control operations conducted pursuant to chapter
 2 149A by a pest control operator licensed pursuant to
 3 chapter 460J, if the pest control is performed under a
 4 written contract.

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

9 [~~(4)~~] (5) Cruelty to animals in the second degree is a
 10 misdemeanor."

11 SECTION 2. Statutory material to be repealed is bracketed
 12 and stricken. New statutory material is underscored.

13 SECTION 3. This Act shall take effect upon its approval.
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INTRODUCED BY:

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By request

Carrie N. Cling

Barbara Monumoto

Tom Brower

[Signature]



Report Title:

Animals

Description:

Criminalizes the action of animal hit and run.

