
A BILL FOR AN ACT

RELATING TO ANIMALS.

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

1 SECTION 1. Section 711-1100, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By adding a new definition to be appropriately inserted
4 and to read:

5 "Primary pet enclosure" means any kennel, cage, or
6 structure used to restrict an animal to a limited amount of
7 space."

8 2. By amending the definition of "necessary sustenance" to
9 read:

10 "Necessary sustenance" means care sufficient to preserve
11 the health and well-being of a pet animal, except for
12 emergencies or circumstances beyond the reasonable control of
13 the owner or caretaker of the pet animal, and includes but is
14 not limited to the following requirements:

15 (1) Food of sufficient quantity and quality to allow for
16 normal growth or maintenance of body weight;

17 (2) Open or adequate access to water in sufficient
18 quantity and quality to satisfy the animal's needs;



- 1 (3) Access to protection from wind, rain, or sun; and
- 2 (4) An area of confinement [~~that has adequate space~~
- 3 ~~necessary for the health of the animal and is kept~~
- 4 ~~reasonably clean~~] in a primary pet enclosure that:
- 5 (A) Provides access to shelter;
- 6 (B) Is constructed of safe materials to protect an
- 7 animal from injury;
- 8 (C) Enables an animal to be clean, dry, and free from
- 9 excess waste or other contaminants that could
- 10 affect the animal's health[-];
- 11 (D) Provides an animal with a solid surface or
- 12 resting platform that is large enough for the
- 13 animal to lie down in a normal manner; and
- 14 (E) Provides sufficient space to allow an animal to
- 15 do the following:
- 16 (i) Easily stand, sit, lie, turn around, and
- 17 make all other normal body movements in a
- 18 comfortable normal position for the animal
- 19 without making physical contact with any
- 20 other animal enclosure; and
- 21 (ii) Interact safely with other animals within
- 22 the enclosure; and



1 (5) Provides veterinary care when required to prevent
2 suffering."

3 SECTION 2. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun before its effective date.

6 SECTION 3. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 4. This Act shall take effect on July 1, 2010.

9

INTRODUCED BY:

J. Phil. Karamita

JAN 26 2010



Report Title:

Animals; Humane Treatment

Description:

Amends the definition of necessary sustenance to include a primary pet enclosure that provides shelter; safe construction to prevent injury; room to stand, sit, or lie down; and safe interactions with other animals.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

