
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. 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 a pet animal to a limited area 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 and free from excess waste or other
- 5 contaminants that could affect the animal's health[-];
- 6 provided that the area of confinement in a primary pet
- 7 enclosure must:
- 8 (A) Provide access to shelter;
- 9 (B) Be constructed of safe materials;
- 10 (C) Protect the pet animal from injury;
- 11 (D) Enable the pet animal to be clean, dry, and free
- 12 from excess waste or other contaminants that
- 13 could affect the pet animal's health;
- 14 (E) Provide the pet animal with a solid surface or
- 15 resting platform that is large enough for the pet
- 16 animal to lie upon in a normal manner;
- 17 (F) Provide sufficient space to allow the pet animal
- 18 to, at minimum, do the following:
- 19 (i) Easily stand, sit, lie, turn around, and
- 20 make all other normal body movements in a
- 21 comfortable manner for the pet animal,



1 without making physical contact with any
2 other animal in the enclosure; and
3 (ii) Interact safely with other animals within
4 the enclosure; and
5 (5) Veterinary care when needed to prevent suffering."

6 SECTION 2. This Act does not affect rights and duties that
7 matured, penalties that were incurred, and proceedings that were
8 begun before its effective date.

9 SECTION 3. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 4. This Act shall take effect on July 1, 2050.

12



Report Title:

Pet Animals

Description:

Amends the definition of "necessary sustenance" with regard to pet animals. Adds a definition for "primary pet enclosure". Effective July 1, 2050. (SD1)

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