

JAN 21 2011

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# A BILL FOR AN ACT

RELATING TO ANIMAL CRUELTY.

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

1           SECTION 1. Section 711-1108.5, Hawaii Revised Statutes, is  
2 amended by amending subsections (1) and (2) to read as follows:

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

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

10           (b) Kills or attempts to kill any pet animal belonging to  
11           another person, without first obtaining legal  
12           authority or the consent of that person.

13           (2) Subsection (1) shall not apply to:

14           (a) Accepted veterinary practices;

15           (b) Activities carried on for scientific research governed  
16 by standards of accepted educational or medicinal  
17 practices; ~~[e]~~

18           (c) Cropping or docking as customarily practiced[-]; or



1        (d) Humane killing of any animal by an animal control  
2        officer, duly incorporated humane society, duly  
3        incorporated society for the prevention of cruelty to  
4        animals, or duly authorized governmental agency."

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

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 Statutory material to be repealed is bracketed  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

10       SECTION 4. This Act shall take effect on July 1, 2011.

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INTRODUCED BY:

*Committee*



**Report Title:**

Animal Cruelty

**Description:**

Provides that killing, or attempting to kill, the animal of another person without that persons consent constitutes animal cruelty in the first degree. Adds exemptions for animal cruelty in the first degree.

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

