

JAN 19 2011

# A BILL FOR AN ACT

RELATING TO ANIMALS.

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

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

4           "§711-    Trapping feral cats by use of a trap.   (a) A  
5 person commits the offense of trapping feral cats by use of a  
6 trap if the person uses a trap to catch a feral cat.

7           (b) Proof of ownership of the feral cat shall be an  
8 affirmative defense to prosecution under this section.

9           (c) Engagement in a humane endeavor is not a defense to  
10 prosecution under this section.

11           (d) For purposes of this section:

12           "Feral cat" means a cat that has been abandoned as a pet or  
13 is found in or born to a colony of cats inhabiting public  
14 property. The owner of a feral cat is unknown, is not  
15 immediately obvious upon visual observation of the animal, or if  
16 the contact information on an identification microchip imbedded  
17 under the cat's skin is outdated and the registered owner cannot  
18 be contacted.



1        "Trap" means:

2        (1) A cage-like device having a spring loaded single door;

3                or

4        (2) A leg-hold mechanism that wraps around the leg of the  
5                cat when the mechanism is activated.

6        (e) Trapping feral cats by use of a trap is a misdemeanor.

7        §711-        Sale of cat trap prohibited.        (a) A person

8        commits the offense of sale of a cat trap if the person sells or  
9        causes to be sold a trap to catch a cat.

10        (b) As used in this section, "trap" means:

11        (1) A cage-like device having a spring loaded single door;

12                or

13        (2) A leg-hold mechanism that wraps around the leg of the  
14                cat when the mechanism is activated.

15        (c) The sale of a cat trap is a misdemeanor."

16        SECTION 2. New statutory material is underscored.

17        SECTION 3. This Act shall take effect upon its approval.

18

INTRODUCED BY:

*Donald G. BR*



**Report Title:**

Feral Cats; Traps

**Description:**

Creates a misdemeanor to trap feral cats using a trap or to sell traps to catch cats.

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

