
A BILL FOR AN ACT

RELATING TO DOG BREEDERS.

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

1 SECTION 1. Chapter 143, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 §143- Breeding permits. (a) Each county animal
5 control officer or appropriate county animal control agency
6 shall administer a permit program to allow the breeding of dogs
7 consistent with the criteria and procedures in the appropriate
8 county ordinances; provided that where a county has any
9 ordinance specifically prohibiting the breeding of dogs, the
10 county's ordinance shall govern with respect to that provision
11 only.

12 (b) No dog breeder shall cause or allow the breeding of a
13 female dog without first obtaining a breeding permit issued by
14 an animal control officer or the appropriate county animal
15 control agency. Breeding permits shall be valid for twelve
16 months and renewable on an annual basis for a fee of \$100 per
17 dog. A breeding permit shall require the breeder to provide the
18 appropriate county animal control officer or agency with



1 documents that indicate the number of live births and the number
2 of males and females in the litter.

3 (c) Each county animal control officer or appropriate
4 county animal control agency, at least twice each year, shall
5 inspect each premises for which a breeding permit has been
6 issued. A breeder's acceptance of a permit shall be deemed to
7 be consent to the entry and inspection of the premises by the
8 animal control officer or agency, as long as the inspection is
9 conducted at a reasonable time and the owner, or owner's
10 representative, is present during the inspection. Notice need
11 not be given to the breeder prior to inspection.

12 (d) Each county animal control officer or appropriate
13 county animal control agency may assess a fee to the breeder for
14 each inspection, so long as the fee is reflected in a fee
15 schedule made available to the public. Any outstanding balances
16 for inspection fees shall be paid prior to the renewal of the
17 breeder's permit.

18 (e) Any breeder's refusal of entry and inspection shall be
19 grounds for suspension or revocation of the breeder's permit.

20 (f) For purposes of this section:

21 "Dog breeder" or "breeder" means a person, firm,
22 partnership, corporation, pet store, or other association that



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1 has sold, whelped, transferred, or given away all or part of ten
2 or more litters or thirty or more dogs during the preceding
3 twelve months. Sales include retail as well as internet sales.

4 "Pet store" means any establishment or market place where
5 animals are bought, sold, exchanged, or offered for sale to the
6 general public with the intent of making a profit. This term
7 includes the keeping for transfer or the transfer of animals at
8 temporary facilities, such as flea markets, mobile facilities,
9 department stores, merchandise outlets, discount outlets, animal
10 shows conducting a sale, and other types of retail outlets where
11 animals are intended as companions or household animals.

12 (g) Any person violating any provision of this section
13 shall be subject to civil penalty of up to \$1,000 per
14 violation."

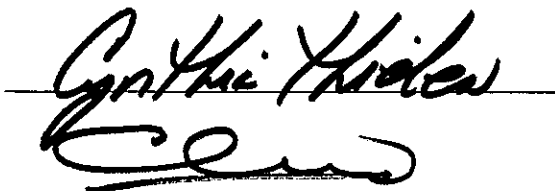
15 SECTION 2. This Act does not affect rights and duties that
16 matured, penalties that were incurred, and proceedings that were
17 begun before its effective date.

18 SECTION 3. New statutory material is underscored.

19 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:



Report Title:

Dog Breeders; Permits

Description:

Requires county animal control officers to establish permitting process for breeders.

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

