

JAN 15 2014

A BILL FOR AN ACT

RELATING TO DOG OWNER LIABILITY.

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

1 SECTION 1. Section 142-74, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:
3 "(a) If any dog, while on public property or private
4 property without the consent of the owner of that property,
5 ~~[injures or destroys]~~ attacks any sheep, cattle, goat, hog,
6 fowl, dog, or cat, causing an injury or damage to other property
7 belonging to any person other than the owner of the attacking
8 dog, the owner of the attacking dog shall be liable in damages
9 to the person injured for the value of the property so injured
10 or destroyed. The owner of the attacking dog shall confine or
11 destroy the dog, and if the owner of the attacking dog neglects
12 or refuses to do so, the owner of the attacking dog, in the
13 event of any further damage being done to the person or property
14 of any person by the attacking dog, in addition to paying the
15 person injured for the damage, shall pay the costs of the trial
16 together with the penalty imposed under section 142-12, and it
17 shall be lawful for any other person to destroy the attacking
18 dog. This subsection shall not apply to the owner of any sheep,



1 cattle, goat, hog, fowl, dog, or cat that caused injuries or
2 destruction of property while defending itself against an attack
3 by another dog."

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

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 Statutory material to be repealed is bracketed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

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

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INTRODUCED BY: 

By Request



S.B. NO. 2049

Report Title:

Dog Owners; Civil Liability

Description:

Provides that the owner of an attacking dog shall be liable for injuries caused by the dog on public property. Requires the owner of an attacking dog to be liable for injuries or destruction of certain animals. Exempts owners of certain animals that cause injuries or destruction of property while defending themselves against an attack by another dog.

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

