

Honolulu, Hawaii

**FEB 28 2013**

RE: S.B. No. 6

S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred  
S.B. No. 6 entitled:

"A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY,"

begs leave to report as follows:

The purpose and intent of this measure is to prohibit the use  
of certain cruel or lethal methods for the control of animals.  
Specifically, this measure:

- (1) Requires dogs or cats that are captured or killed in a  
snare or trap to be reported to a county animal control  
officer;
- (2) Establishes an animal cruelty offense for the use of  
steel-jawed leg-hold traps or the use of snares,  
conibear, and foot- or leg-hold traps in residential or  
other prohibited areas;
- (3) Establishes the offense as a misdemeanor; and
- (4) Provides exemptions for activities carried out by state  
and federal agencies.

Your Committee received testimony in support of this measure  
from the Hawaiian Humane Society, West Hawaii Humane Society,  
Hawaii Island Humane Society, The Humane Society of the United  
States, The Nature Conservancy, Wild Bird Rehab Haven, Hui Pono



Holoholona, Equine 808 Horse Rescue, and twenty-two private individuals. Animal Rights Hawaii submitted comments.

Your Committee finds that this measure allows for the use of appropriate tools to control feral animals, such as pigs, goats, sheep, deer, and wild cattle, where there is a potential for these animals to damage natural resource areas. At the same time, this measure establishes reasonable additional protections for pet animals in residential areas, where they are most likely to be inadvertently caught if certain animal control tools are employed.

Your Committee has amended this measure by:

- (1) Amending section 1 to include that one of the purposes is to require the reporting of dogs and cats that are captured or killed in a snare or trap;
- (2) Inserting an effective date of July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 6, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 6, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,



CLAYTON HEE, Chair



The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SB 6</b>	Committee Referral: <b>JDL</b>	Date: <b>01-30-2013</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
HEE, Clayton (C)	✓			
SHIMABUKURO, Maile S.L. (VC)	✓			
GABBARD, Mike	✓			
IHARA, Jr., Les	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	<b>5</b>			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original                      Yellow                      Pink                      Goldenrod File with Committee Report    Clerk's Office            Drafting Agency        Committee File Copy				

\*Only one measure per Record of Votes