

Honolulu, Hawaii

APR 25 2013

RE: S.B. No. 9
S.D. 1
H.D. 2
C.D. 1

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

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 9, S.D. 1, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO ANIMALS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- (1) Prohibit persons convicted of cruelty to animals in the first degree from possessing or owning any pet animal or equine animal for a minimum of five years from the date of conviction;
- (2) Authorize the court to prohibit persons convicted of cruelty to animals in the second degree from possessing or owning any pet animal or equine animal for a minimum of one year from the date of conviction; and



- (3) Clarify for the offenses of cruelty to animals in the first and second degrees that a person includes an individual, any type of business entity, or any other legal entity.

Your Committee on Conference finds that this measure is based on the concept that defendants convicted of cruelty to animals in the first or second degree should no longer be afforded the privilege of owning a pet animal or equine animal.

Your Committee on Conference has amended this measure by:

- (1) Deleting section 3, which would have authorized the court to prohibit persons convicted of cruelty to animals in the second degree from possessing or owning any pet animal or equine animal for a minimum of one year from the date of conviction;
- (2) Amending the purpose section to reflect the deletion of section 3;
- (3) Changing the effective date from July 1, 2112, to upon approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

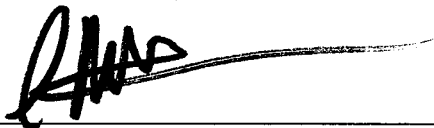
As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 9, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 9, S.D. 1, H.D. 2, C.D. 1.




Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE



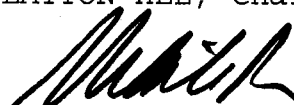
ANGUS L.K. MCKELVEY, Co-Chair



CLAYTON HEE, Chair



KARL RHOADS, Co-Chair



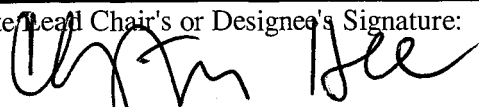

MAILE S.L. SHIMABUKURO, Co-Chair



Hawaii State Legislature

CCR 62

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: SB 9, SD 1, HD 2					Date/Time: <i>4/24/13, 1:25 pm</i>				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
HEE, Clayton, Chr.	✓				MCKELVEY, Angus L.K., Co-Chr.	✓			
SHIMABUKURO, Maile S.L., Co-Chr.	✓				RHOADS, Karl, Co-Chr.	✓			
SLOM, Sam				✓	TSUJI, Clift	✓			
					MCDERMOTT, Bob				✓
TOTAL	2			1	TOTAL	3			1
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature: 					House Lead Chair's or Designee's Signature: 				
Distribution: Original		Yellow			Pink		Goldenrod		
File with Conference Committee Report		House Clerk's Office			Senate Clerk's Office		Drafting Agency		