

SB 802



THE HUMANE SOCIETY
OF THE UNITED STATES

To: Senate Committee on Agriculture and the Environment and the Senate Committee on Public Safety, Intergovernmental, and Military Affairs

In Support Of: SB802

Date: February 8, 2017 1:15 p.m.

Testimony By: Keith Dane, Hawaii Policy Advisor, The Humane Society of the United States

My name is Keith Dane. I am the Hawaii Policy Advisor for The Humane Society of the United States (HSUS), and I appreciate the opportunity to submit this written testimony in support of Senate Bill 802 on behalf of our Hawaii members and supporters.

At least 24 states currently have some oversight mechanism for animal rescue and care entities. While approached differently in each state, the mechanisms commonly involve a form of licensing and registration, and a designated oversight agency, which can perform inspections and investigations. While the majority of animal shelters, rescues, sanctuaries and other care facilities operate above minimal animal care standards, there are unfortunate instances where these facilities are not adhering to accepted animal care practices and may even be committing acts of neglect and cruelty.

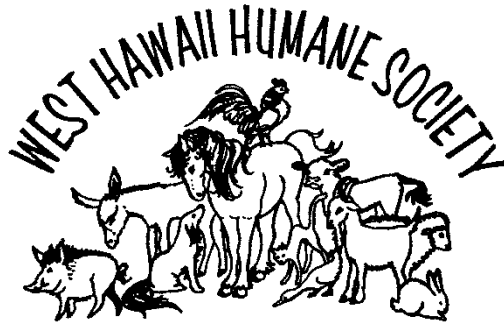
This bill allows for appropriate regulation and oversight of such facilities, as well as a penalty framework to address non-compliance. We are in agreement with the concept of and need for this legislation, however want to note two issues that could possibly pose problems as the bill is currently worded.

The first is the definition of “enforcing agency” which is the agency designated by the county to perform the duties of this bill. Hawaii counties currently contract with animal shelters to perform animal control duties and animal care. If these entities are designated as the enforcing agency by the county, they would be put in the position of inspecting and licensing themselves, which is not best practice. Additionally, this creates an awkward situation for those shelters as the law would not allow them to demonstrate to the public with the same level of confidence as other entities that they comply with the regulations. Ideally, the enforcing agency would be required to be an entity other than the one regulated, or at a minimum, an alternative agency should be designated for the enforcement of this section upon any animal rescue entities where self-regulation would create potential conflicts of interest.

Second, the definition of “animal rescue entity” is purposefully broad, in order to apply to the wide variety of animal care facilities that exist within the state. This is appropriate, however we want to ensure that this definition is not interpreted to apply to caregivers of unowned cats who engage in trap/neuter/return programs, and who may occasionally receive donations from friends or neighbors. The regulation of such caregivers is not the intent of this bill, and we request that consideration be given to possible amended language to prevent this potential confusion.

We urge committee members to support SB 802, to ensure that animals throughout the state are appropriately protected while under the care of sheltering and rescue entities.

Keith Dane
301-312-1489



TO: Senate Agriculture and Environment Committee & Senate Public Safety Committee
February 8, 2017, 115pm

FROM: Inga Gibson, West Hawaii Humane Society
PO Box 1208, Kailua-Kona, 96745

RE: STRONG SUPPORT SB802; Relating to Animals

Dear Chairs Gabbard & Nishihara and Committee members,

The West Hawaii Humane Society strongly supports SB802. More than 20 states have similar laws that license animal care facilities. While most animal shelters and rescue facilities operate above basic animal care standards, there have been numerous cases across Hawaii where well-intended individuals took in more animals than they could adequately provide for, resulting in unnecessary and preventable suffering.

Further, since Hawaii has no laws or regulations governing animal care facilities, any person(s) could potentially “start” a rescue without any oversight. While our animal cruelty laws do apply to any person, including an organization, some facilities have denied access to animal control agencies to determine if the animals are being provided appropriate veterinary care and engaging in necessary disease prevention practices. This measure aims to assist animal care facilities *prior* to the development of animal care, public health or public safety concerns. This measure gives the authority to the counties to designate such agency, since there is no state agency that currently oversees domestic animal welfare issues.

Finally, we feel that any legitimate animal care agency would be glad to cooperate with authorities on ensuring the animals under their care are being appropriately provided for, especially if such persons/organizations are actively soliciting donations from the public, as a bona fide not-for-profit organization, and that is already required to be registered with the Hawaii Attorney General’s Office.

Thank you for your consideration of this testimony.

Best, Inga Gibson
West Hawaii Humane Society
westhawaiihumanesociety@gmail.com
808.922.9910



Hawaiian Humane Society
People for animals. Animals for people.

2700 Waialae Avenue Honolulu, Hawaii 96826
808.356.2200 • HawaiianHumane.org

Date: Feb. 7, 2017February 7, 2017

To: Chairman Sen. Mike Gabbard
Vice Chairman Sen. Gil Riviere
And Members of the Committee on Agriculture and Environment

Submitted By: Stephanie Kendrick, Public Policy Advocate
Hawaiian Humane Society, 808-356-2217

RE: Testimony in support of SB802: Relating to Animals
Friday, Feb. 8, 2017, 8:30 a.m., Capitol conference room 312

The Hawaiian Humane Society strongly supports SB802, which would require animal rescue entities to be licensed.

Animal rescue groups in Hawaii are unregulated, which jeopardizes the health and safety of animals. At least 30 other states have created rules for animal groups to protect the welfare of companion animals. SB802 is modeled on existing legislation.

The provisions of SB802 - which would apply equally to the Hawaiian Humane Society, animal rescue entities, government animal control agencies and boarding kennels that otherwise qualify under the law - are designed to ensure adequate standards of care for the animals in their custody.

The licensing, inspections and record keeping provisions of SB802 are intended to prevent the suffering of animals. The rules ensure animals are housed in humane conditions with adequate sustenance, receive necessary health care and are tracked from admission through disposition.

It was once thought that poor animal rescue conditions were the result of well-intentioned people getting in over their heads. But a growing body of research suggests animal hoarding, a complex mental health issue, often underlies the cases that lead to severe animal suffering.

SB802 will require accountability from all animal rescue entities and protect animals. We strongly urge you to pass this bill.

Please let me know if I can be of assistance.



To: Chairman Sen. Mike Gabbard
Vice Chairman Sen. Gil Riviere
And Members of the Committee on Agriculture and Environment

Submitted By: Donna Whitaker, Executive Director
Hawaii Island Humane Society

RE: Testimony in support of SB802: Relating to Animals

The Hawaii Island Humane Society joins with other Animal Welfare Agencies in the State of Hawaii in strong support of SB802, which would require animal rescue entities to be licensed.

Animal rescue groups in Hawaii are unregulated, which jeopardizes the health and safety of animals. At least 30 other states have created rules for animal groups to protect the welfare of companion animals. SB802 is modeled on existing legislation.

The provisions of SB802, which would apply equally to the Hawaii Island Humane Society, animal rescue entities, government animal control agencies and boarding kennels that otherwise qualify under the law and are designed to ensure adequate standards of care for the animals in their custody.

The licensing, inspections and record keeping provisions of SB802 are intended to prevent the suffering of animals. The rules ensure animals are housed in humane conditions with adequate sustenance, receive necessary health care and are tracked from admission through disposition.

It was once thought that poor animal rescue conditions were the result of well-intentioned people getting in over their heads. But a growing body of research suggests animal hoarding, a complex mental health issue, often underlies the cases that lead to severe animal suffering.

SB802 will require accountability from all animal rescue entities and protect animals. We strongly urge you to pass this bill.

Please let me know if I can be of assistance.

Donna Whitaker
Executive Director
Hawaii Island Humane Society



February 7, 2017

Support of SB 802

Hawaii Senate Committee on Agriculture and Environment

Dear Senators:

I am writing on behalf of the National Animal Interest Alliance (NAIA), a broad-based animal welfare organization founded in 1991 to provide fact-based answers to complex and controversial issues regarding animals. We are dedicated to securing high standards of animal care and treatment; and to preserving the human-animal bond. Amongst our members in Hawaii are pet owners, hobby breeders, rescuers and animal professionals, scientists and veterinarians.

NAIA supports the idea and intent of SB 802, but would like to suggest some changes and amendments to simplify the bill. We applaud the idea of bringing shelters and rescues under the purview of some oversight, and particularly requiring the reporting of valuable data. However, rather than delegating the oversight to county level and requiring entities that may not be capable to create further ordinances and license requirements that may vary widely from county to county, we would like to suggest starting with a simple mandatory, state level registration. Animal rescue entities would be required to register with a state entity, such as the Department of Agriculture as other states have done, and to report data so that a better understanding of the number of animals being overseen by rescue may be collected. This data can be used to determine what type of further regulation may be needed in the future for animal rescue entities through one process across the board.

Please consider our suggested amendments to SB 802, which will simplify the bill and better achieve regulation of shelters and rescue in the long run.

Sincerely,

Sara Chisnell
Legislative Director
National Animal Interest Alliance

A BILL FOR AN ACT

RELATING TO ANIMALS.

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

SECTION 1. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

"CHAPTER

REGULATION OF ANIMAL RESCUE ENTITIES

§ -1 **Definitions.** As used in this chapter:

"Animal" means any nonhuman mammal, bird, reptile, amphibian, or fish.

"Animal rescue entity" means an individual or organization, including but not limited to an animal control agency, humane society, animal shelter, animal sanctuary, or boarding kennel, but excluding a veterinary facility, that keeps, houses, and maintains in its custody on site or elsewhere ten or more animals and that solicits or accepts donations in any form.

"Enforcing agency" means the agency designated as the enforcing agency by the county. (This needs to be changed to a state level agency for unified process statewide)

§ -2 **License Mandatory registration required.** (a) An animal rescue entity shall ~~obtain a license issued by~~ **register** with the **enforcing agency** in accordance with this section and comply with the following licensing requirements:

(1) Any rules or ordinances adopted by the **enforcing agency**;

(2) Payment of a reasonable fee, as determined by the **enforcing agency**, for a **license registration** or an annual renewal of ~~the license~~ **registration** to provide for the actual cost of enforcing this section; and

~~(3) Payment of the license fee to the director of finance of the county in which the entity operates.~~

(3) Complete application that includes the physical address and agent for the animal rescue entity.

~~(b) Each county council shall have the power to set standards for animal rescue entity licenses. An applicant for an animal rescue entity license shall demonstrate that the applicant complies with all standards imposed under applicable law.~~

~~(c) The enforcing agency shall not issue or renew a license under this section unless the animal rescue agency is in compliance with the requirements of this chapter.~~

~~(d) An animal rescue entity may transfer a license issued under this section to another individual or organization with the written consent of the enforcing agency; provided that the transferee otherwise qualifies to be licensed as an animal rescue entity under this section and rules applicable to the transferee and does not have a certified unpaid debt to the State. The transferee shall submit a signed release to the~~

~~enforcing agency permitting the performance of a background investigation of the transferee, and the enforcing agency shall conduct the background investigation.~~

§ -3 **Recordkeeping; requirements.** (a) An animal rescue entity shall keep a record for each animal in its custody that contains the following information:

(1) The conditions under which the entity came into custody of the animal, including date of intake and source of the animal;

(2) The date of birth of the animal or, if the date of birth is unknown, the approximate age of the animal;

(3) The **species**, sex, breed type, and weight of the animal at intake;

(4) A photograph of the animal taken within twenty-four hours of intake;

(5) The number of offspring the animal produced while in the possession or control of the entity, if applicable; and

(6) The disposition the entity makes of each animal possessed by, controlled by, or in the charge of the entity, including date and manner of disposition, **including euthanasia**, and the name and address for any individual or organization taking possession, control, or charge of an animal from the entity.

(b) Records kept in accordance with subsection (a) shall be kept by the animal rescue entity for three years from the date of disposition of each animal in its custody.

(c) An animal rescue entity shall permit an authorized representative of the **enforcing agency** to inspect records of the entity required by this section and shall furnish reports and information as requested by the **enforcing agency**.

(d) Records kept by an animal rescue entity in accordance with subsection (a) shall be reported to (the designated state enforcing agency) by February 15 of each year for the previous

calendar year. The data shall be compiled by (the designated state agency) and made available to the public.

~~§ -4 Inspection. (a) Whenever an authorized representative of an enforcing agency is advised or has reason to believe that an animal rescue entity is operating without a license, the representative may visit and conduct an on-site investigation of the premises of the animal rescue entity.~~

~~— (b) At any reasonable time, an authorized representative of an enforcing agency may conduct an on-site investigation of the premises of any licensed animal rescue entity to determine whether the entity is in compliance with the requirements of this chapter.~~

~~§ -5 Penalty. (a) A violation of this chapter by an animal rescue entity may result in imposition of civil penalties to be determined by the enforcing agency, including but not limited to the impoundment of all animals under the entity's control, the revocation of the entity's license to operate as an animal rescue entity, and civil penalty of not more than \$500 per violation.~~

~~— (b) Before a civil penalty may be imposed under this section, the enforcing agency shall adopt rules or ordinances to:~~

~~— (1) Ensure that an individual or organization who is the subject of an alleged violation receives notice of the allegations and potential imposition of civil penalties;~~

~~— (2) Allow the opportunity for a hearing prior to the imposition of civil penalties; and~~

~~— (3) Allow the opportunity for judicial review of the imposition of civil penalties.~~

Any animal rescue entity that fails to report the information required under sections 3 of this act within 30 days of the date required may not adopt animals to the public or transfer animals to another releasing agency until the report is filed with the Department.

§ -6 **Disposition of fees and penalties.** All moneys received by the director of finance under this chapter shall be paid into the a general fund of the ~~respective county~~ and shall be used for enforcing agency operations taken pursuant to this chapter and applicable ordinances."

SECTION 2. This Act shall take effect on July 1, 2017.

INTRODUCED BY: _____

Vote NO on SB802

Contact: Sylvia Dolena
808 965-1899
sylviadolena@gmail.com



Vote NO on SB802

ALOHA ANIMAL ADVOCATES

CHAMPIONS OF THE SAVE 90% REVOLUTION

Executive Summary

Save 90% of the island's animals while saving tax payer dollars!

Animal welfare non-profit organizations (501c3):

1. Are already under financial burden
2. Depend on volunteers for fostering and other activities
3. Will put foster/temporary sheltering programs at risk

Passing SB802 will have unintended consequences

1. Foster network may go "under ground" due to financial burden
2. Would put animals at risk waiting for a "licensed" foster/shelter situation
3. Would create more animals being abandoned because people who cannot care for their animals anymore won't have an alternative (the Humane Society has a 75% kill rate).

**Statistics from Humane
Society-Hawaii Shelter
Activity Report (SARS)**



Vote NO on SB802

ALOHA ANIMAL ADVOCATES

CHAMPIONS OF THE SAVE 90% REVOLUTION

The Driving Factors for Change in Hawaii County

One of the highest kill rates in the nation: 75% avg.

In 2015, the County of Hawaii killed 10,622 animals, mostly dogs and cats.

That is a rate of one animal per hour, 24 x 7 x 365.

Live Release Rate one of the lowest in the nation: 25% avg.

By comparison, at least 500 communities US-wide have increased their Live Release Rate to 90% plus, by implementing major shelter reform successfully, utilizing an integrated set of life-saving programs.

\$2.1 million taxpayer dollars funding animal control:

The County of Hawaii spends over \$2.1 million taxpayer dollars funding animal control.

This increases each year and no significant improvement. An additional, \$100K was added for ineffective SnN coupons.

No strategic plan to address the issue:

In the past 25 years, the animal control contract has not significantly changed and there is no strategic plan to bring pet population under control.

Under the current animal control contract, over 114,817 animals have been killed in the last 10 years.

Humane Society-Hawaii cannot and has not be able to do it alone. Why create a bureaucratic system to inhibit solutions?



ALOHA ANIMAL ADVOCATES
CHAMPIONS OF THE SAVE 90% REVOLUTION

Vote NO on SB802

Problem

Solution

<p>1. No strategic plan to address the issue: In the past 25 years, the animal control contract has not significantly changed and there is no strategic plan to bring pet population under control. Under the current animal control contract, 114,817 animals have been killed in the last 10 years.</p>
<p>2. One of the highest kill rates in the nation: 75% avg. In 2015, the County of Hawaii killed 10,622 animals, mostly dogs and cats. That is a rate of one animal per hour, 24 x 7 x 365.</p>
<p>3. Live Release Rate one of the lowest in the nation: 25% avg. By comparison, at least 500 communities US-wide have increased their Live Release Rate to 90% plus, by implementing major shelter reform successfully, utilizing an integrated set of life-saving programs.</p>
<p>4. \$2.1 million taxpayer dollars funding animal control: The County of Hawaii spends over \$2.1 million taxpayer dollars funding animal control each year.</p>

<ul style="list-style-type: none"> • Comprehensive shelter reform, Save 90% integrated programs • Progressive animal control contract based in CAPA (Companion Animal Protection Act) • Compassionate, knowledgeable, competent shelter leadership and staff; Community Board oversight
<ul style="list-style-type: none"> • Rescue Partnerships • Transport programs • Medical and Behavior Prevention and Rehabilitation • Community Dog/Cat SnNs; TNR programs, managed colonies
<ul style="list-style-type: none"> • Pet Retention Education and Support Programs • Proactive Redemptions • Comprehensive Adoption Programs • Public Relations, Public Awareness, Public Education
<ul style="list-style-type: none"> • Volunteers, Foster Care Network, Community Involvement and Out-reach • High-volume, Low/No Cost. <i>Convenient</i> Spay and Neuter Clinics

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 1:05 AM
To: AEN Testimony
Cc: owlit1@gmail.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Frances Pueo	Hui Pono Holoholona	Oppose	No

Comments: SB 802 – I oppose because it will cause a negative ripple against all T-N-R-M programs because people will be afraid to be open about the number of animals needing to be spay or neutered, as they will be afraid that they will be turned in, and the animals they are protecting will be taken from them. It will also cause more animal abandonment, more unwanted litter births. Our organization Hui Pono Holoholona supports low cost/no cost spay and neuter for dogs and cats. We go into neighborhoods, in subdivisions, rural areas, and farms to get their animals on S/N schedule whether it's a caregiver for a cat colony or pet owners. SB 802 will close doors to us because people who do good care for their animals, will be afraid to be mislabeled as hoarders. At our clinic's we provide microchipping and those specific Identification number per animal is given to the client, a copy to our local Humane Society, and we keep a record. If SB 802 is passed, our local Humane Society could misuse that information if the owner has more than 10 animals. As an example: What happens if the owner has three dogs, and three cats. This same person finds a pregnant dog, decides to keep it but before it can get a veterinarian appointment for a spay it has four puppies. Now with 11 animals, puppies are not old enough to be adopted out but will be termed as a hoarder. Presently, we already have existing animal cruelty laws, use those laws to retrieve animals if cause presents itself to do so. Frances P. Pueo P.O. Box 943, Mt. View, Hawaii 96771

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improving the quality of lives of pets and their people.

Testimony by Alicia Maluafiti, PDP Board President
In opposition to SB 802 - Relating to Animals

Senate Committees on Agriculture and Environment and
Public Safety, Intergovernmental and Military Affairs
Wednesday, Feb. 8, 1:15 pm, Rm. 224

Aloha Chairs Gabbard and Nishihara and Members of the Committee,

Poi Dogs & Popoki (PDP) is a nonprofit animal welfare organization with a mission to help people and their pets. We oppose SB 802.

This bill may have been introduced as a result of the recent investigation into Friends for Life, the animal rescue in Makaha. Many of us in animal rescue do not condone the conditions in which the dogs were kept, but we also do not believe SB 802 is the solution. While there are many issues that contributed to the situation in Makaha, the acts were done out of love of animals and to save lives. There is no “profit” in animal rescue. The more egregious animal cruelty cases involve breeders – not animal rescues. So if the legislature is interested in curbing animal cruelty, regulating breeders would be a more important first step.

Passing SB 802 would effectively stop people from rescuing animals. Those of us that rescue animals already spend our own time and own dime doing this volunteer work. PDP was specifically organized to help people helping animals. So we work directly with other small nonprofits as well as individuals who cannot afford the costs of spay and neuter, veterinary care, and other financial challenges – many of which are the reasons why people hesitate to do rescue in the first place. Placing these rescued animals into foster homes and finding avenues to adopt them into permanent homes are additional challenges. To do this kind of work requires a 100% commitment and the end game for us simply another life saved from euthanasia. We are on the front line doing this for love and do not deserve a regulatory burden in addition to the challenges we already face.

We euthanize 7 out of 10 animals on Oahu alone. While feral cats are the statistical lead, Hawaiian Humane Society (animal control) reports that they euthanize animals that are:

- Fearful, aggressive towards humans or other animals, unsocialized, inappropriate elimination
- Ringworm, scabies, lice, and other skin diseases like mange, upper respiratory infection, injury, chronic health issues, dental issues, and other diseases
- Unweaned or under 6 weeks of age (kittens) or 4 weeks of age (puppies)

Of the approx. 9,500 cats taken in by HHS, 7,600 were euthanized. Of the 4,400 dogs taken in, 900 were euthanized. And according to the animal control contract report to the City & County of Honolulu, HHS reports that ZERO “adoptable” animals were euthanized. These statistics are ONLY for animal control. They do not include the surrenders by owners. To put that into perspective, in the 2015 FY, HHS took in 16,100 animals as part of their contract with the City. But their Annual Report for that period indicates over 22,000 animals arriving and the same “methodology” for identifying animals to be euthanized still applies.

Without the many small groups (organized as nonprofits or not) and many more people doing animal rescue, our euthanasia rate would be even higher.

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 2:12 PM
To: AEN Testimony
Cc: lauramyers07@aol.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Laura Myers	Windward Dog Park Hui	Support	No

Comments: Hawaii desperately needs to update its laws protecting animals. I'm a long-term volunteer with the Hawaiian Humane Society and a freelance journalist who researched and published articles regarding the Waimanalo Puppy Mill bust. We particularly need laws prohibiting people convicted of animal abuse from owning animals in the future, and we need to fine and jail individuals who own and manage "puppy mills," that neglect and abuse innocent animals.

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 1, 2017 9:17 PM
To: AEN Testimony
Cc: shaun_hawaii@yahoo.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/1/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
shaun_hawaii	Hawaii Opae Ula	Oppose	No

Comments: This bill will put undue pressure and financial burden on animal welfare and animal rescue organizations. These people who foster animals are volunteers in the community wanting to help the animals.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 7:22 PM
To: AEN Testimony
Cc: sylviadolena@yahoo.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 1/31/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Sylvia Dolena	Pele Lani Farm LLC	Oppose	No

Comments: On *SB 802, the enforcement of it could really damage our animal foster care network. In the (d) section, if a qualified 501c3 asks a foster care mom to foster more than 10 animals until they are adopted out, they would need a transferred license and the transfer approved by the enforcing agency. This creates fees, time delays and bureaucracy. By having to get written consent by the "enforcing agency". and if that is the County Animal Control agency in HPD or the Animal Control enforcement agency, Humane Society, it could bog down our system and/or put our foster moms at risk and the animals being rescued at risk. And my question would be, if an animal rescue agency is a known animal welfare, 501 c3 getting funds from the County already, why would they need to be licensed to do animal rescue and shelter those animals? This seems to over legislate the issue. We would want any 501 c3 established as an animal welfare organization to be "grandfathered" in without all this bureaucracy. I can see "maybe" licensing the unknown newbies but for those established organizations, such as, AdvoCats, Big Island Dog Rescue, Aloho Ilio, Rainbow Friends, Catsnips, Hui Pono Holoholona , PAWS Sanctuary, Kohala Animal Rescue, etc. it seems bureaucratic and unnecessary.

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 5, 2017 11:48 AM
To: AEN Testimony
Cc: viviansuet@hotmail.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/5/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Vivian S. Toellner	Individual	Oppose	No

Comments: Step up to Help, Not regulate ! Money for lawyers now instead of animals. At least 3 big new vans in pictures, money money, that could have helped those animals days -months sooner! Why not show up to help without fancy vans, bring the medicine and mange shampoos, bring in the needed volunteers to aid the caring human...help this person, who has land and good intent because many of the dogs in these pics look happy and health. A quick Google search of "friends for life hawaii" shows two khon2.com news stories. One dated January 2015 and the other dated October 2016. Over 18 months of concern....really. Why not get in there and assist all those months. Show up with the needed medicines to help. Show up with the needed labor and volunteers to help. I don't know about this particular "friends for life" shelter. So don't know if good or bad. But most are good, and may get in over their heads, but what is the answer more money spent on non-animal needs ! This bill pressures the rescuers. Let us pressure the authorities as well, to do on site visits once a year. Let us pressure the authorities to provide needed help. Medicines and food purchased in bulk, and provided at cost would be a great start. Let us truly show concern and extent the true hand of caring for the animals. Stop Diverting attention from the animals. Help the human rescuers, stop painting them as the problem. Instead of state: Society as a whole has lead to this, and that humans need to step up to help. Authorities solutions have not worked, otherwise why are there so many animal shelters... The government control cannot and does not fill the need. On any issue, human or animals. Step up to Help, Not regulate ! Aloha & Mahalo,

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 3, 2017 6:25 PM
To: AEN Testimony
Cc: katc31999@gmail.com
Subject: *Submitted testimony for SB802 on Feb 8, 2017 13:15PM*

SB802

Submitted on: 2/3/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Kat Culina	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 3, 2017 12:31 PM
To: AEN Testimony
Cc: hypnosusan@sbcglobal.net
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/3/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Susan Bambara	Individual	Oppose	No

Comments: This bill does not HELP animals, but limits those trying to help rehome, foster and save them! Please oppose this bill. Thank you for caring!

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 2, 2017 11:22 AM
To: AEN Testimony
Cc: goldenfeatherjewelry@gmail.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/2/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Elaine Partlow	Individual	Oppose	No

Comments: As a foster kitten parent, I am very concerned about the overreaching language in SB802. Two mama cats and their litters can easily add up to ten or more kitties, even though most mamas return to their owners once the kittens are weaned, and the kittens are almost always adopted by 12 weeks of age. I don't charge an adoption fee, but do ask for a donation to help pay for vaccinations, microchipping, worming medicine, flea treatments, antibiotics and food. Adopters seem more accepting of making a donation rather than paying an adoption fee. Having to buy a license and put up with inspections of my home would feel very offputting to me, and, I believe, most foster parents. We are of critical importance to humane societies and rescue organizations, and I'm afraid this bill would cause many foster parents to drop out, and that would cost lives. Please change the language of his bill to narrow the definition of a rescue entity, so as not to penalize caring foster animal parents. Thank you.

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 1, 2017 2:00 PM
To: AEN Testimony
Cc: Mhussey@hawaii.rr.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/1/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Barbara Hussey	Individual	Oppose	No

Comments: I am in total opposition to SB 802. Causing additional stress to non-profit rescue groups is inane to me. I personally have two rescue dogs that came from horrific situations. To set up additional "road blocks" to save abused animals is so not "pono". I work with two non-profits currently and we all say the same thing. WE are the voice for these animals that cannot speak for themselves. I respectfully submit that this Bill 802 is not in the best interest of saving abused and neglected animals in Hawaii. Mahalo nui loa.

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ANA KAHOOPII

PO Box 2714

KAMUELA, HI 96743

keauea@hawaii.rr.com

OPPOSE SB 802

Relating to animal rescue, licensing, regulation, penalties

I oppose this legislation. For over ten years my ohana and many of my friends and neighbors have helped our local county shelter by taking in unwanted animals, fostering them and finding them new homes. We are currently working to expand our network of foster homes and rescue efforts. This bill will negatively impact our efforts by penalizing community members that want to help. It will negatively impact our shelter system by creating a system of punishment for those whose only desire is to help homeless, unwanted animals. It will drive up the rate of killing occurring at our county shelters due to the layer of bureaucracy you will be adding. This bill will make it more difficult to recruit fosters and rescue workers. In case you do not know the state of Hawaii has a very high shelter kill rate. A problem that can be solved in other ways. This bill will drive up the shelter kill rate by discouraging volunteer involvement.

Please rethink this bill and take time to talk story with these of us on the front lines of animal rescue.

Aloha e,

Ana Nawahine Kahoopii

January 31, 2017

To Whom It May Concern,

I strongly oppose SB No 802, Animal Rescue; Animal Rescue Entities; Requirements; Licensing; Counties. This proposal would only further strain the resources of animal organizations and helpful citizens that are on the problem-solving side of this issue. This would only hurt the non-profit organizations and charitable individuals who use whatever of the little resources they have to care for the animals and do a community service for us all. They have nothing to spare for bureaucratic procedures; they are entirely exhausted by providing food, shelter, and veterinary care as well as ethically reducing the populations of invasive species within the islands. If anything, the fees on these kinds of organizations and individuals needs to be greatly reduced so that they can further their missions and good work in protecting Hawaii's biodiversity in a moral and ethical way.

If the state is seeking money to be make from domesticated invasive species, they should be looking towards the rampant backyard breeding problem that Hawaii has. Puppy mills and backyard breeders are prevalent in the state with dogs and cats kept in abhorrent conditions, and often if not sold on the side of the road, are simply dumped at various sites, creating huge feral cat and dog colonies.

I implore the legislature to approach this issue with a thorough and well-informed point of view. SB No 802 would be a gigantic step in the wrong direction. Please join me in opposing SB No 802.

Sincerely,

Rachel J. Pierson-Medina

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 8:54 PM
To: AEN Testimony
Cc: jcuparts1@gmail.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 1/31/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Jacob Medina	Individual	Oppose	No

Comments: I oppose SB No 802, Animal Rescue; Animal Rescue Entities; Requirements; Licensnsing; Counties. It is outrageous that Animal rescue organizations like PAWS, Rainbow Friends, and all others including those fostering in their home which are doing wonderful work and care for animals will be penalized by a financial license fee burden, etc. These orgs are working tirelessly and volunteering their time to help stop this man made problem! This has nothing to do with dog breeders,that should be the target. Instead its targeting good animal rescue organizations and animal fostering homes. Animal protection laws already exist so this SB 802 is not necessary and will hurt all of us 501c3 non-profits that already are under a financial strain havining to give monies to the County for unnecessary fees instead of food, medical cost for the animals.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 8:42 PM
To: AEN Testimony
Cc: kittycat10007@yahoo.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 1/31/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
linda telford	Individual	Oppose	No

Comments: We are up against so much already.

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Sent: Tuesday, January 31, 2017 7:55 PM
To: AEN Testimony
Cc: Svsseiler@gmail.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 1/31/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Victor Seiler	Individual	Comments Only	No

Comments: Aloha. I oppose SB No 802, Animal Rescue; Animal Rescue Entities; Requirements; Licensnsing; Counties. Animal rescue organizations like PAWS, Rainbow, and all others including those fostering in their home which are doing wonderful work and care for animals will be penalized by a financial license fee burden, etc. This has nothing to do with dog breeders,that should be the target. Instead its targeting good animal rescue organizations and animal fostering homes. Animal protection laws already exist so this SB 802 is not necessary and will hurt all of us 501c3 non-profits that already are under a financial strain havining to give monies to the County for unnecessary fees instead of food, medical cost for the animals. MAHALO for considering this testimony.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 3:28 PM
To: AEN Testimony
Cc: panther_dave@yahoo.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 1/31/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Dave Kisor	Individual	Oppose	No

Comments: This legislation goes after the wrong entities. Animal rescue organizations like PAWS, Rainbow Friends, and all others including those fostering in their home which are doing wonderful work and care for animals will be penalized by a financial license fee burden, etc. This has nothing to do with dog breeders, that should be the target. Instead its targeting good animal rescue organizations and animal fostering homes. Animal protection laws already exist so this SB 802 is not necessary and will hurt the 501c3 non-profits that already are under a financial strain having to give monies to the County for unnecessary fees instead of food, medical cost for the animals.

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January 30th, 2017

Committee on Agriculture and Environment

Senator Mike Gabbard, Chair

Senator Gil Riviere, Vice Chair

Committee on Public Safety, Intergovernmental and Military Affairs

Senator Clarence K Nishihara, Chair

Senator Glenn Wakai, Vice Chair

Ref: SB 802 Hearing date 2/8/17 at 1:15 PM

Dear Committee Members,

I am writing in opposition to SB 802 in its current form.

While I do understand the need for some sort of oversight with respect to animal shelters operating in the state of Hawaii, I believe several parts of this measure are too broad reaching, ambiguous, and lack the details necessary to be a viable bill.

As there seems to be an ever increasing number of shelters appearing Island wide, I firmly believe as a non-profit tax free entity that there should be a level of accountability for them both fiscally and relating to the humane treatment of the animals in their care.

I respectfully recommend the following changes to this bill:

- Remove “boarding kennel” from list of what an “animal rescue entity” is. An “animal shelter” by definition, is a kennel (where dogs are concerned). There are many kennels in Hawaii that accept payment for boarding, and I believe the inclusion of “boarding kennel” could be misconstrued.
- Include “and registered as a 501c for tax purposes” under the “animal rescue entity” definition. This would negate the need for removing “boarding kennel” mentioned above.
- I believe the “enforcing agency” needs to be clarified. If this is our own Hawaiian Humane Society, would this not pose a conflict of interest where other shelters are concerned? While I do not have a problem with HHS being involved, I believe other shelters would definitely have a problem with enforceability of any kind coming from HHS.
- Allowing the “enforcing agency”, whoever this is to be, to adopt “any rules or ordinances” is entirely too broad-reaching. We have the Animal Welfare Act which passed some time ago that addresses quality of care for animals and should provide the guidelines for use by the enforcing agency.

- Finally, “a reasonable fee” is very subjective, and should be clarified prior to adopting this measure.

Thank you for the opportunity to submit this testimony.

Sincerely,

Ricky Baker

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, January 29, 2017 1:37 PM
To: AEN Testimony
Cc: ej@hawaiiantel.net
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 1/29/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
ellen jackson	Individual	Support	No

Comments: Please support this important animal protection bill.

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 6, 2017 4:56 PM
To: AEN Testimony
Cc: mollybbill@gmail.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/6/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Angie Ali	Individual	Oppose	No

Comments: Strongly oppose. This has dangerous legal consequences. No one living in Hawaii needs a license for any amount of animals . How are all my neighbors having 35 plus fighting roosters tethered in their front yard, and hunters and cowboys having 19 or even 9 dogs chained to trees in jungle, but a rescue has to have permission from the HIHS with the worst kill rates in the entire nation and terribly aspected in the news ? This cant stand legally and is a terrible retaliation idea from HIHs against one of the local rescues. So sad you even entertained this.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 4:48 PM
To: AEN Testimony
Cc: govierj001@hawaii.rr.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Susan Govier	Individual	Comments Only	No

Comments: I support a compromise requiring registration rather than licensing and keep the data requirements making data available to public, Susan Govier

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 1:57 PM
To: AEN Testimony
Cc: sicilianbella53@yahoo.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Linda Costa-Bryan	Individual	Comments Only	No

Comments: It is important to insure the protection of all animals. By requiring licensing and periodic inspection of animal welfare facilities by qualified personnel is a big step towards this goal. Anyone is able to solicit funds and set up an establishment to care for animals but if licensing and inspections are required it would weed out those unable to or inexperienced in satisfactorily caring for animals. SB802 is a step in the right direction.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 1:27 PM
To: AEN Testimony
Cc: hawaiidogmom@gmail.com
Subject: *Submitted testimony for SB802 on Feb 8, 2017 13:15PM*

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Stephanie McLaughlin	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 1:04 PM
To: AEN Testimony
Cc: paula-carroll@hotmail.com
Subject: *Submitted testimony for SB802 on Feb 8, 2017 13:15PM*

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Paula Carroll	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 12:59 PM
To: AEN Testimony
Cc: nchang2017@gmail.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Nicholas Chang	Individual	Support	No

Comments: In November, I alongside several volunteers of the Iolani Animal Welfare Alliance, a community service club I founded at Iolani School, went to help the Hawaiian Humane Society care for over 300 dogs that had been rescued from another animal shelter in what would come to be known as the largest rescue in the history of the 130-year-old organization. The state of these animals were unfortunate, as they showed obvious signs of neglect such as parasites and malnourishment. If laws had been enacted earlier to require animal rescue organizations to be licensed, these animals could have been spared from all this needless suffering. The failure to enact regulations now and allow a situation like this to arise again would be a serious injustice to the animals of Hawaii whom we the people have been entrusted to care for. Because of these events, it is clear to me that allowing unlicensed animal rescue organizations to operate unchecked could result in abuse and neglect.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 12:56 PM
To: AEN Testimony
Cc: cnaun@armsofaloha.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Carolyn Naun	Individual	Support	No

Comments: As a small animal veterinarian, I have had many first-hand interactions with animal rescue groups in Hawaii and elsewhere, and humane conditions are NOT a given. This bill would be an important step toward protecting these vulnerable animals.

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To: Chair Senator Mike Gabbard

Committee Members: Senators Keith-Agaran, Kim, Nishihara, K. Rhoads, Riviere

Subject: Senate Bill 802

Date: February 7, 2017

From: Wayne Niide

Thank you for the opportunity to provide testimony to SB 802.

Please support the passage of SB 802 to insure that all animals rescue entities are licensed and monitored to insure the **safety** and **well being** of our animal friends.

I believe the aforementioned reason(s) should suffice to support passage of SB 802.

Thank You!

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 12:48 PM
To: AEN Testimony
Cc: jbickel15@yahoo.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
John Bickel	Individual	Support	No

Comments: I support this bill as rescue efforts by non licensed operations can result in animal cruelty.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 12:40 PM
To: AEN Testimony
Cc: jessdunn24@gmail.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Jessica Woo	Individual	Support	No

Comments: I support this bill as I feel it will ensure animals are housed in humane conditions with adequate sustenance, receive necessary health care and are tracked from admissions through disposition. If people aren't able to maintain records for animals in their care they are beyond their capacity for humane care.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 12:28 PM
To: AEN Testimony
Cc: tchmielowicz@hotmail.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Tom Chmielowicz	Individual	Support	No

Comments: I believe that this bill is necessary to protect animals. Hawaii should join other states in holding rescue organizations accountable for the care and welfare of the animals they take in. Good intentions can quickly create a situation that does not actually help animals, and I believe this bill would help prevent that type of injustice. Thank you.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 6:44 PM
To: AEN Testimony
Cc: crystalkpaul@yahoo.com
Subject: *Submitted testimony for SB802 on Feb 8, 2017 13:15PM*

LATE

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Crystal Kia Paul	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 8:04 PM
To: AEN Testimony
Cc: sydneynhawaii50@yahoo.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM



SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
christine harris	Individual	Comments Only	No

Comments: I have been volunteering since last November with the Waianae Rescue dogs. Many could hardly walk, eat and so scared. Because of the dedicated Staff and volunteers many of the dogs have been fostered to loving homes and many are now running and playing with volunteers and staff. Please stop this abuse and also the law of dogs tethered or chained outside. On behalf of all animals lovers PLEASE HELP as we are their voice.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 5:48 PM
To: AEN Testimony
Cc: ashzz@mac.com
Subject: Submitted testimony for SB802 on Feb 8, 2017 13:15PM

LATE

SB802

Submitted on: 2/7/2017

Testimony for AEN/PSM on Feb 8, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Ashley Wilcox	Individual	Support	No

Comments: Animals deserve humane and compassionate treatment.

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