
A BILL FOR AN ACT

RELATING TO CRUELTY TO ANIMALS.

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

1 SECTION 1. Section 711-1109, Hawaii Revised Statutes, is
2 amended as follows:
3 1. By amending subsection (1) to read:
4 "(1) A person commits the offense of cruelty to animals in
5 the second degree if the person intentionally, knowingly, or
6 recklessly:
7 (a) Overdrives, overloads, tortures, torments, beats,
8 causes substantial bodily injury to, or starves any
9 animal, or causes the overdriving, overloading,
10 torture, torment, beating, or starving of any animal;
11 (b) Deprives a pet animal of necessary sustenance or
12 causes [~~such~~] that deprivation;
13 (c) Mutilates, poisons, or kills without need any animal
14 other than insects, vermin, or other pests; provided
15 that the handling or extermination of any insect,
16 vermin, or other pest is conducted in accordance with



1 standard and acceptable pest control practices and all
2 applicable laws and regulations;

3 (d) Keeps, uses, or in any way is connected with or
4 interested in the management of, or receives money for
5 the admission of any person to, any place kept or used
6 for the purpose of fighting or baiting any bull, bear,
7 cock, or other animal, and includes every person who
8 encourages, aids, or assists therein, or who permits
9 or suffers any place to be so kept or used;

10 (e) Carries or causes to be carried, in or upon any
11 vehicle or other conveyance, any animal in a cruel or
12 inhumane manner;

13 (f) Confines or causes to be confined, in a kennel or
14 cage, any pet animal in a cruel or inhumane manner;

15 (g) Tethers, fastens, ties, or restrains a dog to a
16 doghouse, tree, fence, or any other stationary object
17 [by], or uses a trolley, pulley, cable, or running
18 line designed to attach a dog to two stationary
19 objects:

20 (i) If the dog is under the age of six months unless
21 the dog is engaged in a supervised activity;



- 1 (ii) In a configuration that:
- 2 (A) Entangles or endangers the dog; or
- 3 (B) Prevents the dog from obtaining necessary
- 4 sustenance;
- 5 (iii) If the restraint is a tow or log chain or is
- 6 disproportionate to the size or weight of the dog
- 7 such that the restraint inhibits the free
- 8 movement of the dog within the area allowed by
- 9 the tether; or
- 10 (iv) By means of a choke collar, pinch collar, or
- 11 prong collar; provided that a person is not
- 12 prohibited from using [~~such restraints~~] a choke
- 13 collar, pinch collar, or prong collar when
- 14 walking a dog with a hand-held leash or while a
- 15 dog is engaged in a supervised activity; or
- 16 (h) Assists another in the commission of any act specified
- 17 in subsections (1)(a) through (1)(g)."
- 18 2. By amending subsection (4) to read:
- 19 "(4) Cruelty to animals in the second degree is a
- 20 misdemeanor, except [~~where~~] that if the offense involves



1 ten or more pet animals in any one instance [~~which~~], then
2 cruelty to animals in the second degree is a class C felony."

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

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

8 SECTION 4. This Act shall take effect on July 1, 2150.



Report Title:

Cruelty to Animals; Restraints; Penalties

Description:

Prohibits specified trolleys, pulleys, cables, or running lines designed to attach a dog to two stationary objects that endanger, or deny sustenance, to a dog. (HB200 HD1)

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

